No. 286

MINISTRY FOR AGRICULTURE, FISHERIES AND ANIMAL RIGHTS

Explanatory Notes
(for the purposes of article 3(2)(c) of Chapter 512 of the Laws of Malta)

1. Introduction

Title of the Legal Notice	Placing on the Market and Use of Animal Feed Rules, 2024, hereinafter referred to as "the rules"
Activity to be regulated	The placing on the market and use of animal feed
Responsible entity	The Animal Health and Welfare Department

2. Summary and background

2.1 Aims & Objectives of the legislation

The aim of these rules is to implement the requirements of Regulation (EC) No 767/2009 of the European Parliament and of the Council of 13 July 2009 on the placing on the market and use of feed, amending European Parliament and Council Regulation (EC) No 1831/2003 and repealing Council Directive 79/373/EEC, Commission Directive 80/511/EEC, Council Directives 82/471/EEC, 83/228/EEC, 93/74/EEC, 93/113/EC and 96/25/EC and Commission Decision 2004/217/EC, as in force from time to time.

2.2 Public Consultation

No public consultation was needed.

3. Overview of the structure of the instrument

The rules are made up of five (5) rules and consist of the following:

1. Citation and scope.
2. Interpretation.
3. Part IX of the Act.
4. Offences, punishments and administrative penalties.
5. Repeal and saving.

4. Commentary on the rules

Rule 1: Provides the title and scope of the rules.

Rule 2: Provides the definitions of terms used throughout the rules.

Rule 3: Provides that Part IX of the Act shall also apply.

Rule 4: Provides that when any person who breaches the provisions of the rules or any obligation according to such, or breaches a provision of Regulation 2016/429, or hinders any person responsible for their implementation, shall be liable to the punishments established under the Act. Further to this, this rule empowers the Court to order any person found guilty of committing a breach under the rules, to pay for the expenses incurred by the competent authority and the Director for Veterinary Services as a result of such breach, the revocation of any permits or certification issued under the rules and the confiscation, retention or destruction or other disposal of the animals involved.

Rules 5: Repeals several rules and substitutes them by these rules.

5. Concluding Section

The publication of these rules is required to further improve the way animal feed is used and placed on the market.

These rules shall come into force immediately upon their publication in the Gazette.

N.B: These Explanatory Notes are not intended to be an exhaustive description of the legal instrument nor a substitute thereof or a legislative supplement to it. These Explanatory Notes do not purport to be an authoritative ruling on the interpretation of the legislation.

18th February, 2025

User Guidelines

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Rules 5: Repeals several rules and substitutes them by these rules.

Disclaimer: The information contained within this document is intended only as guidelines and is not intended, nor should be construed, as legislation. Please refer to the related legal notice for a more comprehensive understanding.

For any other information kindly contact the Technical Policy and Coordination Unit within the Animal Health and Welfare Department using the following contact details:

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