



GMP⁺-Certification Scheme Animal Feed Sector 2006

Animal feed legislation

Appendix 12

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1. INTRODUCTION

Under the GMP⁺ certification scheme for the animal feed sector 2006 participants are asked, among other things, to comply with the requirements which apply to them in the animal feed legislation which are related to the safety of humans, animals and the environment.

2. TYPES OF LEGISLATION

Due to far-reaching harmonisation, most of the animal feed legislation within the European Economic Area is of European origin. Because it is not feasible to summarise all the relevant national legislation, only the European legislation will be specified in this document. A distinction has been made between, on the one hand, directives and, on the other hand, regulations and decisions. Decisions and regulations have a direct effect and are binding from their effective date. Directives, on the other hand, must in principle first be converted into national legislation by national governments.

3. CHANGES TO LEGISLATION

Existing European legislation is regularly changed. These changes are made by way of amending regulations, amending directives and amending decisions. This amending legislation never contains the new, complete section of law but usually contains just information about what has changed and where in which legislation. It is therefore up to the user to read in all relevant changes to the original text. Use can be made for this of so-called consolidated sections of law in which these changes have been incorporated. These consolidated versions have, however, no official status and are generally not updated to include the latest change to the law. An indication is given, however, at the beginning of the consolidated text of which changes have been incorporated. For the sake of clarity only the original legislation is specified in this document and not the amending legislation. On the Product Board Animal Feed website, however, you can click on to the most recent consolidated version and to any subsequent changes (only on the Dutch pages of the site).

You can find the European legislation through the following [link](#).

4. lists of animal feed legislation

Among the relevant community animal feed legislation related to the safety of humans, animals and the environment must in any event be counted the following regulations and decisions.

<i>Number</i>	<i>Subject indication</i>	<i>Official title</i>
178/2002	General Food Law	Regulation (EC) no. 178/2002 of the European Parliament and the Council of 28 January 2002 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
183/2005	Animal Feed Hygiene Regulation	Regulation (EC) no. 183/2005 of the European Parliament and the Council of 12 January 2005 laying down requirements for feed hygiene
852/2004	Foodstuffs Hygiene Regulation	Regulation (EC) no. 852/2004 of the European Parliament and the Council of 29 April 2004 on the hygiene of foodstuffs
1831/2003 ¹	Additives	Regulation (EC) no. 1831/2003 of the European Parliament and the Council of 22 September 2003 on additives for use in animal nutrition
1774/2002	Animal By-Products	Regulation (EC) no. 1774/2002 of the European Parliament and the Council of 3 October 2002 for the adoption of health provisions relating to animal by-products not intended for human consumptions
79/2005	Use of milk in animal feeds	Regulation (EC) no. 79/2005 of the Commission of 19 January 2005 implementing Regulation (EG) no. 1774/2002 of the European Parliament and the Council with respect to the use of milk, milk products and milk derivatives which are described in the Regulation as category 3 material
999/2001	Animal proteins	Regulation (EC) no. 999/2001 of the European Parliament and the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies
396/2005	Maximum residues of pesticides	Regulation (EC) no. 396/2005 of the European Parliament and the Council of 23 February 2005 on maximum levels of pesticides in or on food and feed of plant or animal origin
2160/2003	Salmonella control	Regulation (EC) no. 2160/2003 of the European Parliament and the Council of 17 November 2003 on the control of salmonella and other specified food-borne zoonotic agents

¹ On the basis of article 23 of Regulation (EC) no. 1831/2003, Directive 70/524/EEG has been formally withdrawn. The requirements set in this directive still, however, apply on the basis of article 10 of the regulation, to additives which are put on the market under this directive and which are not yet permitted under the new regulation.

2004/217	List of prohibited fodder	Decision No. 2004/217/EC of the Commission of 1 March 2004 adopting a list of materials whose circulation or use for animal nutrition purposes is prohibited
737/1990	Norms for radioactivity	Regulation (EEC) no. 737/90 of the Council of 22 March 1990 on the conditions governing the imports of agricultural products originating in third countries following the accident at the Chernobyl nuclear power station
2002/805	Sampling for Chloramphenicol on the import of milk products from the Ukraine	Decision No. 2002/805/EG of the Commission. of 15 October 2002 concerning certain protective measures with regard to certain products of animal origin for animal nutrition and imported from Ukraine

The national animal feed legislation related to the safety of humans, animals and the environment includes, in any event, the national legislation implementing the following directives.

<i>Number</i>	<i>Subject indication</i>	<i>Official title</i>
96/25/EG	Circulation and use of feed materials	Directive 96/25/EG of the Council of 29 April 1996 on the circulation and use of feed materials
79/373/EEG	Circulation of compound feeds	Directive 79/373/EEG of the Council of 2 April 1979 on the circulation of compound feeds
80/511/EEG	Trade in compound feeds in packaging or receptacles which are not closed	Directive 80/511/EEG of the Commission of 2 May 1980 authorising in certain cases, the marketing of compound feeds in unsealed packages or containers
93/74/EEG	Animal feeds for particular nutritional purposes	Directive 93/74/EEG of the Council of 13 September 1993 on animal feeds with a particular nutritional purpose
94/39/EG	List of particular nutritional purposes	Directive 94/39/EG of the Commission of 25 July 1994 to establish the list of destinations for animal feeds with particular nutritional purposes
82/471/EEG	Special nitrogenous products	Directive 82/471/EEG of the Council of 30 June 1982 on certain products used in animal feeds
90/167/EEG	Animal feeds with a medicinal effect	Directive 90/167/EEG of the Council of 26 March 1990 laying down the conditions governing the preparation, placing on the market and use of medicated animal feeds in the Community
2002/32/EG	Undesirable substances	Directive 2002/32/EG of the European Parliament and the Council of 7 May 2002 on undesirable substances in animal feed
82/475/EEG	Compound feeds for pets	Directive 82/475/EG of the Commission of 23 June 1982 laying down the categories of animal feeds which may be used for the purposes of labelling compound feeds for pet animals
2003/99/EG	Salmonella Monitoring	Directive 2003/99/EG of the European Parliament and the Council of 17 November 2003 on the monitoring of zoonoses and zoonotic agents

5. DIAGRAM OF RELEVANT LEGISLATION

Not all statutory provisions are equally relevant to all participants in the GMP⁺ certification scheme. The diagram is an aid with which participants can map out the legislation which is relevant to them. Legislation which contains norms which are relevant for the activities of the standard in question is marked with a cross (X) in the diagram. Legislation which is not relevant is marked with a dash (-). If legislation is marked as being relevant then this means that this legislation contains norms which fall within the responsibility of the participant or which are important to proper management for other reasons.

Standards Legislation	B1	B2	B3	B4	B5	B6	B7	B8
178/2002	X	X	X	X	X	X	X	X
183/2005	X	X	X	X	X	X	X	X
852/2004	-	-	-	-	-	-	X	-
1831/2003	X	-	X	-	-	-	X	X
1774/2002	X	X	X	X	X	-	X	X
79/2005	X	X	X	X	X	-	X	X
999/2001	X	X	X	X	X	-	X	X
396/2005	X	X	X	-	-	X	X	X
2160/2003	X	X	X	-	-	X	X	X
2004/217	X	X	X	-	-	X	X	X
737/1990	X	X	X	-	-	-	-	X
2002/805	X	X	X	-	-	-	-	X
96/25/EG	X	X	X	- ²	-	X	X	X
79/373/EEG	X	-	X	-	-	-	-	X
80/511/EEG	X	-	X	- ³	-	-	-	X
93/74/EEG	X	X	X	-	-	-	-	X
94/39/EG	X	X	X	-	-	-	-	X
82/471/EEG	X	-	X	-	-	-	-	X
90/167/EEG	X	-	X	X	X	-	X	X
2002/32/EG	X	X	X	-	-	X	X	X
82/475/EEG	-	-	-	-	-	-	-	X
2003/99/EG	X	X	X	-	-	X	X	X

For participants in the GMP⁺ standards B9.1 and B9.2 'Special Regulations for Grass Chickens' and 'Free-Range Animals', respectively, the same statutory provisions are relevant as for participants in the B1 standard.

For a representation of the relevant legislation for the participants in the GMP⁺ standard B10 'Laboratory testing', please refer to the Product Board Animal Feed documentation bundle 'Inspection Methods' (only in Dutch).

² This legislation contains requirements for accompanying documents. Carriers are normally not involved in drawing up these documents but they are however responsible for their correct delivery with the load.

³ This legislation determines which animal feeds may be marketed as bulk materials. Although it will usually be the customer who markets the animal feeds, this does not exempt the carrier legal obligation arising from Article 17 of Regulation (EC) No.178/2002 to ensure that animal feeds comply in all stages of distribution with the provisions of the foodstuff legislation which is applicable to his business.