

Animal By-Products (Enforcement)(Scotland) Regulations 2013

Controls on Animal By-Products- Exercises

Exercise 1

Make a list of breaches of the Animal By-Products Regulations that you are likely to find during inspections of premises to which they apply or you are likely to receive complaints about

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- 1 Failure to dispose of carcasses**
- 2 Chickens in muck heaps/on fields**
- 3 Blood/milk spread on land – smell?**
- 4 Uncovered collection vehicles/leaking vehicles/spillages**
- 5 Swill feeding/animals having access to carcasses/protein**
- 6 Butchers bones/fat in trade waste**
- 7 Former foodstuffs in trade waste**
- 8 Illegal slaughter on farms - disposal of wastes/staining**
- 9 No records on farms / no consignment notes**
- 10 Tripe's taken from slaughterhouses**
- 11 Hides/skins returned to owners**

Exercise 2

- ➔ You are carrying out a roadside vehicle check with the Police and the vehicle shown is stopped.
- ➔ You carry an inspection of the vehicle shown under the by products regulations
- ➔ What powers do you have to stop and inspect the vehicle
- ➔ What action would you take with regard to this vehicle?
- ➔ What is being carried?
- ➔ Is this covered by the regulations?
- ➔ List any breaches of the regulations
- ➔ List what documents the driver should have with him and in what format

Exercise 3

- ➔ You receive a complaint about a paddock near a small village, which contains some sheep that are lame
- ➔ You visit and find that in the paddock there are 22 sheep including old ewes, lambs and two rams.
- ➔ During your inspection you notice in the feeding area of the paddock some pastries, cakes, pizza, a firm paste on which there were some maggots and bread you look around and spot some cellophane wrappers on closer examination some wrappers have labels attached saying “chicken tikka”
- ➔ What action would you take under and under which regulations?

Exercise 3

Model answer Actions to take

- ➔ Find out further information on source of food waste from the farmer. Does it originate from catering or other food waste?
- ➔ Contact APHA Regional Office, duty vet, to request that an APHA veterinary inspector attends to inspect the animals. The veterinary inspector will decide whether to serve a movement restriction notice under the Transmissible Spongiform Encephalopathies (Scotland) Regulations 2010 or under the Movement of Animals (Restrictions) (Scotland) Order 2003. Discuss the emergency service of a notice, if a veterinary inspector is unavailable.
- ➔ Collect samples of any products with meat in for further analysis.
- ➔ Collect photographic or video evidence.
- ➔ Discuss with keeper arrangements for removal of food waste & wrappings to prevent further access. Discuss with APHA veterinary inspector or consider the necessity to serve a notice requiring disposal or C & D of feeding equipment under Article 25 of ABP (Enforcement)(Scotland) Regulations 2013. Is the material former foodstuff or catering waste & if catering waste is catering waste in scope for service of a notice?
- ➔ Consider whether waste wrappers are causing a danger to the animals under the welfare regulations.
- ➔ Consider whether Feed Hygiene Regulations EC Regulation No. 183/2005 and GB implementing regulations have been breached – maggots/ wrappings.

Exercise 3

- ➔ Potential offences for which evidence for a potential prosecution may need to be gathered include:
- ➔ Transmissible Spongiform Encephalopathies (Scotland) Regulations 2010 - breach of Regulation 5(e)- Schedule 6 Prohibition on feeding animal proteins to ruminants;
- ➔ Animal By-Products (Enforcement) (Scotland) Regulations 2013 - breach of Regulation 4 – Access. Regulation 18 – Offence, fails to comply with an “animal by-product requirement”, Schedule 1 – Restrictions on use for feeding purposes, Article 11 (1) Control Regulations 1069/2009
- ➔ Feed Hygiene Regulations EC Regulation No. 1831/2003 – Article 4 – general obligations, Annex 1 – primary production (hygiene provisions).
- ➔ Welfare of Farmed Animals (Scotland) Regulations 2010 – breach of Schedule 1, para *“23. Animals must not be provided with food or liquid in a manner, nor must such food or liquid contain any substance which may cause them unnecessary suffering or injury.*
- ➔ 9. Follow-up visit to suppliers. Liaison with other departments or authorities may be needed. Who else are they supplying? Registration and separation requirements for food retailers/ manufacturers under Feed Hygiene Regs, If restaurant or catering company - shouldn't be supplying for feed use.