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WELSH STATUTORY INSTRUMENTS

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**2003 No. 3119 (W.297)**

**AGRICULTURE, WALES**

**The Feeding Stuffs, the Feeding Stuffs (Sampling  
and Analysis) and the Feeding Stuffs (Enforcement)  
(Amendment) (Wales) (No.2) Regulations 2003**

*Made* - - - - *2nd December 2003*

*Coming into force* - - *3rd December 2003*

The National Assembly for Wales acting in exercise of the powers conferred by sections 66(1), 74A and 84 of the Agriculture Act 1970 <sup>M1</sup> (as read with regulation 14 of the Food Standards Act 1999 (Transitional and Consequential Provisions and Savings) (England and Wales) Regulations 2000 <sup>M2</sup> and articles 2 and 6 of the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 <sup>M3</sup> and now exercisable by it in relation to Wales <sup>M4</sup>, after consultation as required by section 84(1) of that Act and by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety <sup>M5</sup>, and being designated <sup>M6</sup> for the purposes of section 2(2) of the European Communities Act 1972 <sup>M7</sup> in relation to the Common Agricultural Policy of the European Community, in exercise of the powers conferred on it by that last mentioned section (in so far as these Regulations cannot be made under the powers of the Agriculture Act 1970 specified above), makes the following Regulations:

**Marginal Citations**

- M1** 1970 c. 40. 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. Section 74A was inserted by the [European Communities Act 1972 \(1972 c. 68\)](#), [Schedule 4](#), paragraph 6.
- M2** S.I. 2000/656.
- M3** S.I. 2002/794.
- M4** Functions of the Secretary of State, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales by [S.I. 1999/672](#).
- M5** OJ No. L31, 1.2.2002, p.1. Under Article 3 of the EC Regulation “food law” extends to feed produced for, or fed to, food producing animals.
- M6** [S.I. 1999/2788](#).
- M7** 1972 c. 68.

**Changes to legislation:** There are currently no known outstanding effects for the *The Feeding Stuffs, the Feeding Stuffs (Sampling and Analysis) and the Feeding Stuffs (Enforcement) (Amendment) (Wales) (No.2) Regulations 2003*. (See end of Document for details)

**Title, application and commencement** E+W

<sup>F1</sup>1. ....

.....  
**Textual Amendments**  
**F1** [Regulations](#) revoked in so far as they amend the 2001 Regulations and so for all remaining purposes (25.1.2006) by [The Feeding Stuffs \(Wales\) Regulations 2006 \(S.I. 2006/116\)](#), **Sch. 9**

**Amendment of the Feeding Stuffs (Wales) Regulations 2001** E+W

<sup>F1</sup>2. ....

.....  
**Textual Amendments**  
**F1** [Regulations](#) revoked in so far as they amend the 2001 Regulations and so for all remaining purposes (25.1.2006) by [The Feeding Stuffs \(Wales\) Regulations 2006 \(S.I. 2006/116\)](#), **Sch. 9**

**Consequential amendments to the Feeding Stuffs (Wales) Regulations 2001** E+W

<sup>F1</sup>3. ....

.....  
**Textual Amendments**  
**F1** [Regulations](#) revoked in so far as they amend the 2001 Regulations and so for all remaining purposes (25.1.2006) by [The Feeding Stuffs \(Wales\) Regulations 2006 \(S.I. 2006/116\)](#), **Sch. 9**

**Consequential amendments to the Feeding Stuffs (Sampling and Analysis) Regulations 1999** E+W

<sup>F2</sup>4. ....

.....  
**Textual Amendments**  
**F2** [Regs. 4-11](#) revoked (1.1.2006) by [The Feed \(Hygiene and Enforcement\) \(Wales\) Regulations 2005 \(S.I. 2005/3368\)](#), [reg. 1](#), **Sch. 2**

E+W

<sup>F2</sup>5. ....

.....  
**Textual Amendments**  
**F2** [Regs. 4-11](#) revoked (1.1.2006) by [The Feed \(Hygiene and Enforcement\) \(Wales\) Regulations 2005 \(S.I. 2005/3368\)](#), [reg. 1](#), **Sch. 2**

E+W

<sup>F2</sup>6. ....

**Changes to legislation:** There are currently no known outstanding effects for the *The Feeding Stuffs, the Feeding Stuffs (Sampling and Analysis) and the Feeding Stuffs (Enforcement) (Amendment) (Wales) (No.2) Regulations 2003*. (See end of Document for details)

**Textual Amendments**

**F2** Regs. 4-11 revoked (1.1.2006) by [The Feed \(Hygiene and Enforcement\) \(Wales\) Regulations 2005](#) (S.I. 2005/3368), reg. 1, **Sch. 2**

**Consequential amendments to the Feeding Stuffs (Enforcement) Regulations 1999** **E+W**

**F27.** .....

**Textual Amendments**

**F2** Regs. 4-11 revoked (1.1.2006) by [The Feed \(Hygiene and Enforcement\) \(Wales\) Regulations 2005](#) (S.I. 2005/3368), reg. 1, **Sch. 2**

**E+W**

**F28.** .....

**Textual Amendments**

**F2** Regs. 4-11 revoked (1.1.2006) by [The Feed \(Hygiene and Enforcement\) \(Wales\) Regulations 2005](#) (S.I. 2005/3368), reg. 1, **Sch. 2**

**E+W**

**F29.** .....

**Textual Amendments**

**F2** Regs. 4-11 revoked (1.1.2006) by [The Feed \(Hygiene and Enforcement\) \(Wales\) Regulations 2005](#) (S.I. 2005/3368), reg. 1, **Sch. 2**

**E+W**

**F210.** .....

**Textual Amendments**

**F2** Regs. 4-11 revoked (1.1.2006) by [The Feed \(Hygiene and Enforcement\) \(Wales\) Regulations 2005](#) (S.I. 2005/3368), reg. 1, **Sch. 2**

**E+W**

**F211.** .....

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**Changes to legislation:** There are currently no known outstanding effects for the *The Feeding  
Stuffs, the Feeding Stuffs (Sampling and Analysis) and the Feeding Stuffs (Enforcement)  
(Amendment) (Wales) (No.2) Regulations 2003. (See end of Document for details)*

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**Textual Amendments**

**F2** Regs. 4-11 revoked (1.1.2006) by [The Feed \(Hygiene and Enforcement\) \(Wales\) Regulations 2005 \(S.I. 2005/3368\)](#), reg. 1, **Sch. 2**

<sup>M8</sup> Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998

*D.Elis-Thomas*  
The Presiding Officer of the National Assembly

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**Marginal Citations**

**M8** 1998 c. 38.

**Changes to legislation:** There are currently no known outstanding effects for the *The Feeding Stuffs, the Feeding Stuffs (Sampling and Analysis) and the Feeding Stuffs (Enforcement) (Amendment) (Wales) (No.2) Regulations 2003*. (See end of Document for details)

F1 SCHEDULE E+W

Regulation 2(2)

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### EXPLANATORY NOTE

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

1. These Regulations, which apply to Wales only, further amend the Feeding Stuffs (Wales) Regulations 2001 (S.I. 2001/343 (W. 15), as already amended).

2. These Regulations implement Commission Directive [2003/7/EC](#) amending the conditions for authorisation of canthaxanthin in feedingstuffs in accordance with Council Directive [70/524/EEC](#) (OJ No. L22, 25.1.2003, p. 28).

3. These Regulations modify the controls in the Feeding Stuffs (Wales) Regulations 2001 regulating the presence of additives in feedingstuffs by specifying new maximum levels in feed for the colourant canthaxanthin (*regulation 2(2) and the Schedule*).

4. They also provide for the enforcement of Commission Regulation (EC) No.871/2003 permanently authorising a new additive manganomanganic oxide in feedingstuffs (OJ No. L125, 21.5.2003, p.3) and Commission Regulation (EC) No. 877/2003 provisionally authorising the use of the acidity regulator “Benzoic acid” in feedingstuffs (OJ No. L126, 22.5.2003, p.24) (*regulation 2(3)*).

5. These Regulations also make consequential amendments to regulations 7(1) and 25(1) of the Feeding Stuffs (Wales) Regulations 2001 (*regulation 3*) and consequential amendments to the Feeding Stuffs (Sampling and Analysis) Regulations 1999 and the Feeding Stuffs (Enforcement) Regulations 1999 (*regulations 4 to 11*).

6. A regulatory appraisal has been prepared in relation to these Regulations and has been placed in the library of the National Assembly for Wales, together with a transposition note setting out how the main elements of Directive [2003/7/EC](#) are transposed into domestic law by these Regulations. Copies may be obtained from the Animal Feed Unit of the Food Standards Agency, 11th Floor, Southgate House, Cardiff, CF10 1EN.

**Changes to legislation:**

There are currently no known outstanding effects for the The Feeding Stuffs, the Feeding Stuffs (Sampling and Analysis) and the Feeding Stuffs (Enforcement) (Amendment) (Wales) (No.2) Regulations 2003.