

---

WELSH STATUTORY INSTRUMENTS

---

**2002 No. 1416**

**The TSE (Wales) Regulations 2002**

**Part IV**

**Specified Risk Material**

*Prohibitions on sale and use of specified risk material*

**Prohibition on sale of specified risk material for human consumption**

**48.**—(1) No person may sell or supply any specified risk material, or any food containing specified risk material, for human consumption.

(2) No person may use any specified risk material in the preparation of food for sale for human consumption.

(3) No person may sell or supply any specified risk material for use in the preparation of any food for sale for human consumption.

(4) For the purposes of this regulation “specified risk material” includes anything derived from it.

**Prohibition on feeding specified risk material to animals**

**49.**—(1) Subject to paragraph (2) below, no person may—

- (a) sell or supply any specified risk material for use in the preparation of any feeding stuff; or
- (b) use any specified risk material in the preparation of any feeding stuff.

(2) Paragraph (1) above shall not apply to—

- (a) the sale or supply of any specified risk material for use in; or
- (b) the use of any specified risk material in,

the preparation of any feeding stuff for feeding to any animal for research purposes in a research establishment licensed under these Regulations in accordance with any conditions subject to which the licence is issued.

(3) Subject to paragraph (4) below, no person may sell or supply any specified risk material, or any feeding stuff which he or she knows or has reason to suspect contains any specified risk material, for feeding to any animal.

(4) Paragraph (3) above shall not apply to the sale or supply of any feeding stuff to a research establishment licensed under these Regulations in accordance with any conditions subject to which the licence is issued.

(5) Subject to paragraph (6) below, no person may feed to any animal—

- (a) any specified risk material;
- (b) any feeding stuff which he or she knows or has reason to suspect contains any specified risk material; or

**Status:** Point in time view as at 27/05/2002.

**Changes to legislation:** There are outstanding changes not yet made by the [legislation.gov.uk](http://legislation.gov.uk) editorial team to The TSE (Wales) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

- (c) a whole carcase or any part of a sheep, goat or bovine animal from which specified risk material has not been removed in accordance with these Regulations.
- (6) Paragraph (5)(a) and (b) above shall not apply to the feeding to any animal of any specified risk material or feeding stuff for research purposes in a research establishment licensed under these Regulations and in accordance with any conditions subject to which the licence is issued; or
- (7) For the purposes of this regulation—
  - (a) “specified risk material” includes anything derived from it; and
  - (b) “animal” does not include a human being.
- (8) It shall be a defence for any person charged with an offence under this regulation to prove that they did not know or have any reason to believe that the material or the feeding stuff in relation to which they have been charged comprised or contained, specified risk material.

### **Specified risk material for use in cosmetic, pharmaceutical and medical products**

- 50.**—(1) No person may sell any UK specified risk material for use in the preparation or manufacture of any cosmetic, pharmaceutical or medical product.
- (2) No person may use any UK specified risk material in the preparation or manufacture of any ingredient to be sold for use in the preparation or manufacture of a cosmetic, pharmaceutical or medical product.
- (3) The prohibitions in paragraphs (1) and (2) above apply to anything derived from UK specified risk material as if it were UK specified risk material.
- (4) It shall be a defence for any person charged with an offence under paragraph (1) or (2) above to prove that they did not know or have any reason to believe that the material was, or was derived from, UK specified risk material.

### **Mechanically recovered meat**

- 51.**—(1) Any person who contravenes or fails to comply with point 3 of Part A of Annex XI to the Community TSE Regulation in the production of mechanically recovered meat shall be guilty of an offence.
- (2) No person may use any mechanically recovered meat which is derived from any bone of a bovine, ovine or caprine animal in the preparation of any food for sale for human consumption or any feeding stuff.

**Status:**

Point in time view as at 27/05/2002.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The TSE (Wales) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations.