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STATUTORY INSTRUMENTS

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**1995 No. 3246**

**ANIMALS**

**ANIMAL HEALTH**

**The Specified Bovine Offal (Amendment) Order 1995**

*Made - - - - 14th December 1995*

*Coming into force - - 15th December 1995*

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred on them by section 1 of the Animal Health Act 1981<sup>(1)</sup>, and the Minister of Agriculture, Fisheries and Food in exercise of the powers conferred on him by section 11 of that Act, and of all other powers enabling them in that behalf, hereby make the following Order:

**Title and commencement**

1. This Order may be cited as the Specified Bovine Offal (Amendment) Order 1995 and shall come into force on 15th December 1995.

**Amendment**

2.—(1) The Specified Bovine Offal Order 1995<sup>(2)</sup> shall be amended in accordance with the following provisions of this Order.

(2) In article 2 (interpretation) after paragraph (3) there shall be added the following paragraph—

“(4) In this Order the expression “mechanical means” does not include the use of hand held powered knives which do not use powered pressure or suction.”.

(3) After article 4 (specified bovine offal for human consumption) the following articles shall be added:

**“Prohibitions applying to vertebral column**

4A.—(1) No person shall use the vertebral column of a bovine animal in the recovery of meat by mechanical means.

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(1) 1981 c. 22, as applied by the Zoonoses Order 1988 (S.I.1988/2264), by virtue of which bovine spongiform encephalopathy has been designated as a disease of animals which constitutes a risk within section 29 of the Animal Health Act 1981. The Order applies section 1 of the 1981 Act in relation to that disease. See section 86(1) for a definition of “the Ministers” and the “the Minister”.

(2) S.I. 1995/1928.

(2) No person shall use, in the preparation of food for sale for human consumption, any meat which has been recovered by mechanical means from the vertebral column of a bovine animal.

(3) No person shall use the vertebral column of a bovine animal from which meat has been cut, to produce food other than fat or gelatin for sale for human consumption.

(4) For the purposes of this article “vertebral column” means the whole or any part thereof and includes the sacrum but does not include the coccygeal vertebrae.

#### **Registration of premises on which meat is recovered by mechanical means from bovine animals**

**4B.**—(1) No person shall on any premises recover meat by mechanical means from a bovine animal unless his name and the address of those premises are registered with the appropriate Minister.

(2) The appropriate Minister shall keep a register for the purposes of paragraph (1) above.

(3) An application for registration shall be in writing and in such form and manner as the appropriate Minister may require.

(4) The appropriate Minister shall refuse to register the name of any person in respect of any premises unless the following particulars are notified to him in writing:

- (a) the business name, if any;
- (b) the name and address of the person who carries on the business;
- (c) the address and telephone number of the business;
- (d) the address of each premises at which meat is recovered by mechanical means from a bovine animal in the course of the business.

(5) Any person whose name is registered shall notify the appropriate Minister in writing of any change in the particulars previously notified to him within 14 days of any such change.”.

(4) For article 21 (export) there shall be substituted the following article—

“**21.**—(1) No person shall export from Great Britain to another member State—

- (a) specified bovine offal, or protein or tallow derived from specified offal, or
- (b) meat which has been recovered by mechanical means from the vertebral column of a bovine animal and is intended for human consumption,

except in accordance with a licence granted by the Minister.

(2) In this article “vertebral column” has the same meaning as in article 4A(4) above.”.

(5) In article 26 (transitional provisions), after paragraph (2) there shall be added the following paragraph—

“(3) Any requirement under this Order relating to the registration of premises for the mechanical recovery of meat from a bovine animal shall not operate until 31st January 1996.”.

14th December 1995

*Angela Browning*  
Parliamentary Secretary, Ministry of Agriculture,  
Fisheries and Food

13th December 1995

*Lindsay*  
Parliamentary Under Secretary of State, Scottish  
Office

Signed by authority of the Secretary of State for Wales

13th December 1995

*Gwilym Jones*  
Parliamentary Under Secretary of State, Welsh  
Office

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order amends the Specified Bovine Offal Order 1995 by inserting a new article 4A which imposes certain restrictions on the use of the vertebral column of bovine animals, and a new article 4B which imposes a registration requirement, effective from 31st January 1996, for those premises on which meat is recovered by mechanical means from bovine animals (article 2(3)).

This Order also amends article 21 of the principal Order so as to extend the restriction on exports from Great Britain to other member States to meat recovered by mechanical means from the vertebral column of bovine animals which is intended for human consumption (article 2(4)). The Order specifically excludes from the expression “mechanical means” the use of hand held powered knives which do not use powered pressure or suction (article 2(2)).

A Compliance Cost Assessment has been prepared and placed in the library of each House of Parliament. Copies can be obtained from the Animal Health (Disease Control) Division of the Ministry of Agriculture, Fisheries and Food, Government Buildings, Hook Rise South, Tolworth, Surbiton, Surrey, KT6 7NF.