

27 October 2017

The Animal Feed (Basic Safety Standards) (Wales) Regulations 2018

Summary report of stakeholders' responses

The Animal Feed (Basic Safety Standards) (Wales) Regulations 2018 consultation was issued 23 August 2017 and closed on 4 October 2017

The FSA in Wales carried out a 12-week public consultation exercise that was published on its website and sent directly to all identified stakeholder organisations.

- 1 The FSA is grateful to those stakeholders who responded and sets out in the table below responses in order of the key proposals.
- 2 The key proposals on which the consultation sought views were:
 - **Prohibit the intentional addition of radioactive substances to animal feedingstuffs**
 - **Prohibit the import or export of animal feedingstuffs to which radioactive substances have been intentionally added**
 - **Allow the use of Improvement Notices for non-compliance**
 - **Allow for direct prosecution, where appropriate, for non-compliance**
 - **Allow for seizure and detention of affected animal feedingstuffs**
 - **Allow for powers of entry to commercial premises for enforcement officers**
- 3 The Food Standards Agency's considered responses to stakeholders' comments are given in the last column of the table. A summary of changes to the original proposal(s) resulting from stakeholder comments is set out in the final table.
- 4 A list of stakeholders who responded can be found at the end of the document.

Summary of substantive comments to the FSA consultation on The Animal Feed (Basic Safety Standards) (Wales) Regulations 2018

Q1: Do you agree with the proposals to prohibit the intentional addition of radioactive substances to animal feedingstuffs and prohibit the import or export of animal feedingstuffs to which radioactive substances have been intentionally added?

Respondent	Comment	Response
Rhondda Cynon Tâf County Borough Council	Agreed	No comment required

Q2: Do you agree with the proposals to allow for Improvement Notices for non-compliance?

Respondent	Comment	Response
Rhondda Cynon Tâf County Borough Council	Agreed – some guidance requested on when to use Improvement notices and when to prosecute	FSA will look at mechanisms to provide advice.

Q3: you agree with the proposals to allow for direct prosecution for non-compliance?

Respondent	Comment	Response
Rhondda Cynon Tâf County Borough Council	Agreed, subject to comments on Q2	See FSA comment on Q2 above

Summary of substantive comments to the FSA consultation on The Animal Feed (Basic Safety Standards) (Wales) Regulations 2018

Q4: Do you agree with the proposals to allow seizure and detention of affected animal feedingstuffs?

Respondent	Comment	Response
Rhondda Cynon Tâf County Borough Council	Agreed	No comment required

Q5: Do you agree with the proposals to allow powers of entry for enforcement officers?

Respondent	Comment	Response
Rhondda Cynon Tâf County Borough Council	Agreed – Guidance is needed on whether additional authorisation is required for officers	Any officer authorised to enforce the Animal Feed (Hygiene, Sampling etc. and Enforcement) (Wales) Regulations 2015 will not require additional authorisation. Regulation 8 (2) of these Regulations amends the list of Specified Feed Law to add themselves to the list.

Q6: Do you agree that the proposals will not cause additional costs to enforcement authorities or the feed industry?

Respondent	Comment	Response
Rhondda Cynon Tâf County Borough Council	This proposal is unlikely to cause additional costs	No comment required

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Q7: Do you consider that the policy/proposed Regulations will have an effect on opportunities for use of the Welsh language?

Respondent	Comment	Response
Rhondda Cynon Tâf County Borough Council	See answer to Q8.	No comment required

Q8: We would like to know your views on the effects that the proposed Regulations would have on the Welsh language, specifically on:

- i. opportunities for people to use Welsh and
- ii. on treating the Welsh language no less favourably than English.

Respondent	Comment	Response
Rhondda Cynon Tâf County Borough Council	In certain authorities, there may be opportunities for the use of the Welsh language, as Feed Business operators in those areas may wish to conduct dealings through the medium of Welsh.	No comment required

Q9: What effects do you think there would be? How could positive effects be increased, or negative effects be mitigated?

Respondent	Comment	Response
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Rhondda Cynon Tâf County Borough Council	See above	No comment required
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SUMMARY OF CHANGES MADE:

No changes were required after examining comments.

List of Respondents:

1. Powys County Borough Council
2. Powys County Council/Wales Heads of Environmental Health
3. Office of the Government Chemist
4. British Retail Consortium
5. British Soft Drinks Association