EUROPEAN COMMUNITIES (FOOD AND FEED HYGIENE) (AMENDMENT) REGULATIONS 2010.
S.I. No. 312 of 2010

EUROPEAN COMMUNITIES (FOOD AND FEED HYGIENE) (AMENDMENT) REGULATIONS 2010.


1. These Regulations may be cited as the European Communities (Food and Feed Hygiene) (Amendment) Regulations 2010.

2. (1) The European Communities (Food and Feed Hygiene) Regulations 2009 (S.I. No. 432 of 2009) are amended—


   (b) in Regulation 2(1), by the substitution for the definition of “Regulation No. 853/2004”, of—


1O.J. L 194 of 25.7.2009, 11.
2O.J. L 65 of 13.3.2010, 16.

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 2nd July, 2010.
(c) by the substitution, for Regulation 3 (4) (b) and (c), of—

“(b) a food business engaged in the slaughter of animals not otherwise mentioned in these Regulations,

(c) a food business to which, immediately before the making of the Regulations of 2005—

(i) the European Communities (Egg Products) Regulations 1991 (S.I. No. 293 of 1991), or

(ii) the European Communities (Hygienic production and placing on the market of raw milk, heat treated milk and milk based products) Regulations 1996 (S.I. No. 9 of 1996),

applied or, but for the making of these Regulations of 2005 would apply, or

(d) a feed business,

shall be in a form and contain any information that the Minister may require.”,

(d) by the substitution, for Regulation 4 (3) (b) and (c), of—

“(b) a food business engaged in the slaughter of animals not otherwise mentioned in these Regulations,

(c) a food business to which, immediately before the making of the Regulations of 2005—

(i) the European Communities (Egg Products) Regulations 1991 (S.I. No. 293 of 1991), or

(ii) the European Communities (Hygienic production and placing on the market of raw milk, heat treated milk and milk based products) Regulations 1996 (S.I. No. 9 of 1996),

applied or, but for the making of these Regulations of 2005 would apply, or

(d) a feed business,

shall be in a form and contain any information that the Minister may require.”,

(f) by the insertion, after Regulation 23, of—

“23A A person who, by act or omission—

(a) imports an animal product in contravention of Articles 11 or 12,

(b) imports a live bivalve mollusc, echinoderm, tunicate, or marine gastropod in contravention of Article 13,

(c) imports a product of animal origin in contravention of Article 14, or

(d) imports a fishery product in contravention of Article 15,

of Regulation (EC) No. 854/2004 commits an offence.”, and

(g) by the insertion after Regulation 27, of—


(a) the ports of Dublin, Cork or Foynes in respect of animal feed, or

(b) Dublin airport or Dublin port in respect of fruit or vegetable products.

(2) A person who contravenes—

(a) Article 6, which relates to prior notification of consignments,

(b) Article 7, which relates to common entry documents,

(c) Article 10, which relates to release of products for free circulation,

(d) Article 11, which relates to making available resources and equipment, or

(e) Article 12, which relates to splitting of consignments,


(h) in Regulation 6(8), by the substitution for the definition of “Directive”, of—


GIVEN under my Official Seal,
24 June 2010.

BRENDAN SMITH,
Minister for Agriculture, Fisheries and Food.
EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation)

These Regulations provide for amendments to the principal Food and Feed Hygiene Regulations 2009 (SI 432 of 2009) in the areas of, food of animal origin, milk, slaughterhouses, undesirable substances in feed and additional controls for imports of high risk products of non-animal origin.