
STATUTORY INSTRUMENTS

2013 No. 2952

The Animal By-Products (Enforcement) (England) Regulations 2013

PART 2

The competent authority and miscellaneous provisions

The competent authority

3. The competent authority for the purposes of the EU Control Regulation and the EU Implementing Regulation is the Secretary of State.

Restrictions on access to animal by-products

4.—(1) Animal by-products, including catering waste, must not be brought on to any premises if farmed animals would have access to such animal by-products.

(2) Paragraph (1) does not apply to derived products, except for—

- (a) products derived from catering waste; or
- (b) meat and bone meal derived from Category 2 material and processed animal proteins intended to be used as or in organic fertilisers and soil improvers that do not comply with the requirements of Article 32(1)(d) (placing on the market and use) of the EU Control Regulation.

(3) The body or part of a body of any farmed animal that has not been slaughtered for human consumption must be held by an operator, pending consignment or disposal, in such manner as to ensure that no animal or bird will have access to it.

Use of organic fertilisers and soil improvers

5.—(1) Where organic fertilisers or soil improvers are applied to land, no person may allow pigs to have access to that land or to be fed cut herbage from such land for a period of 60 days beginning with the day on which the organic fertiliser or soil improver is applied.

(2) Paragraph (1) does not apply to the following organic fertilisers or soil improvers—

- (a) manure;
- (b) milk;
- (c) milk-based products;
- (d) milk-derived products;
- (e) colostrum;
- (f) colostrum products; or
- (g) digestive tract content.

Collection centres

6. A processing plant for Category 2 material which is approved for the purpose of being a collection centre for Category 2 material is authorised as a collection centre.

Remote areas

7. The following areas are remote areas for the purposes of Article 19(1)(b) of the EU Control Regulation (collection, transport and disposal)—

- (a) Lundy Island;
- (b) the Isles of Scilly.

[^{F1}Collection, transport and disposal of certain Category 3 material

7A.—(1) The collection, transport and disposal of Category 3 material in Article 10(f) of the EU Control Regulation (Category 3 material) is authorised if the requirements of paragraph (2) are satisfied.

(2) The requirements are—

- (a) the material satisfies Article 15 of, and paragraphs (a) to (c) of Chapter IV of Annex VI to, the EU Implementing Regulation; and
- (b) the means of disposal for such material are disposal—
 - (i) in an authorised landfill without prior processing; or
 - (ii) to a biogas or composting plant for transformation in accordance with an authorisation under paragraph 2 of Section 2 of Chapter III of Annex V to the EU Implementing Regulation.]

Textual Amendments

- F1** Reg. 7A inserted (31.12.2015) by [The Animal By-Products \(Enforcement\) \(England\) \(Amendment\) Regulations 2015 \(S.I. 2015/1980\)](#), regs. 1(b), 3

Placing on the market

8. The placing on the market of untreated wool and untreated hair from farms or from establishments or plants is authorised except where they present a risk of any disease communicable through those products to humans or animals.

Reporting of test results

9. Operators must report to the Secretary of State the results of any tests carried out pursuant to any of the following Articles of the EU Implementing Regulation which fail to meet the standards required by those Articles—

- (a) Article 10(1) (requirements for the transformation of animal by-products and derived products into biogas and composting);
- (b) Article 21(1) (processing and placing on the market of animal by-products and derived products for feeding to farmed animals);
- (c) Article 22(1) (placing on the market and use of organic fertilisers and soil improvers); and
- (d) [^{F2}Article 24(3)] (pet food and other derived products) of the EU Implementing Regulation.

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Textual Amendments

- F2** Words in [reg. 9\(d\)](#) substituted (31.12.2015) by [The Animal By-Products \(Enforcement\) \(England\) \(Amendment\) Regulations 2015 \(S.I. 2015/1980\)](#), regs. 1(b), **4**

Changes to legislation:

There are currently no known outstanding effects for the The Animal By-Products (Enforcement) (England) Regulations 2013, PART 2.