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STATUTORY INSTRUMENTS

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**2003 No. 1296**

**The Feeding Stuffs (Sampling and Analysis), the Feeding Stuffs (Enforcement) and the Feeding Stuffs (Establishments and Intermediaries) (Amendment) (England) Regulations 2003**

**Amendment of the Feeding Stuffs (Enforcement) Regulations 1999**

**12.** For regulations 11 and 11A (modification of sections 77(4) and 78(6) of the Agriculture Act 1970) there shall be substituted the following regulations —

**“Analysis for the purposes of sections 77(4) and 78(6) of the Agriculture Act 1970**

**11.** For the purpose of the enforcement and administration of the Feeding Stuffs Regulations 2000 as amended by the Feeding Stuffs (Sampling and Analysis) (Amendment) (England) Regulations 2001, the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (England) Regulations 2001, the Feeding Stuffs (Amendment) Regulations 2002 and the Feeding Stuffs (Amendment) Regulations 2003 analysis in relation to a sample of a product which falls to be inspected pursuant to Directive 95/53 but is not —

- (a) a feeding stuff;
- (b) a premixture to which Part A or Part B of Commission Directive [2000/45/EC](#) establishing Community methods of analysis for the determination of vitamin A, vitamin E and tryptophan in feeding stuffs applies; or
- (c) a feed material to which Annex II to Commission Directive [2002/70/EC](#) establishing requirements for the determination of levels of dioxins and dioxin-like PCBs in feeding stuffs applies,
  - shall be treated as carried out in the prescribed manner for the purposes of sections 77(4) and 78(6) of the Act if —
- (d) where there is an applicable standard of the kind referred to in the first indent of Article 18.3 of Directive 95/53, analysis is carried out in accordance with that standard; and
- (e) where there is no such standard, analysis is carried out in accordance with any scientifically valid method the application of which does not contravene any general principle of the Treaty establishing the European Community.

**11A.** For the purpose of the enforcement and administration of the Feeding Stuffs Regulations 2000 as amended by the Feeding Stuffs (Sampling and Analysis) (Amendment) (England) Regulations 2001, the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (England) Regulations 2001, the Feeding Stuffs (Amendment) Regulations 2002 and the Feeding Stuffs (Amendment) Regulations 2003 analysis in relation to a sample of a premixture to which Part A or Part B of Commission Directive [2000/45/EC](#) establishing Community methods of analysis for the determination of vitamin A, vitamin E and tryptophan in feeding stuffs applies shall be treated as carried out in the prescribed manner for the purposes of sections 77(4) and 78(6) of the Act if it is carried out in accordance with whichever of those Parts is applicable in the case concerned.

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**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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**11B.** For the purpose of the enforcement and administration of the Feeding Stuffs Regulations 2000 as amended by the Feeding Stuffs (Sampling and Analysis) (Amendment) (England) Regulations 2001, the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (England) Regulations 2001, the Feeding Stuffs (Amendment) Regulations 2002 and the Feeding Stuffs (Amendment) Regulations 2003 analysis in relation to a sample of a feed material to which Annex II to Directive [2002/70/EC](#) establishing requirements for the determination of levels of dioxins and dioxin-like PCBs in feeding stuffs applies shall be treated as carried out in the prescribed manner for the purposes of sections 77(4) and 78(6) of the Act if it is carried out in accordance with the requirements specified in that Annex.”.