



CYNULLIAD CENEDLAETHOL CYMRU

NATIONAL ASSEMBLY FOR WALES

OFFERYNNAU STATUDOL

STATUTORY INSTRUMENTS

2001 Rhif 3461 (Cy.280)

2001 No. 3461 (W.280)

AMAETHYDDIAETH, CYMRU

AGRICULTURE, WALES

Rheoliadau Diwygio Rheoliadau Porthiant (Cymru) a Rheoliadau Porthiant (Gorfodi) (Cymru) 2001

The Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001

NODYN ESBONIADOL

EXPLANATORY NOTE

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

(This note does not form part of the Regulations)

1. Mae'r Rheoliadau hyn, sy'n gymwys i Gymru yn unig ac yn dod i rym ar 3 Tachwedd 2001, yn diwygio Rheoliadau Porthiant (Cymru) 2001 a Rheoliadau Porthiant (Gorfodi) 1999 i'r graddau y maent yn gymwys i Gymru.

1. These Regulations, which apply to Wales only and come into force on 3rd November 2001, amend the Feeding Stuffs (Wales) Regulations 2001 and the Feeding Stuffs (Enforcement) Regulations 1999 insofar as they apply to Wales.

2. Mae'r Rheoliadau'n gweithredu -

2. The Regulations implement -

- (a) Penderfyniad y Comisiwn 2000/285/EC sy'n diwygio Penderfyniad 91/516/EC a sefydlodd restr o gynhwysion y gwaherddir eu defnyddio mewn porthiant (OJ Rhif L94, 14.4.2000, t. 43), a
- (b) Cyfarwyddeb 2000/16/EC y Senedd Ewropeaidd a'r Cyngor sy'n diwygio Cyfarwyddeb 79/373/EC ynghylch marchnata porthiant cyfansawdd (OJ Rhif L105, 3.5.2000, t. 36), a
- (c) Cyfarwyddeb y Cyngor 96/25/EC ynghylch cylchrededg deunyddiau porthiant (OJ Rhif 125, 23.5.1996, t.35).

- (a) Commission Decision 2000/285/EC amending Decision 91/516/EC which established a list of ingredients whose use is prohibited in feedingstuffs (OJ No. L94, 14.4.2000, p. 43), and
- (b) Directive 2000/16/EC of the European Parliament and of the Council amending Directive 79/373/EC on the marketing of compound feedingstuffs (OJ No. L105, 3.5.2000, p. 36), and
- (c) Council Directive 96/25/EC on the circulation of feed materials (OJ No. 125, 23.5.1996, p.35).

3. Mae'r Rheoliadau -

3. The Regulations -

- (a) yn diwygio mesurau ynghylch marchnata porthiant cyfansawdd a chylchrededg deunyddiau porthiant (rheoliad 6);
- (b) yn diwygio mesurau ynghylch rheoli porthiant cyfansawdd er mwyn gwahardd defnyddio deunydd o brosesau trin gwastraff (rheoliad 10);
- (c) yn ychwanegu'r tri Rheoliad Comisiwn newydd (sy'n gymwysadwy yn uniongyrchol)

- (a) modify measures on the marketing of compound feed stuffs and the circulation of feed materials (regulation 6);
- (b) modify measures on the control of compound feeding stuffs to prohibit the use of material from waste treatment processes (regulation 10);
- (c) add the three new (directly applicable) Commission Regulations specified below to

a bennir isod at y rhestr a geir yn Rhan IX o Atodlen 3 i Reoliadau Porthiant (Cymru) 2001 (rheoliad 14). Dyma Reoliadau newydd y Comisiwn -

Rheoliad y Comisiwn (EC) Rhif 2437/2000, (OJ Rhif L280, 4.11.2000, t.28).

Rheoliad y Comisiwn (EC) Rhif 2697/2000, (OJ Rhif L319, 16.12.2000, t.1).

Rheoliad y Comisiwn (EC) Rhif 418/2001, (OJ Rhif L62, 2.3.2001, t.3).

(ch) yn gwneud mân ddiwygiadau teipograffyddol ac amryw o ddiwygiadau eraill i'r ddeddfwriaeth sydd eisoes yn bodoli.

4. Mae arfarniad rheoliadol ar gyfer y Rheoliadau hyn wedi'i baratoi yn unol ag adran 65 o Ddeddf Llywodraeth Cymru 1998 ac wedi'i osod yn llyfrgell Cynulliad Cenedlaethol Cymru. Gellir cael copïau oddi wrth yr Asiantaeth Safonau Bwyd, Llawr 1, Southgate House, Caerdydd CF10 1EW.

the list, in Part IX of Schedule 3 to the Feeding Stuffs (Wales) Regulations 2001 (regulation 14). The new Commission Regulations are -

Commission Regulation (EC) No. 2437/2000, (OJ No. L280, 4.11.2000, p.28).

Commission Regulation (EC) No. 2697/2000, (OJ No. L319, 16.12.2000, p.1).

Commission Regulation (EC) No. 418/2001, (OJ No. L62, 2.3.2001, p.3).

(d) make minor typographical and other miscellaneous amendments to existing legislation.

4. A regulatory appraisal for these Regulations has been prepared pursuant to section 65 of the Government of Wales Act 1998 and placed in the library of the National Assembly for Wales. Copies may be obtained from the Food Standards Agency, 1st Floor, Southgate House, Cardiff CF10 1EW.

2001 Rhif 3461 (Cy.280)**2001 No. 3461 (W.280)****AMAETHYDDIAETH, CYMRU****AGRICULTURE, WALES****Rheoliadau Diwygio Rheoliadau Porthiant (Cymru) a Rheoliadau Porthiant (Gorfodi) (Cymru) 2001****The Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001***Wedi'u gwneud
Yn dod i rym**16 Hydref 2001
3 Tachwedd 2001**Made
Coming into force**16th October 2001
3rd November 2001*

Drwy arfer y pwerau a roddwyd i Weinidogion y Goron gan adrannau 66(1), 68(1) ac (1A), 69(1), 74A ac 84 o Ddeddf Amaethyddiaeth 1970(a), sydd bellach yn arferadwy yng Nghymru gan Gynulliad Cenedlaethol Cymru(b), ac ar ôl ymgynghori yn unol â gofynion adran 84(1) o'r Ddeddf honno â'r personau neu'r cyrff y mae'n ymddangos eu bod yn cynrychioli'r buddiannau o dan sylw, a chan ei fod wedi'i ddynodi(c) at ddibenion adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972(ch) mewn perthynas â pholisi amaethyddol cyffredin y Gymuned, drwy arfer y pwerau a roddwyd iddo gan yr adran 2(2)(d) a enwyd (i'r graddau na all y Rheoliadau hyn gael eu gwneud o dan y pwerau yn Neddf Amaethyddiaeth 1970 a bennir uchod), mae Cynulliad Cenedlaethol Cymru yn gwneud y Rheoliadau canlynol:

Teitl, cymhwyso a chychwyn

1. Enw'r Rheoliadau hyn yw Rheoliadau Diwygio Rheoliadau Porthiant (Cymru) a Rheoliadau Porthiant (Gorfodi) (Cymru) 2001, byddant yn gymwys i Gymru yn unig a deuant i rym ar 3 Tachwedd 2001.

Diwygio Rheoliadau Porthiant (Cymru) 2001**2. Caiff Rheoliadau Porthiant (Cymru) 2001(dd) eu**

- (a) 1970 p.40; mewnosodwyd adran 74A gan Ddeddf y Cymunedau Ewropeaidd 1972, p.68, Atodlen 4, paragraff 6, a diwygiwyd y Ddeddf gan Reoliadau Diwygio Deddf Amaethyddiaeth 1970 1982 (O.S. 1982/980). Mae adran 66(1) yn cynnwys diffiniadau o'r ymadroddion "the Ministers", "prescribed" a "regulations"; diwygiwyd y diffiniad o "the Ministers" gan Orchymyn Trosglwyddo Swyddogaethau (Cymru) (Rhif 1) 1978 (O.S. 1978/272), Atodlen 5, paragraff 1.
- (b) Yn rhinwedd Gorchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672)
- (c) Yn rhinwedd Gorchymyn y Cymunedau Ewropeaidd (Dynodi) (Rhif 3) 1999 (O.S. 1999/2788).
- (ch) 1972 p.68.
- (d) Fel y'i darlennir gydag adran 2(5) o Ddeddf Ardaloedd Economaidd Ewrop 1993 (p.51).
- (dd) O.S. 2001/343.

In exercise of the powers conferred on Ministers of the Crown by sections 66(1), 68(1) and (1A), 69(1), 74A and 84 of the Agriculture Act 1970(a), which are now exercisable in Wales by the National Assembly for Wales(b), and after consultation as required by section 84(1) of that Act with the persons or organisations appearing to represent the interests concerned, and being designated(c) for the purposes of section 2(2) of the European Communities Act 1972(d) in relation to the common agricultural policy of the European Community, in exercise of the powers conferred on it by the said section 2(2)(e) (in so far as these Regulations cannot be made under the powers in the Agriculture Act 1970 specified above), the National Assembly for Wales makes the following Regulations:

Title, application and commencement

1. These Regulations may be cited as the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001, shall apply to Wales only and shall come into force on 3rd November 2001.

Amendment of the Feeding Stuffs (Wales) Regulations 2001**2. The Feeding Stuffs (Wales) Regulations 2001(f)**

- (a) 1970 c. 40; section 74A was inserted by the European Communities Act 1972, c. 68, Schedule 4, paragraph 6, and the Act was amended by the Agriculture Act 1970 Amendment Regulations 1982 (S.I. 1982/980). Section 66(1) contains definitions of the expressions "the Ministers", "prescribed" and "regulations"; the definition of "the Ministers" was amended by the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272), Schedule 5, paragraph 1.
- (b) By virtue of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672).
- (c) By virtue of the European Communities (Designation)(No. 3) Order 1999 (S.I. 1999/2788).
- (d) 1972 c.68.
- (e) As read with section 2(5) of the European Economic Area Act 1993 (c.51).
- (f) S.I. 2001/343.

diwygio yn unol â rheoliadau 3 i 16 isod.

3. Yn rheoliad 2 (dehongli) -

(a) ym mharagraff (1) -

- (i) yn y manau priodol yn nhrefn yr wyddor, mewnosodir y diffiniadau canlynol-

ystyr "sefydliad a gymeradwywyd gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(d)" ("*European Economic Area approved Article 2.2(d) establishment*") yw sefydliada sydd wedi'i restru ar gofrestr o sefydliadau, a gedwir gan awdurdod cymwys mewn gwladwriaeth yn Ardal Economaidd Ewrop heblaw'r deyrnas Unedig neu aelod-Wladwriaeth, i weithredu Erthygl 5 o'r Gyfarwyddeb Sefydliadau, fel sefydliad lle y gall porthiant cyfansawdd, o unrhyw fath y rheoleiddir ei weithgynhyrchu gan Erthygl 2.2(d) o'r Gyfarwyddeb honno, gael ei weithgynhyrchu gyda golwg ar ei roi mewn cylchrediad;

ystyr "sefydliad a gymeradwywyd gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(f)" ("*European Economic Area approved Article 2.2(f) establishment*") yw sefydliad sydd wedi'i restru ar gofrestr o sefydliadau wedi'u cymeradwyo, a gedwir gan awdurdod cymwys mewn gwladwriaeth yn Ardal Economaidd Ewrop heblaw'r Deyrnas Unedig neu Aelod-wladwriaeth, i weithredu Erthygl 5 o'r Gyfarwyddeb Sefydliadau, fel sefydliad lle y gall porthiant cyfansawdd, o unrhyw fath y rheoleiddir ei gynhyrchu gan Erthygl 2.2(f) o'r Gyfarwyddeb honno, gael ei gynhyrchu ar gyfer anghenion daliad y cynhyrchydd yn unig;

ystyr "sefydliad a ganiateir gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(d)" ("*European Economic Area permitted Article 2.2(d) establishment*") yw sefydliad gwladwriaeth yn Ardal Economaidd Ewrop heblaw'r Deyrnas Unedig neu Aelod-wladwriaeth (heblaw sefydliad a gymeradwywyd gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(d) neu sefydliad y mae awdurdod cymwys yn Ardal Economaidd Ewrop wedi gwrthod ei gymeradwyo fel sefydliad o'r fath) -

- (a) yr oedd porthiant cyfansawdd, o unrhyw fath y rheoleiddir ei weithgynhyrchu gan Erthygl 2.2(d) o'r Gyfarwyddeb Sefydliadau, yn cael ei weithgynhyrchu arno, gyda golwg ar ei roi mewn cylchrediad, ar 10

shall be amended in accordance with regulations 3 to 16 below.

3. In regulation 2 (interpretation) -

(a) in paragraph (1) -

- (i) after the definition of "European Economic Area Agreement" there shall be inserted the following definitions-

"European Economic Area approved Article 2.2(d) establishment" ("*sefydliad a gymeradwywyd gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(d)*") means an establishment listed on a register of approved establishments, maintained by a competent authority in a European Economic Area state which is neither the United Kingdom nor a member State, in implementation of Article 5 of the Establishments Directive, as an establishment on which a compound feeding stuff, of any kind the manufacture of which is regulated by Article 2.2(d) of that Directive, may be manufactured with a view to putting it into circulation;"

"European Economic Area approved Article 2.2(f) establishment" ("*sefydliad a gymeradwywyd gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(f)*") means an establishment listed on a register of approved establishments, maintained by a competent authority in a European Economic Area state which is neither the United Kingdom nor a member State, in implementation of Article 5 of the Establishments Directive, as an establishment on which a compound feeding stuff, of any kind the production of which is regulated by Article 2.2(f) of that Directive, may be produced for the exclusive requirements of the producer's holding;

"European Economic Area permitted Article 2.2(d) establishment" ("*sefydliad a ganiateir gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(d)*") means an establishment located in a European Economic Area state which is neither the United Kingdom nor a member State (other than an European Economic Area approved Article 2.2(d) establishment or an establishment which a competent authority in that European Economic Area state has declined to approve as such an establishment) -

- (a) on which a compound feeding stuff, of any kind the manufacture of which is regulated by Article 2.2(d) of the Establishments Directive, was being manufactured, with a view to putting it into circulation, on 10th March

Mawrth 2000, a

- (b) y cafodd cais ei wneud mewn perthynas ag ef, cyn 10 Awst 2000, (a hwnnw heb ei benderfynu eto), i awdurdod cymwys yn y wladwriaeth o dan sylw yn Ardal Economaidd Ewrop, yn unol ag unrhyw ofynion yn y wladwriaeth honno ar gyfer gwneud ceisiadau o'r fath, am gymeradwyo'r sefydliad, yn unol â'r Gyfarwyddeb Sefydliadau, fel sefydliad lle y gall porthiant cyfansawdd o unrhyw fath felly gael ei weithgynhyrchu gyda golwg ar ei roi mewn cylchrediad;

ystyr "sefydliad a ganiateir gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(f)" ("*European Economic Area permitted Article 2.2(f) establishment*") yw sefydliad mewn gwladwriaeth yn Ardal Economaidd Ewrop heblaw'r Deyrnas Unedig neu Aelod-wladwriaeth (heblaw sefydliad a gymeradwywyd gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(f) neu sefydliad y mae awdurdod cymwys yn y wladwriaeth honno wedi gwrthod ei gymeradwyo fel sefydliad o'r fath) -

- (a) yr oedd porthiant cyfansawdd, o unrhyw fath y rheoleiddir ei gynhyrchu gan Erthygl 2.2(f) o'r Gyfarwyddeb Sefydliadau, yn cael ei gynhyrchu arno, ar gyfer anghenion daliad y cynhyrchydd yn unig, ar 10 Mawrth 2000, a
- (b) y cafodd cais ei wneud mewn perthynas ag ef, cyn 10 Awst 2000, (a hwnnw heb ei benderfynu eto), i awdurdod cymwys yn y wladwriaeth o dan sylw yn Ardal Economaidd Ewrop, yn unol ag unrhyw ofynion yn y wladwriaeth honno ar gyfer gwneud ceisiadau o'r fath, am gymeradwyo'r sefydliad, yn unol â'r Gyfarwyddeb Sefydliadau, fel sefydliad lle y gall porthiant cyfansawdd o unrhyw fath felly gael ei gynhyrchu ar gyfer anghenion daliad y cynhyrchydd yn unig;"
- (ii) yn lle'r diffiniad o "rhoi mewn cylchrediad", rhoddir y diffiniad canlynol -

ystyr "rhoi mewn cylchrediad" ("*put into circulation*") yw gwerthu neu drosglwyddo mewn modd arall meddiannu gyda golwg ar werthu neu ar drosglwyddo fel arall, neu gynnig gwerthu, i drydydd parti, ond, yn rheoliad 14(3), (4) a (7), mae hefyd yn golygu mewnforio i Gymru o wlad nad yw'n un o Wladwriaethau Ardal Economaidd Ewrop nac yn rhan o un o Wladwriaethau Ardal Economaidd Ewrop;" a

2000, and

- (b) in respect of which, before 10th August 2000, an application (which is pending) was made to a competent authority in the European Economic Area state concerned, in accordance with any requirements in that State for the making of such applications, to approve the establishment, pursuant to the Establishments Directive, as an establishment on which a compound feeding stuff of any such kind may be manufactured with a view to putting it into circulation;

"European Economic Area permitted Article 2.2(f) establishment" ("*sefydliad a ganiateir gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(f)*") means an establishment located in a European Economic Area state which is neither the United Kingdom nor a member State (other than a European Economic Area approved Article 2.2(f) establishment or an establishment which a competent authority in that European Economic Area state has declined to approve as such an establishment) -

- (a) on which a compound feeding stuff, of any kind the production of which is regulated by Article 2.2(f) of the Establishments Directive, was being produced, for the exclusive requirements of the producer's holding, on 10th March 2000, and
- (b) in respect of which before 10th August 2000, an application (which is pending) was made to a competent authority in the European Economic Area state concerned, in accordance with any requirements in that State for the making of such applications, to approve the establishment, pursuant to the Establishments Directive, as an establishment on which a compound feeding stuff of any such kind may be produced for the exclusive requirements of the producer's holding;"
- (ii) for the definition of "put into circulation", there shall be substituted the following definition -

""put into circulation" ("*rhoi mewn cylchrediad*") means sell or otherwise transfer, have in possession with a view to selling or otherwise transferring, or offer for sale, to a third party, but, in regulation 14(3), (4) and (7), also means import into Wales from a country which is neither an European Economic Area state nor part of an European Economic Area state;" and

(iii) yn lle'r diffiniad o "trydedd wlad" rhoddir y diffiniad canlynol -"ystyr "trydedd wlad" ("*third country*") yw gwlad heblaw un o wladwriaethau Ardal Economaidd Ewrop;"

- (b) hepgorir paragraff (2) ac
- (c) ym mharagraff (8), yn lle'r geiriau "gwneud y Rheoliadau hyn" rhoddir y geiriau "gwneud Rheoliadau Porthiant a Rheoliadau Porthiant (Gorfodi) (Diwygio) (Cymru) 2001".

4.-(1) Ym mhob un o'r darpariaethau a bennir ym mharagraff (2) isod, ar ôl y geiriau "Rheoliadau Porthiant (Cymru) 2001" ychwanegir y geiriau "fel y'u diwygiwyd gan Reoliadau Diwygio Porthiant a Rheoliadau Porthiant (Gorfodi) (Cymru) 2001".

(2) Y darpariaethau y cyfeirir atynt ym mharagraff (1) uchod yw rheoliadau 7(1), 24(1) a 25(b).

5. Yn rheoliad 7 (cyfyngu amrywiadau), yn lle paragraff (3)(a) a (b) rhoddir y paragraffau canlynol -

- "(a) os cafodd y deunydd ei werthu gyntaf, neu ei roi mewn cylchrediad fel arall, mewn Aelod-wladwriaeth neu yn un o wladwriaethau Ardal Economaidd Ewrop (heblaw'r Deyrnas Unedig) nad yw'n Aelod-wladwriaeth,
- (b) os nad oedd y cam-ddatganiad, adeg rhoi'r deunydd mewn cylchrediad, y tu hwnt i unrhyw gyfyngiadau ar amrywiadau a ragnodwyd mewn perthynas ag ef yn y wladwriaeth o dan sylw, ac".

6. Yn rheoliad 9 (dull pacio a selio porthiant cyfansawdd, ychwanegion a rhag-gymysgeddau) -

- (a) ym mharagraff (1), yn lle'r geiriau "ni chaiff neb werthu porthiant cyfansawdd, nac unrhyw ychwanegyn neu rag-gymysgedd" rhoddir y geiriau "ni chaiff neb werthu porthiant cyfansawdd, na gwerthu unrhyw ychwanegyn neu rag-gymysgedd";
- (b) ym mhob un o baragraffau (2) a (3), yn lle'r geiriau "ei werthu" rhoddir y geiriau "ei roi mewn cylchrediad"; ac
- (c) ym mharagraff 2(a), yn lle'r geiriau "neu werthwyr porthiant cyfansawdd" rhoddir y geiriau "porthiant cyfansawdd neu'r sawl sy'n ei roi mewn cylchrediad".

7.-(1) Ym mhob un o'r darpariaethau a bennir ym mharagraff (2) isod, yn lle'r geiriau "gwerthu unrhyw borthiant cyfansawdd sy'n cynnwys unrhyw ddeunydd porthiant o'r fath, na'i feddiannu gyda golwg ar ei werthu," rhoddir y geiriau "rhoi unrhyw borthiant

(iii) for the definition of "third country" there shall be substituted the following definition -

""third country" ("*trydedd wlad*") means a country other than an European Economic Area state;"

- (b) paragraph (2) shall be omitted; and
- (c) in paragraph (8), for the words "these Regulations are made" there shall be substituted the words "the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001 are made".

4.-(1) In each of the provisions specified in paragraph (2) below, after the words "the Feeding Stuffs (Wales) Regulations 2001" there shall be added the words "as amended by the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001".

(2) The provisions referred to in paragraph (1) above are regulations 7(1), 24(1) and 25(b).

5. In regulation 7 (limits of variation), for paragraph (3)(a) and (b) there shall be substituted the following paragraphs -

- "(a) the material was first sold, or otherwise put into circulation, in a member State or in a European Economic Area state (other than the United Kingdom) which is not a member State,
- (b) the mis-statement did not, at the time of putting into circulation, exceed any limits of variation prescribed in relation thereto in the State concerned, and"

6. In regulation 9 (manner of packaging and sealing compound feeding stuffs, additives and premixtures) -

- (a) in paragraph (1), for the words "no person shall sell a compound feeding stuff, or any additive or premixture" there shall be substituted the words "no person shall put into circulation a compound feeding stuff, or sell any additive or premixture";
- (b) in each of paragraphs (2) and (3), for the word "sold" there shall be substituted the words "put into circulation"; and
- (c) in paragraph 2(a), for the words "or sellers of compound feeding stuffs" there shall be substituted the words "of compound feeding stuffs or those putting them into circulation".

7.-(1) In each of the provisions specified in paragraph (2) below, for the words "sell, or have in possession with a view to sale" there shall be substituted the words "put into circulation".

cyfansawdd sy'n cynnwys unrhyw ddeunydd porthiant o'r fath mewn cylchrediad".

(2) Y darpariaethau y cyfeirir atynt ym mharagraff (1) uchod yw rheoliadau 10(3)(b) a (4), 13(1), 15, 16(1) a 17(1).

8. Yn rheoliad 10 (rheoli deunyddiau porthi) yn lle paragraff (6) rhoddir y paragraffau canlynol -

"(6) Heb ragfarnu adrannau 73 a 73A, ni chaiff neb fewnforio unrhyw ddeunydd porthiant i Gymru o unrhyw wlad nad yw'n Aelod-wladwriaeth nac yn un o wladwriaethau Ardal Economaidd Ewrop nad yw'n Aelod-wladwriaeth, nac yn rhan arall o'r Deyrnas Unedig, ei gyflenwi (heblaw drwy werthu) na'i feddiannu gyda golwg ar ei gyflenwi, na'i ddefnyddio, a hwnnw'n andwyol neu'n beryglus i greaduriaid fferm, i anifeiliaid anwes neu, drwy yfed neu fwyta cynhyrchion unrhyw anifeiliaid a fwydwyd ar y deunydd porthiant, i fodau dynol.

(6A) Ni chaiff neb fewnforio unrhyw ddeunydd porthiant i Gymru o unrhyw wlad nad yw'n Aelod-wladwriaeth nac yn un o wladwriaethau Ardal Economaidd Ewrop nad yw'n Aelod-wladwriaeth, nac yn rhan arall o'r Deyrnas Unedig, ei werthu na'i feddiannu gyda golwg ar ei werthu, ei gyflenwi (heblaw drwy werthu) na'i feddiannu gyda golwg ar ei gyflenwi, na'i ddefnyddio, a hwnnw'n andwyol i'r amgylchedd."(a).

9. Yn rheoliad 12 (rheoli porthiant a deunyddiau porthi sy'n cynnwys sylweddau annymunol) -

(a) ym mharagraff (4) -

(i) yn is-baragraff (a)(iii) hepgorir y gair "neu"; a

(ii) ar ôl is-baragraff (a)(iv) ychwanegir y darpariaethau canlynol -

"(v) sefydliad a gymeradwywyd neu a ganiateir gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(d) neu;

(vi) sefydliad a gymeradwywyd neu a ganiateir gan Ardal Economaidd Ewrop ar gyfer Erthygl 2.2(f);" a

(b) ym mharagraff (5) -

(i) yn lle'r geiriau "unrhyw sefydliad yn y DU neu'r CE" rhoddir y geiriau "unrhyw un o sefydliadau'r DU neu'r CE neu Ardal Economaidd Ewrop"; a

(ii) yn lle is-baragraff (b) rhoddir yr is-baragraff canlynol -

"(b) yn achos sefydliad yn y CE neu yn Ardal Economaidd Ewrop, ei fod wedi'i gynnwys yn y rhestr

(2) The provisions referred to in paragraph (1) above are regulations 10(3)(b) and (4), 13(1), 15, 16(1) and 17(1).

8. In regulation 10 (control of feed materials) for paragraph (6) there shall be substituted the following paragraphs -

"(6) Without prejudice to sections 73 and 73A, no person shall import into Wales from any country which is neither a member State, nor an European Economic Area state which is not a member State, nor another part of the United Kingdom, supply (otherwise than on sale) or have in possession with a view to so supplying, any feed material, or use any feed material, which is deleterious or dangerous to farmed creatures, to pet animals or, through consumption of the products of any animal fed with the feed material, to human beings.

(6A) No person shall import into Wales from any country which is neither a member State, nor an European Economic Area state which is not a member State, nor another part of the United Kingdom, sell or have in possession with a view to sale, supply (otherwise than on sale) or have in possession with a view to so supplying, any feed material, or use any feed material, which is deleterious to the environment."(a).

9. In regulation 12 (control of feeding stuffs and feed materials containing undesirable substances) -

(a) in paragraph (4) -

(i) in subparagraph (a)(iii) the word "or" shall be omitted; and

(ii) after subparagraph (a)(iv) there shall be added the following provisions -

"(v) a European Economic Area approved or permitted Article 2.2(d) establishment or;

(vi) a European Economic Area approved or permitted Article 2.2(f) establishment;" and

(b) in paragraph (5) -

(i) for the words "no UK or EC establishment" there shall be substituted the words "no UK, EC or European Economic Area establishment"; and

(ii) for subparagraph (b) there shall be substituted the following subparagraph -

"(b) in the case of an EC or a European Economic Area establishment, it is included in the most recently

(a) Diwygiwyd Adrannau 73 a 73A o Ddeddf Amaethyddiaeth 1970, mewn perthynas â Chymru, gan O.S. 2001/343.

(a) Sections 73 and 73A of the Agriculture Act 1970 were modified, in relation to Wales, by S.I. 2001/343.

ddiweddaraf (os oes un) sydd wedi'i chyhoeddi ac sy'n cyfateb i'r rhestr genedlaethol yn yr Aelod-wladwriaeth o dan sylw, neu yn ôl fel y digwydd, yn y wladwriaeth o dan sylw yn Ardal Economaidd Ewrop."

10. Yn rheoliad 13 (rheoli porthiant cyfansawdd sy'n cynnwys deunyddiau a waharddwyd) -

(a) ym mharagraff (1), yn lle is-baragraff (e) rhoddir yr is-baragraff canlynol -

"(e) yn ddarostyngedig i baragraff (3) isod, gwastraff (p'un a fu, neu a yw i fod, yn destun prosesu pellach) a gafwyd drwy drin "dwr gwastraff trefol", "dwr gwastraff domestig" neu "ddwr gwastraff diwydiannol" (fel y diffinnir "urban waste water", "domestic waste water" a "industrial waste water" yn Erthygl 2 o Gyfarwyddeb y Cyngor 91/271/EEC ynghylch trin dwr gwastraff trefol) beth bynnag fo tarddiad y dwr gwastraff o dan sylw;" (a) a

(b) ar ôl paragraff (2) ychwanegir y paragraff canlynol -

"(3) At ddibenion paragraff 1(d) uchod, dehonglir y term "dwr gwastraff" yn unol ag ail baragraff pwynt 5 o'r Atodiad i Benderfyniad y Comisiwn 91/516/EEC yn sefydlu rhestr o gynhwysion y gwaherddir eu defnyddio mewn deunydd porthiant cyfansawdd." (b)

11. Yn rheoliad 16(2) (rheoli lludw sy'n anhoddadwy mewn hydrochloric acid mewn porthiant cyfansawdd) -

(a) yn lle'r gair "gwerthu" rhoddir y geiriau "rhoi mewn cylchrediad", a

(b) yn is-baragraff (a) ychwanegir y geiriau canlynol ar y diwedd "neu yn Rheoliad y Comisiwn (EC) Rhif 2697/2000 ynghylch awdurdodiadau dros dro ar gyfer ychwanegion mewn porthiant". (c)

12. Yn rheoliad 24(2), yn lle'r gair "rheoliadau" a hyd at y diwedd rhoddir y darpariaethau canlynol-

"rheoliadau 9(1)(a) (mewn perthynas â rhoi mewn cylchrediad), (2) a (3), 10(1) i (4), (6), (6A) a (7), 13(3)(a), (c) a (d), (4), (6) and (7), 14(3), (4), (6), (7) a (9), 15(1), 17,

published list (if any) equivalent to the national list in the member State concerned or, as the case may be, in the European Economic Area state concerned."

10. In regulation 13 (control of compound feeding stuffs containing prohibited materials) -

(a) in paragraph (1), for subparagraph (e) there shall be substituted the following subparagraph -

"(e) subject to paragraph (3) below, waste (whether or not subjected, or to be subjected, to further processing) obtained from the treatment of "urban waste water", "domestic waste water" or "industrial waste water" (as those terms are defined in Article 2 of Council Directive 91/271/EEC concerning urban waste water treatment), whatever the origin of the waste water concerned;" (a) and

(b) after paragraph (2) there shall be added the following paragraph -

"(3) For the purposes of paragraph 1(e) above, the term "waste water" shall be construed in accordance with the second paragraph of point 5 of the Annex to Commission Decision 91/516/EEC establishing a list of ingredients whose use is prohibited in compound feeding stuffs." (b)

11. In regulation 16(2) (control of ash insoluble in hydrochloric acid in compound feeding stuffs) -

(a) for the word "sale" there shall be substituted the words "putting into circulation", and

(b) in subparagraph (a) there shall be added at the end the following words "or in Commission Regulation (EC) No. 2697/2000 concerning the provisional authorisations of additives in feedingstuffs". (c)

12. In regulation 24(2), for the word "regulations" to the end there shall be substituted the following provisions-

"regulations 9(1)(a) (in relation to putting into circulation), (2) and (3), 10(1) to (4), (6), (6A) and (7), 13(3)(a), (c) and (d), (4), (6) and (7), 14(3), (4), (6), (7) and (9), 15(1), 17, 18(1) and

(a) OJ Rhif L135, 30.5.1991, t.40.

(b) OJ Rhif L281, 9.10.91, t.23. Fe'i diwygiwyd ddiwethaf gan Benderfyniad y Comisiwn 2000/285/EC yn diwygio Penderfyniad 91/516/EEC a sefydlodd restr o gynhwysion y mae eu defnyddio wedi'i wahardd mewn porthiant cyfansawdd (OJ Rhif L94, 14.4.2000, t.43).

(c) OJ Rhif L319, 16.12.2000, p. 1.

(a) OJ No.L135, 30.5.1991, p.40.

(b) OJ No. L281, 9.10.91, p.23. Last amended by Commission Decision 2000/285/EC amending Decision 91/516/EEC establishing a list of ingredients whose use is prohibited in compound feeding stuffs (OJ No. L94, 14.4.2000, p.43).

(c) OJ No. L319, 16.12.2000, p. 1.

18(1) a 19(1)."

13. Diddymir rheoliad 27(a), (c) a (d)(ii).

14. Yn Atodlen 3 (ychwanegion a ganiateir a darpariaethau ynghylch eu defnyddio)-

(a) yn lle paragraff 3 rhoddir y paragraff canlynol -

"3.-(1) Subject to subparagraph (2) below, no material shall contain any added colourant named or described in columns 2 and 3 of Part II unless -

- (a) the material is intended for a species or category of animal listed opposite the colourant in question in column 4 of that Part,
- (b) taking into account any such colourant as is naturally present, the maximum content (if any) specified in relation thereto in column 5 of that Part is not exceeded; and
- (c) the material complies with the conditions (if any) specified in relation thereto in column 6 of that Part

(2) Subparagraph (1) above shall not apply to any added colourant which is intended for use in accordance with Commission Regulation (EC) No. 2697/2000 concerning the provisional authorisations of additives in feedingstuffs.";

(b) yn lle'r troednodyn i Ran II o'r Tabl (Iliwiau a ganiateir) rhoddir y troednodyn canlynol -

"(2) Note also that certain colourants are permitted by virtue of Commission Regulation (EC) No. 2697/2000 as referred to in Part IX of this Table.",

(c) yn lle'r cofnodion yng ngholofnau 1 i 7 o Ran V o'r Tabl (elfennau hybrin) sy'n ymwneud â'r elfen "Copper-Cu", rhoddir y darpariaethau a nodir yn Atodlen 1 i'r Rheoliadau hyn, ac

(ch) yn lle'r darpariaethau yn Rhan IX o'r Tabl (Rheoliadau'r Gymuned Ewropeaidd y rheolir ychwanegion odanynt) rhoddir y darpariaethau a nodir yn Atodlen 2 i'r Rheoliadau hyn.

15. Yn Atodlen 4 (cynnwys y gosodiad statudol neu'r datganiad arall (ac eithrio ychwanegion a rhag-gymysgeddau nad ydynt yn cael eu cynnwys mewn porthiant)) -

(a) yn lle paragraff 1 rhoddir y paragraff canlynol -

"1. The expression "in the case of any compound feeding stuff", wherever it

19(1)."

13. Regulation 27(a), (c) and (d)(ii) shall be revoked.

14. In Schedule 3 (permitted additives and provisions relating to their use) -

(a) for paragraph 3 there shall be substituted the following paragraph -

"3.-(1) Subject to subparagraph (2) below, no material shall contain any added colourant named or described in columns 2 and 3 of Part II unless -

- (a) the material is intended for a species or category of animal listed opposite the colourant in question in column 4 of that Part,
- (b) taking into account any such colourant as is naturally present, the maximum content (if any) specified in relation thereto in column 5 of that Part is not exceeded; and
- (c) the material complies with the conditions (if any) specified in relation thereto in column 6 of that Part.

(2) Subparagraph (1) above shall not apply to any added colourant which is intended for use in accordance with Commission Regulation (EC) No. 2697/2000 concerning the provisional authorisations of additives in feedingstuffs.";

(b) for the footnote to Part II of the Table (permitted colourants) there shall be substituted the following footnote -

"(2) Note also that certain colourants are permitted by virtue of Commission Regulation (EC) No. 2697/2000 as referred to in Part IX of this Table.",

(c) for the entries in columns 1 to 7 of Part V of the Table (trace elements) relating to the element "Copper-Cu", there shall be substituted the provisions set out in Schedule 1 to these Regulations, and

(d) for the provisions in Part IX of the Table (European Community Regulations by which additives are controlled) there shall be substituted the provisions set out in Schedule 2 to these Regulations.

15. In Schedule 4 (contents of the statutory statement or other declaration (except for additives and premixtures not contained in feeding stuffs)) -

(a) for paragraph 1 there shall be substituted the following paragraph -

"1. The expression "in the case of any compound feeding stuff", wherever it

appears in this Schedule, shall be construed as referring to any compound feeding stuff which is sold or otherwise put into circulation.";

(b) ym mharagraff 2, yn is-baragraff (a)(iii)(bb), yn lle'r geiriau "(or by an appropriate extract from)" hyd at y diwedd rhoddir y geiriau "the words "EC additives"";

(c) ym mharagraff 7, yn lle is-baragraff (c)(ix) rhoddir y darpariaethau canlynol-

"(ix) the name or business name, and the address or registered business address, of the person within the European Economic Area responsible for the particulars specified in this subparagraph, if the establishment referred to in paragraph (x) below is not responsible for them;

(x) where the establishment producing the feed material must be approved in accordance with Council Directive 90/667/EEC laying down the veterinary rules for the disposal and processing of animal waste, for its placing on the market and for the prevention of pathogens in feedstuffs of animal or fish origin, and amending Directive 90/425/EC; the name or business name, and the address or registered business address, of the establishment, the approval number, the batch reference number or any other particulars which ensure that the material can be traced."; (a)

(ch) ym mharagraff 9, yn lle is-baragraff (1)(a) rhoddir y paragraff canlynol -

"(a) originated in a third country, and";

(d) ym mharagraff 14 -

(i) yn lle is-baragraff (1)(c) rhoddir y ddarpariaeth ganlynol -

"(c) the approval or registration number allocated, in accordance with Article 5 or, as the case may be, 10, of the Establishments Directive, to the establishment which manufactured the compound feeding stuff; and";

(ii) ar ôl is-baragraff (1)(c) ychwanegir y ddarpariaeth ganlynol -

"(d) the name or trade name and address or registered office of the person responsible for the accuracy of the particulars which, in accordance with this Schedule, are required in the case of compound feeding stuffs to be contained in the statutory statement or otherwise declared.";

appears in this Schedule, shall be construed as referring to any compound feeding stuff which is sold or otherwise put into circulation.";

(b) in paragraph 2, in subparagraph (a)(iii)(bb), for the words "(or by an appropriate extract from)" to the end there shall be substituted the words "the words "EC additives"";

(c) in paragraph 7, for subparagraph (c)(ix) there shall be substituted the following provisions -

"(ix) the name or business name, and the address or registered business address, of the person within the European Economic Area responsible for the particulars specified in this subparagraph, if the establishment referred to in paragraph (x) below is not responsible for them;

(x) where the establishment producing the feed material must be approved in accordance with Council Directive 90/667/EEC laying down the veterinary rules for the disposal and processing of animal waste, for its placing on the market and for the prevention of pathogens in feedstuffs of animal or fish origin, and amending Directive 90/425/EC; the name or business name, and the address or registered business address, of the establishment, the approval number, the batch reference number or any other particulars which ensure that the material can be traced."; (a)

(d) in paragraph 9, for subparagraph (1)(a) there shall be substituted the following paragraph -

"(a) originated in a third country, and";

(e) in paragraph 14 -

(i) for subparagraph (1)(c) there shall be substituted the following provision -

"(c) the approval or registration number allocated, in accordance with Article 5 or, as the case may be, 10, of the Establishments Directive, to the establishment which manufactured the compound feeding stuff; and";

(ii) after subparagraph (1)(c) there shall be added the following provision -

"(d) the name or trade name and address or registered office of the person responsible for the accuracy of the particulars which, in accordance with this Schedule, are required in the case of compound feeding stuffs to be contained in the statutory statement or otherwise declared.";

(a) OJ Rhif L363, 27.12.90, t.51. Fe'i diwygiwyd ddiwethaf gan Ddeddf Derbyn 1994 (OJ Rhif C41, 29.8.94, t.155).

(a) OJ No. L363, 27.12.90, p.51. Last amended by the 1994 Act of Accession (OJ No. C41, 29.8.94, p.155).

- (dd) ym mharagraff 16(2), ar ôl y geiriau "whole grain mix" ychwanegir y geiriau "which is sold or otherwise put into circulation";
- (e) ym mharagraff 17(2), ar ôl y geiriau "subparagraph (1) above," ychwanegir y geiriau "which is sold or otherwise put into circulation,";
- (f) ym mharagraff 22 ychwanegir yr is-baragraffau canlynol ar y diwedd -
 - "(d) the identification mark or trade mark of the person responsible for the particulars which, in accordance with this Schedule, are required or permitted in the case of compound feeding stuffs to be contained in the statutory statement or otherwise declared;
 - (e) the description or trade name of the feeding stuff;
 - (f) the price of the feeding stuff; and
 - (g) the country of origin or manufacture of the feeding stuff.";
- (ff) ym mharagraff 23(1), ar ôl y geiriau "complementary feeding stuff which" ychwanegir y geiriau "is sold or otherwise put into circulation, and";
- (g) ym mharagraff 25(1), ar ôl y geiriau "other than pet animals," ychwanegir y geiriau "which is sold or otherwise put into circulation,"; ac
- (ng) ym mhob un o baragraffau 26(1) a 27(1), ar ôl y geiriau "feeding stuff intended for a particular nutritional purpose," ychwanegir y geiriau "which is sold or otherwise put into circulation.".

16.-(1) Yn Atodlen 5, ym mhob un o'r darpariaethau a bennir ym mharagraff (2) isod, yn lle'r gair "Community" rhoddir y geiriau "Economic Area"

(2) Y darpariaethau y cyfeirir atynt ym mharagraff (1) uchod yw is-baragraff 1(a)(iii), (e)(iv) ac (f)(v) yn Rhan I o Atodlen 5 ac is-baragraff 2(a)(iv) yn Rhan II o'r Atodlen honno.

Diwygio Rheoliadau Porthiant (Gorfodi) 1999

17. Diwygir Rheoliadau Porthiant (Gorfodi) 1999(a) fel a ganlyn mewn perthynas â Chymru -

- (a) yn rheoliad 7(2) a (4), yn lle'r cyfeiriadau at "the Feeding Stuffs Regulations 1995" rhoddir cyfeiriadau at "the Feeding Stuffs Regulations (Wales) 2001 as amended by the Feeding

(a) O.S. 1999/2325. Wedi'i addasu (mewn perthynas â Chymru a Lloegr) gan O.S. 2000/656 ac (mewn perthynas â Chymru) gan O.S. 2001/343.

- (f) in paragraph 16(2), after the words "whole grain mix" there shall be added the words "which is sold or otherwise put into circulation";
- (g) in paragraph 17(2), after the words "subparagraph (1) above," there shall be added the words "which is sold or otherwise put into circulation,";
- (h) in paragraph 22 there shall be added at the end the following subparagraphs -
 - "(d) the identification mark or trade mark of the person responsible for the particulars which, in accordance with this Schedule, are required or permitted in the case of compound feeding stuffs to be contained in the statutory statement or otherwise declared;
 - (e) the description or trade name of the feeding stuff;
 - (f) the price of the feeding stuff; and
 - (g) the country of origin or manufacture of the feeding stuff.";
- (i) in paragraph 23(1), after the words "complementary feeding stuff which" there shall be added the words "is sold or otherwise put into circulation, and";
- (j) in paragraph 25(1), after the words "other than pet animals," there shall be added the words "which is sold or otherwise put into circulation,"; and
- (k) in each of paragraphs 26(1) and 27(1), after the words "feeding stuff intended for a particular nutritional purpose," there shall be added the words "which is sold or otherwise put into circulation.".

16.-(1) In Schedule 5, in each of the provisions specified in paragraph (2) below, for the word "Community" there shall be substituted the words "Economic Area".

(2) The provisions referred to in paragraph (1) above are subparagraph 1(a)(iii), (e)(iv) and (f)(v) in Part I of Schedule 5 and subparagraph 2(a)(iv) in Part II of that Schedule.

Amendment of the Feeding Stuffs (Enforcement) Regulations 1999

17. The Feeding Stuffs (Enforcement) Regulations 1999(a) shall be amended as follows in relation to Wales -

- (a) in regulation 7(2) and (4), for the references to "the Feeding Stuffs Regulations 1995" there shall be substituted references to "the Feeding Stuffs (Wales) Regulations 2001 as amended

(a) S.I. 1999/2325. Modified (in relation to England and Wales) by S.I. 2000/656 and (in relation to Wales) by S.I. 2001/343.

(b) yn lle rheoliad 9, rhoddir y darpariaethau canlynol:

"Modification of section 67(8) of the Agriculture Act 1970

9. In relation to Wales, section 67(8) of the Act shall (as specified in regulation 7) have effect as if, for the provisions of that subsection, there were substituted the following provisions:

"(8) If the National Assembly for Wales is of the opinion that, in any area covered by an enforcement authority, the Feeding Stuffs (Wales) Regulations 2001, (as amended by the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001), or section 73 or 73A of this Act, have been -

- (a) insufficiently enforced or administered by the authority concerned, or
- (b) enforced or administered by it without sufficient regard to the requirements of Council Directive 95/53/EC fixing the principles governing the organisation of official inspections in the field of animal nutrition, as amended by Council Directive 1999/20/EC,

it may appoint one or more inspectors to exercise the powers exercisable by inspectors appointed by the authority in question, and any expenses certified by it as having been incurred by it under this subsection shall be repaid to it on demand by that authority." (a); ac

- (c) yn rheoliad 10, yn is-adran (17) o adran 76 o Ddeddf Amaethyddiaeth 1970 fel y'i diwygiwyd gan y rheoliad hwnnw, yn lle'r cyfeiriadau at "the Feeding Stuffs Regulations 1995" rhoddir cyfeiriadau at "the Feeding Stuffs (Wales) Regulations 2001 as amended by the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001"

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998**(b)**

16 Hydref 2001

Llywydd y Cynulliad Cenedlaethol

by the Feeding Stuffs and Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001";

(b) for regulation 9, there shall be substituted the following provisions:

"Modification of section 67(8) of the Agriculture Act 1970

9. In relation to Wales, section 67(8) of the Act shall (as specified in regulation 7) have effect as if, for the provisions of that subsection, there were substituted the following provisions:

"(8) If the National Assembly for Wales is of the opinion that, in any area covered by an enforcement authority, the Feeding Stuffs (Wales) Regulations 2001, (as amended by the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001), or section 73 or 73A of this Act, have been -

- (a) insufficiently enforced or administered by the authority concerned, or
- (b) enforced or administered by it without sufficient regard to the requirements of Council Directive 95/53/EC fixing the principles governing the organisation of official inspections in the field of animal nutrition, as amended by Council Directive 1999/20/EC,

it may appoint one or more inspectors to exercise the powers exercisable by inspectors appointed by the authority in question, and any expenses certified by it as having been incurred by it under this subsection shall be repaid to it on demand by that authority." (a); and

- (c) in regulation 10, in subsection (17) of section 76 of the Agriculture Act 1970 as modified by that regulation, for the references to "the Feeding Stuffs Regulations 1995" there shall be substituted references to "the Feeding Stuffs (Wales) Regulations 2001 as amended by the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001".

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998**(b)**

16th October 2001

D. Elis-Thomas

The Presiding Officer of the National Assembly

(a) OJ Rhif L265, 8.11.95, t.17 yw'r cyfeirnod ar gyfer Cyfarwydddeb y Cyngor 95/53/EC. OJ Rhif L80, 25.3.99, t.20 yw'r cyfeirnod ar gyfer Cyfarwydddeb y Cyngor 1999/20/EC.

(b) 1998 p.38.

(a) The reference for Council Directive 95/53/EC is OJ No. L265, 8.11.95, p.17. The reference for Council Directive 1999/20/EC is OJ No. L80, 25.3.99, p.20.

(b) 1998 c.38.

SCHEDULE 1

Regulation 14(c)

**PROVISIONS SUBSTITUTED FOR THE PROVISIONS IN PART V OF SCHEDULE 3 TO THE FEEDING STUFFS (WALES) REGULATIONS 2001
RELATING TO THE ELEMENT COPPER-Cu**

"E4	Copper-Cu	Cupric acetate, monohydrate	Cu(CH ₃ .COO) ₂ .H ₂ O	} Pigs for fattening: - up to 16 weeks - from 17th week to six months - over six months Breeding pigs: Calves: - milk replacers: - other complete feeding stuffs: Ovines: Other species of animals: Pigs for fattening: - up to 16 weeks - from 17th week to six months - over six months Breeding pigs: Ovines: Other species of animals with the exception of calves:	175 (total)	-		
		Basic cupric carbonate, monohydrate	CuCO ₃ .Cu(OH) ₂ .H ₂ O				100 (total)	-
		Cupric chloride, dihydrate	CuCl ₂ .2H ₂ O				35 (total)	-
		Cupric methionate	Cu(C ₃ H ₁₀ NO ₂ S) ₂				35 (total)	-
		Cupric oxide	CuO				30 (total)	-
		Cupric sulphate, pentahydrate	CuSO ₄ .5H ₂ O				50 (total)	-
							15 (total)	-
							35 (total)	-
		Cupric sulphate, monohydrate	CuSO ₄ .H ₂ O				175 (total)	Denatured skimmed milk powder and compound feeding stuffs manufactured from denatured skimmed milk powder: - Subject to the relevant provisions of Commission Regulations (EEC) No.368/77 and (EEC) No. 443/77. - Declaration of the amount of copper added, expressed as the element on the label or package or the container of denatured skimmed milk powder."
							100 (total)	
		35 (total)						
Cupric sulphate, pentahydrate	CuSO ₄ .5H ₂ O	35 (total)						
		15 (total)						
		35 (total)						

ATODLEN 2
Rheoliad 14(d)

Y DARPARIAETHAU A RODDIR YN LLE
RHAN IX O'R TABL I ATODLEN 3 I
REOLIADAU PORTHIAN (CYMRU) 2001

"PART IX EUROPEAN COMMUNITY
REGULATIONS BY WHICH ADDITIVES ARE
CONTROLLED(a)

Commission Regulation (EC) No. 2316/98 concerning authorisation of new additives and amending the conditions for authorisation of a number of additives already authorised in feedingstuffs**(b)**.

Commission Regulation (EC) No. 1594/1999 amending the conditions for the authorisation of an additive in feedingstuffs**(c)**.

Commission Regulation (EC) No. 2439/1999 on the conditions for authorisation of additives belonging to the group "binders, anti-caking agents and coagulants" in feedingstuffs**(ch)**.

Commission Regulation (EC) No. 1353/2000 concerning the permanent authorisation of an additive and the provisional authorisation of new additives, new additive uses and new preparations in feedingstuffs**(d)**.

Commission Regulation (EC) No. 2437/2000 concerning the permanent authorisation of an additive and the provisional authorisation of new additives in feedingstuffs**(dd)**.

Commission Regulation (EC) No. 2697/2000 concerning the provisional authorisations of additives in feedingstuffs**(e)**.

Commission Regulation (EC) No. 418/2001 concerning the authorisations of new additives and uses of additives in feedingstuffs**(f)**.

-
- (a) Certain of the listed Regulations relate to categories of additive which also include additives controlled by the Additives Directive, and which are thus listed in the relevant Part of Parts I to VIII of the Table to this Schedule (e.g. the preservative formic acid is covered by Regulation (EC) No. 1594/1999 (above), whereas certain other preservatives are covered by Part VII of the Table).
- (b) OJ No. L289, 28.10.98, p.4.
- (c) OJ No. L188, 21.7.1999, p.35
- (ch) OJ No. L297, 18.11.1999, p.8. The Annex to this Regulation is now replaced by the Annex to Regulation (EC) No. 739/2000 (OJ No. L87, 8.4.2000, p.14).
- (d) OJ No. L155, 28.6.2000, p.15. As regards the additives specified in Annexes III and IV of this Regulation, see now the corresponding entries in Regulation (EC) No. 2697/2000 above.
- (dd) OJ No. L280, 4.11.2000, p.28.
- (e) OJ No. L319, 16.12.2000, p.1.
- (f) OJ No. L62, 2.3.2001, p.3."

SCHEDULE 2
Regulation 14(d)

PROVISIONS SUBSTITUTED FOR PART IX
OF THE TABLE TO SCHEDULE 3 TO THE
FEEDING STUFFS (WALES)
REGULATIONS 2001

"PART IX EUROPEAN COMMUNITY
REGULATIONS BY WHICH ADDITIVES ARE
CONTROLLED(a)

Commission Regulation (EC) No. 2316/98 concerning authorisation of new additives and amending the conditions for authorisation of a number of additives already authorised in feedingstuffs**(b)**.

Commission Regulation (EC) No. 1594/1999 amending the conditions for the authorisation of an additive in feedingstuffs**(c)**.

Commission Regulation (EC) No. 2439/1999 on the conditions for authorisation of additives belonging to the group "binders, anti-caking agents and coagulants" in feedingstuffs**(d)**.

Commission Regulation (EC) No. 1353/2000 concerning the permanent authorisation of an additive and the provisional authorisation of new additives, new additive uses and new preparations in feedingstuffs**(e)**.

Commission Regulation (EC) No. 2437/2000 concerning the permanent authorisation of an additive and the provisional authorisation of new additives in feedingstuffs**(f)**.

Commission Regulation (EC) No. 2697/2000 concerning the provisional authorisations of additives in feedingstuffs**(g)**.

Commission Regulation (EC) No. 418/2001 concerning the authorisations of new additives and uses of additives in feedingstuffs**(h)**.

-
- (a) Certain of the listed Regulations relate to categories of additive which also include additives controlled by the Additives Directive, and which are thus listed in the relevant Part of Parts I to VIII of the Table to this Schedule (e.g. the preservative formic acid is covered by Regulation (EC) No. 1594/1999 (above), whereas certain other preservatives are covered by Part VII of the Table).
- (b) OJ No. L289, 28.10.98, p.4.
- (c) OJ No. L188, 21.7.1999, p.35.
- (d) OJ No. L297, 18.11.1999, p.8. The Annex to this Regulation is now replaced by the Annex to Regulation (EC) No. 739/2000 (OJ No. L87, 8.4.2000, p.14).
- (e) OJ No. L155, 28.6.2000, p.15. As regards the additives specified in Annexes III and IV of this Regulation, see now the corresponding entries in Regulation (EC) No. 2697/2000 above.
- (f) OJ No. L280, 4.11.2000, p.28.
- (g) OJ No. L319, 16.12.2000, p.1.
- (h) OJ No. L62, 2.3. 2001, p.3."

OFFERYNNAU STATUDOL

2001 Rhif 3461 (Cy.280)

AMAETHYDDIAETH, CYMRU

Rheoliadau Diwygio Rheoliadau
Porthiant (Cymru) a Rheoliadau
Porthiant (Gorfodi (Cymru) 2001

STATUTORY INSTRUMENTS

2001 No. 3461 (W.280)

AGRICULTURE, WALES

The Feeding Stuffs and the Feeding
Stuffs (Enforcement) (Amendment)
(Wales) Regulations 2001

© © Hawlfraint y Goron 2002

Argraffwyd a chyhoeddwyd yn y Deyrnas Unedig gan The Stationery Office Limited o dan awdurdod ac arolygiaeth Carol Tullo, Rheolwr Gwasg Ei Mawrhydi ac Argraffydd Deddfau Seneddol y Frenhines.

£3.00

W/353/04/02

ON

© Crown copyright 2002

Printed and Published in the UK by the Stationery Office Limited under the authority and superintendence of Carol Tullo, Controller of Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.

ISBN 0-11-090462-1



9 780110 904627