

FOI 1949 – Disclosure documents

From: Section 40(2) & (3)

Sent: 06 September 2013 15:37

To: Ogle, Geoff

Cc: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: RESTRICTED INVESTIGATION: Contact with Ceredigion re Farmbox

Geoff

When I rang **Section 40(2) & (3)** after our meeting he was aware as **Section 40(2) & (3)** had phoned **Section 40(2) & (3)**, and explained the background regarding the products mentioned in the interviews with **Section 40(2) & (3)**. He therefore appreciated the rationale behind our decision to move to a FAFA.

Section 40(2) & (3) asked if there was anything that his team could do to assist us. I thanked him and confirmed that our understanding was such that all product related to the investigation was in secure storage under the control of Ceredigion CC. The LA would therefore receive the alert in the same way as others and we would be looking for LAs to consider any premises which may have product. He was reasonably confident that they had visited all such establishments since being drawn into the investigation but will be speaking further to **Section 40(2) & (3)**.

I am aware that the team in Ceredigion has been in close contact with Manchester regarding **Section 40(2) & (3)** so advised that we are intending to make urgent contact with Manchester in relation to the product which we believe to be held there. **Section 40(2) & (3)** appreciated our consideration of both Manchester and his own LA. (FYI I forwarded the Manchester contact details to Drazenka at the close of the meeting).

I have had a quick conversation with **Section 40(2) & (3)** and made some further suggestions re the draft FAFA. I have already requested that we issue a note to DPPWs highlighting our lack of IT tomorrow and suggested that we include similar in the FAFA as two circulation lists may differ slightly and we don't want anyone to be frustrated by not being able to contact us.

Section 40(2) & (3) – I'll ring you to discuss.

Kind regards,

Section 40(2) & (3)

From: Section 40(2) & (3) **Sent:** 06 September 2013 14:32 **To:** Ogle, Geoff **Cc:** Section 40(2) & (3); Section 40(2) & (3) **Subject:** RE: Contact with Ceredigion re Farmbox

Spoke with **Section 40(2) & (3)** – he'll catch up with 3 of his EHOs and have them available in case we need any response from them.

Section 40(2) & (3)

From: Section 40(2) & (3) **Sent:** 06 September 2013 14:19 **To:** Ogle, Geoff **Cc:** Section 40(2) & (3); Section 40(2) & (3) **Subject:** RE: Contact with Ceredigion re Farmbox

Still no response from anyone.

Section 40(2) & (3)

From: Section 40(2) & (3) **Sent:** 06 September 2013 13:49 **To:** Ogle, Geoff **Cc:** Section 40(2) & (3); Section 40(2) & (3) **Subject:** Contact with Ceredigion re Farmbox

Geoff

We discussed **Section 40(2) & (3)** suggestion to make contact with Ceredigion in advance of the meeting just in case we decide there is a need for action that affects them in any way. Having agreed to contact **Section 40(2) & (3)** I have not yet succeeded – the phones just ring. I also tried **Section 40(2) & (3)** and have left a message on his answerphone – I'll try again before the 2:30 TC.

Kind regards,

Section 40(2) & (3)

Section 40(2) & (3) Pennaeth Strategaeth Gorfodi, Archwilio a Digwyddiadau / Head of Enforcement Strategy, Audit and Incidents

Ffôn / Tel : 02920 67 Section 40(2) & (3) Ffacs / Fax : 02920 678918

From: Section 40(2) & (3)
Sent: 06 September 2013 16:39
To: Ogle, Geoff; Section 40(2) & (3); Tubin-Delic, Drazenka; Section 40(2) & (3); Section 40(2) & (3); Evans, Martin; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Ainsworth, Rod; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Baker, Kathryn; Section 40(2) & (3); Section 40(2) & (3); Bowles, Catherine; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Cragg, John; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Hammond-Aziz, Christina; Section 40(2) & (3); Jackson, Michael; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Wales.FoodIncidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Scottish Incidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Wales.FoodIncidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)
Subject: RE: FOR URGENT COMMENTS SL DRAFT FAFA 04-2013 RECALL OF FARMBOX BEEF TRIM

I have informed the Police, Section 40(2) & (3), have not been able to contact Andy Williams, and notified them of the food alert.
They were satisfied.

I would prefer to contact Andy though as the office in charge of the investigation, I will keep trying.
Section 40(2) & (3)

From: Ogle, Geoff
Sent: 06 September 2013 16:35
To: Section 40(2) & (3); Tubin-Delic, Drazenka; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Evans, Martin; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Ainsworth, Rod; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Baker, Kathryn; Section 40(2) & (3); Section 40(2) & (3); Bowles, Catherine; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Hammond-Aziz, Christina; Section 40(2) & (3); Jackson, Michael; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Moreno, Ruth; Section 40(2) & (3); Section 40(2) & (3); Wales.FoodIncidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Scottish Incidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Smythe, Bradley; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Wales.FoodIncidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)
Subject: RE: FOR URGENT COMMENTS SL DRAFT FAFA 04-2013 RECALL OF FARMBOX BEEF TRIM

I am content. It gives sufficient information about the rationale for the recall.

Before we press the button, can we just check with Section 40(2) & (3) whether the Police have any concerns with the wording.

Regards

Geoff

Geoff Ogle

Cyfarwyddwr, Cymru / Director, Wales

Asiantaeth Safonau Bwyd / Food Standards Agency

Llawr 11 / 11th Floor

Tŷ Southgate / Southgate House

Wood Street

Caerdydd / Cardiff CF10 1EW

Ffôn / Tel: 029 2067 **Section**

40(2) & (3)

Ffacs / Fax: 029 2067 8919

mobile/ symudol **Section 40(2) & (3)**

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Cynaliadwyedd – Ystyriwch cyn argraffu / Sustainability – Think before you print

From: Section 40(2) & (3)

Sent: 06 September 2013 16:31

To: Tubin-Delic, Drazenka; **Section 40(2) & (3)**; Ogle, Geoff; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Evans, Martin; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Ainsworth, Rod;

Section 40(2) & (3); **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Baker, Kathryn; **Section 40(2) & (3)**;

Section 40(2) & (3); Bowles, Catherine; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**;

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Section 40(2) & (3); **Section 40(2) & (3)**; Jackson, Michael; **Section 40(2) & (3)**; **Section 40(2) & (3)**;

Section 40(2) & (3); **Section 40(2) & (3)**; **Section 40(2) & (3)**; Moreno, Ruth; **Section 40(2) & (3)**;

Section 40(2) & (3); **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**;

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Section 40(2) & (3); **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**;

Section 40(2) & (3); **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**;

Subject: RE: FOR URGENT COMMENTS DRAFT FAFA 04-2013 RECALL OF FARMBOX BEEF TRIM

My only query is whether we would say ‘may’ not have been subject to temperature controls, but as it is not documented and cannot be proved then I am content to go with the language as drafted.

No comments or requested changes from me.

Thanks for the quick turnaround.

Section 40(2) & (3)

Section 40(2) & (3)

Chief Operating Officer
Food Standards Agency
e: **Section 40(2) & (3)**
t: 0207 276 **Section 40(2) & (3)**

From: Tubin-Delic, Drazenka

Sent: 06 September 2013 16:28

To: **Section 40(2) & (3);** Ogle, Geoff; **Section 40(2) & (3); Section 40(2) & (3);** Evans, Martin; **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3);** Ainsworth, Rod; **Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3);** Section 40(2) & (3); Baker, Kathryn; **Section 40(2) & (3);Section 40(2) & (3);** Bowles, Catherine; **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3);** Hammond-Aziz, Christina; **Section 40(2) & (3); Jackson, Michael; Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3); Section 40(2) & (3);** Section 40(2) & (3); **Section 40(2) & (3);** Moreno, Ruth; **Section 40(2) & (3);Section 40(2) & (3);** Wales.FoodIncidents; **Section 40(2) & (3); Section 40(2) & (3)**Section 40(2) & (3); **Section 40(2) & (3);** Scottish Incidents; **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Smythe, Bradley; **Section 40(2) & (3); Section 40(2) & (3);** Tubin-Delic, Drazenka; **Section 40(2) & (3); Section 40(2) & (3);** Wales.FoodIncidents; **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)**

Subject: FOR URGENT COMMENTS SL DRAFT FAFA 04-2013 RECALL OF FARMBOX BEEF TRIM

Importance: High

Dear All

Please see attached a draft FAFA **for your urgent comments by 16:45 today**. Please note there will be only one circulation of this alert for comments.

Drazenka

Incidents Unit
Ext: Section 40(2) & (3)

Draft FAFA Attachment (mentioned in email above)

<http://webarchive.nationalarchives.gov.uk/+http://www.food.gov.uk/news-updates/news/2013/5792/farmbox-fafa>

<https://www.food.gov.uk/enforcement/alerts/2013/6342/farmbox-recall>

From: Section 40(2) & (3)

Sent: 09 September 2013 11:29

To: Ogle, Geoff; Section 40(2) & (3)Section 40(2) & (3)

Cc: Section 40(2) & (3); Tubin-Delic, Drazenka; Section 40(2) & (3)

Subject: RE: Follow up on Farmbox Food Alert & Wrexham

We exercised a recall based on it for Farmbox and have to follow it up for the same public health reasons – the difficulty is in finding out who they are. We just won't say why we are interested.

From: Ogle, Geoff

Sent: 09 September 2013 11:27

To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Cc: Section 40(2) & (3); Tubin-Delic, Drazenka; Section 40(2) & (3)

Subject: Re: Follow up on Farmbox Food Alert & Wrexham

We will need to be cautious. The information that led to the food alert is from a IUC by the police as part of the investigation. Suspect all we can do is look at previous farmbox customer lists unless Section 40(2) & (3) can find a name in the interview transcripts. Geoff

From: Section 40(2) & (3)

Sent: Monday, September 09, 2013 10:30 AM

To: Section 40(2) & (3); Section 40(2) & (3)

Cc: Section 40(2) & (3); Ogle, Geoff; Tubin-Delic, Drazenka; Section 40(2) & (3)

Subject: RE: Follow up on Farmbox Food Alert & Wrexham

Section 40(2) & (3)

It makes sense for us to adopt a consistent response to this so we'll not make any contact with anyone until we have agreed our approach.

Please advise if there's anything you need from Wales.

Kind regards,

Section 40(2) & (3)

Section 40(2) & (3) Pennaeth Strategaeth Gorfodi, Archwilio a Digwyddiadau / Head of Enforcement Strategy, Audit and Incidents

Ffôn / Tel : 02920 67 Section 40(2) & (3)Ffacs / Fax : 02920 678918

From: Section 40(2) & (3)

Sent: 09 September 2013 08:19

To: Section 40(2) & (3)

Cc: Section 40(2) & (3); Ogle, Geoff; Section 40(2) & (3); Tubin-Delic, Drazenka

Subject: Follow up on Farmbox Food Alert & Wrexham

Section 40(2) & (3),

As part of the evidence received from the Police, Section 40(2) & (3) admitted receiving product from a company he described as 'Asians', though that is a somewhat vague description. He said that they had no real temperature control and that seemed to be routine. Can you please liaise with incidents to identify this company (I am unsure of its location) and make sure that it gets a thorough going over by the Local Authority as a matter of urgency. Can you also arrange for all LAs who had withdrawn products in their jurisdictions as part of the Horsemeat incident to revisit those businesses to verify what happened to those products and ensure they did not resurface later on.

Happy to discuss.

Thanks,

Section 40(2) & (3)

Section 40(2) & (3)

Director of Operations

Food Standards Agency

e: [Section 40\(2\) & \(3\)@foodstandards.gsi.gov.uk](mailto:Section 40(2) & (3)@foodstandards.gsi.gov.uk)

t: 0207 276 **Section 40(2) & (3)**

Sent iPad with Good (www.good.com)

From: Ogle, Geoff

Sent: 10 September 2013 15:27

To: Ainsworth, Rod; **Section 40(2) & (3)**; Wearne, Steve; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Tubin-Delic, Drazenka; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Everard, Justin; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**

Cc: **Section 40(2) & (3)**

Subject: Key Points from Telekit on Friday on Farmbox

RESTRICTED INVESTIGATION

All

summary note of our discussions.

1. History/concerns
2. Options/consequences
3. Actions

History /Concern

During the initial phases of the investigation a considerable amount of farmbox product was returned, but recently more information has come to light that now raises the prospect of risk to public health. The main concerns related to: 1. A lack of traceability; 2. Confirmation that product has been taken in by Farmbox without knowing its provenance and origin and lack of temperature control procedures to confirm whether the meat in question was fit for human consumption. A considerable amount of product from Farmbox (72 tonnes approx.) remains in **Section 40(2) & (3)** coldstore in Manchester. While freezing would reduce most microbiological risk it does not remove it. The understanding to the meeting was that Salmonella remained a considerable risk to public health in these circumstances.

With regards to the Police investigation that would not impinged on any FSA actions as it was agreed between FSA and the Police that protection of public health was the priority.

Options

Given the issues above (no traceability, poor temp control etc) it was agreed that a food alert would need to be put out. A voluntary recall would not be an option in the circumstances as we were unlikely to receive any co-operation. Any meat from Farmbox would therefore need to be traced and appropriate action – detention/destruction – taken. Given the knowledge we had and the lack of information on where product might be, it was not option to simply focus on the product in Farmbox.

Actions

1. Food Alert to be issued for Friday afternoon release (**Section 40(2) & (3)**/Drz T-B)
2. Ministers to be alerted Friday pm (**Section 40(2) & (3)**)
3. Catherine B to be advised of the decision and actions (GO)
4. Comms to be advised (Rod A)

5. Police to be advised (**Section 40(2) & (3)**)
6. Ceredigion to be advised (**Section 40(2) & (3)**)
7. Manchester EHOs to be advised (**Section 40(2) & (3)**)

Regards

Geoff

Geoff Ogle

Cyfarwyddwr, Cymru / Director, Wales

Asiantaeth Safonau Bwyd / Food Standards Agency

Llawr 11 / 11th Floor

Tŷ Southgate / Southgate House

Wood Street

Caerdydd / Cardiff CF10 1EW

Ffôn / Tel: 029 2067 **Section 40(2) & (3)**

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mobile/ symudol **Section 40(2) & (3)**

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Cynaliadwyedd – Ystyriwch cyn argraffu / Sustainability – Think before you print

From: Section 40(2) & (3)

Sent: 21 February 2013 11:23

To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Evans, Martin; FoodIncidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Ogle, Geoff; Section 40(2) & (3), Fraud; Todd, Michael; Wales.FoodIncidents

Cc: Diez, Elvira

Subject: RESTRICTED: FW: Action 40 - Despatch From List

From: Section 40(2) & (3)

Sent: 21 February 2013 11:21

To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Evans, Martin; FoodIncidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Ogle, Geoff; 'Section 40(2) & (3), Fraud'; Todd, Michael; Wales.FoodIncidents

Cc: Diez, Elvira

Subject: FW: Action 40 - Despatch From List

Hi **Section 40(2) & (3)** and all,

Please find attached a copy of the despatches from Farmbox recently to various customers.

Regards

Section 40(2) & (3)

From: Training, HQ

Sent: 21 February 2013 11:20

To: Section 40(2) & (3)

Subject: Action 40 - Despatch From List

Attachments: Despatch From List.xlsx (12744 Bytes)

From: Section 40(2) & (3)
Sent: 20 May 2013 09:13
To: Ogle, Geoff
Cc: Section 40(2) & (3); Ainsworth, Rod; Wearne, Steve;
Wales.FoodIncidents
Subject: RESTRICTED INVESTIGATION FW: Meeting between FSA and Ceredigion
CC re Farmbox Investigation
Attachments: FW: Farmbox Investigation; Scan-to-Me from 10.63.200.221 2013-05-
20 083020.pdf

Importance: High

Geoff

We spoke briefly about the meeting with Ceredigion County Council last week.

Attendees:

Section 40(2) & (3) -
FSA

Section 40(2) & (3) -
FSA

Section 40(2) & (3)
CCC

Section 40(2) & (3) -
CCC

Section 40(2) & (3) –
FFCU

General

- **Section 40(2) & (3)** advised that the Farmbox appeal has been withdrawn. LA not aware – formal confirmation required.

Action: FSA (I spoke with Michael Todd the following day and he was also unaware but undertook to follow up)

- **Section 40(2) & (3)** confirmed Farmbox have registered with CCC and applied for approval as a standalone coldstore. Approval not yet determined as requested further information and none submitted.
- AHVLA approved ABP plant which CCC enforce. Physical changes made to premises which AHVLA need to review (and which are material to the application to CCC). Unannounced joint visit scheduled 17 May to follow-up on this and also establish source of material being processed.

Action: CCC

- We discussed Hybi Cig Cymru (Meat Promotions Wales) and their role in promoting meat from Wales. Worthy of exploring links for future in terms and mechanism for sharing intel with enforcement agencies.

Action: FSA

- We reflected that our recent experiences have reinforced the importance of partnership working and we recognise the opportunity to further develop our relationship with LAs to work together to safeguard consumers and at the same time support the growth of legitimate business operations. We discussed the possibility of setting up of a task and finish group to scope out and identify an action plan and relevant partners. If this is something that DPPW support we will look to progress jointly. This might also link with actions to target / deal with persistent offenders.

Action: FSA You took this proposal to the meeting with Welsh Government and Directors of Public Protection Wales on Friday.

- Recent results show 60-100% horse DNA in sample of Fabrication MDM-MEMB, also evidence of beef and chicken in another sample.
- LAs keen to maintain momentum following meetings with Alun Davies (Minister for Natural Resources) on targeted sampling for reassurances around procurement arrangements.

Action: FSA to follow-up as Director attended meetings with **Section 40(2) &**

(3) (Steve – any developments to report please?)

- CCC have not been able to complete all programmed interventions but have brought in one contractor to cover food hygiene visits and are looking to another to backfill for food standards (and other trading standards work normally covered by the officer seconded to the investigation). Further details will be provided but it is believed that this can be achieved provided the FSA reimburse costs associated with eth investigation.

Action: CCC to provide details

- CCC asked whether they need to allocate a lawyer to the investigation. We agreed that if at any point we believed this to be necessary (based on our own discussions with CPS) we would advise.

Action: FSA

Costs of the Farmbox Investigation

CCC costs as set out on attached from CE. These are costs to end April 2013.

- Sampling – further sampling last week from pallets from **Section 40(2) & (3)**. Estimated costs around £10k
No decision taken re further sampling from material sampled for Dyfed Powys Police – this will have implications for analysis but may reduce storage costs if material no longer required. Need discussion between DPP and FSA legal teams.
Action: FSA to raise with DPP / CPS
- Staffing – further costs associated with investigation as one officer assigned full time w.e.f 22 April.
- Haulage – transportation of material to ABP plant in Lampeter
- Storage (**Section 43 (2)**) – need further trailer on site in CCC depot and costs associated with running and checking units.

Costs shown on document = £67,539.25 (full breakdown available)

In addition CCC has been advised by the Public Analyst (**Section 43(2)**) that further costs are being incurred as a result of them having to bring in storage capacity to

hold the 20Kg blocks sent from Farmbox and **Section 40(2) & (3)**. Suggested costs around £1k per week w.e.f early April but no detail provided.

Action: CCC to contact PA for details.

Action: FSA to raise need for continued retention of material and/or possibility of samples being returned to **Section 40(2) & (3)** in discussions with CPS.

- **Storage (Section 43 (2))**
Agreement with Milford Haven Port Health Authority covers 6 month period at a cost of £7,920 (inc VAT) so even facility not needed for this time costs will apply as additional work completed by PHA to accommodate the samples. Storing FSA and DPP samples and also horse carcasses detained by FSA. No invoices generated to date.
- **Storage (Section 43 (2))**
Costs unknown but provided later in meeting by DCI Andy Williams of DPP – attached. Total from 14 March to 28 April £7,519.80
I have also received a request for the FAS to cover the sampling costs associated with **Section 40(2) & (3)** and will follow up with Manchester CC as agreed.

LA content with costs to end of April and then monthly. No action pending confirmation of all costs to end April so it can all be considered together.

Meeting with DCI Andy Williams Dyfed Powys Police

- DPP believe that they don't need all the retained material to prove the case. They are working to reduce the amount required by identifying all suspicious product. Currently building a case around 6 specimen victims.
- Bail period ends late June.
- Statement deadline for witnesses 7 June.
- DPP support our liaison with CPS regarding inclusion of food safety offences (to open up the possibility of prohibition against a person from operating a food business).
- Proceeds of Crime Act – discussed agreement between DPP and CCC

Contact for DCI Williams

andy.williams@dyfed-powys.pnn.police.uk

Happy to discuss further after your meeting with the Gold Group.

Kind regards,

**Section
40(2) & (3)**

Section 40(2) & (3)

Pennaeth Strategaeth Gorfodi, Archwilio a Digwyddiadau / Head of Enforcement Strategy, Audit and Incidents

Ffôn / Tel : 02920 67 **Section 40(2) & (3)**

Ffacs / Fax : 02920 678918

From: Section 40(2) & (3) [mailto: **Section 40(2) & (3)**]

Sent: 26 April 2013 10:48

To: Section 40(2) & (3)

Cc: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: RE: Meeting between FSA and Ceredigion CC re Farmbox Investigation

Section 40(2) & (3)

I've just had a comment through from our Group Accountant regarding the costs for last year which affects my initial thoughts. I'll have to adhere to our corporate financial/budgetary arrangements

Just to confirm as at 31/03/2013 we have £26,606.51 of costs on the a700/3734 code set up to capture the Horse meat investigations costs. £17k of this is accruals which have mostly cleared by invoices being paid in April in the 2013/14 financial year. I therefore intend to put an accrual in the accounts to show that as at 31/03/2013 the FSA owe us £26,606.51.

	Accruals/ Reversals	Invoices/ Actual Costs	Total
2012/13	16,919.13	9,687.38	26,606.51
2013/14	<u>(16,919.13)</u>	<u>15,439.43</u>	(1,479.70)
Total	=	25,126.81	25,126.81

We will need to agree how this monies are going to be recovered/offset

thanks

Section 40(2) & (3)

Section 40(2) & (3)

Environmental Services & Housing/Gwasanaethau Amgylcheddol A Thai
Cyngor Sir Ceredigion County Council

(Tel: **Section 40(2) & (3)**; Mb: **Section 40(2) & (3)**)

From: Section 40(2) & (3) [mailto: [Section 40\(2\) & \(3\)@foodstandards.gsi.gov.uk](mailto:Section 40(2) & (3)@foodstandards.gsi.gov.uk)]

Sent: 25 April 2013 13:59

To: Section 40(2) & (3)

Cc: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: Meeting between FSA and Ceredigion CC re Farmbox Investigation

Section 40(2) & (3)

We spoke earlier today and agreed the merit of us having a catch up to discuss costs associated with the Farmbox investigation. You indicated that you would like **Section 40(2) & (3)** to be involved but as she is attending Court on Monday it is not possible to use the time originally planned for our discussion with Dyfed Powys Police. You also plan to invite **Section 40(2) & (3)**.

You kindly volunteered that **Section 40(2) & (3)** will check availability to enable arrangements for an alternative date – in addition to any meeting which the DPP might reconvene. Can I suggest that she contact **Section 40(2) & (3)** directly (02920 67 **Section 40(2) & (3)**) as she has access to all our diaries and it will hopefully be easier to agree a date between the two of them. If at all possible Geoff Ogle (Interim Director Wales) would also like to be involved so we'll factor that into our response.

Once we have agreed a date please let us know if you need any assistance with a venue, and if necessary we'll sort out a meeting room as the conversation content is not appropriate for a public location. Carmarthen suits us so please give this some consideration and advise if it is also reasonably convenient to you.

We discussed that the costs incurred by the LA to date might fall under 4 broad headings:

- LA staff (salary / expenses)
- Sampling / analysis
- Storage
- Haulage

You confirmed that your team is already recording much detail and will be able to share this with us to inform discussions. I'd be grateful if you could provide this in advance of our meeting – don't worry about the format at this stage as, if necessary, we can address that when we speak.

We also highlighted a need to consider the impact on the Ceredigion programme of food hygiene and food standards interventions as a result of staff being deployed to the investigation.

We are happy to pick up on all these issues when we meet.

Kind regards,

Section 40(2) & (3)

Section 40(2) & (3)

Pennaeth Stratogaeth Gorfodi, Archwilio a Digwyddiadau / Head of Enforcement Strategy, Audit and Incidents

Ffôn / Tel : 02920 67 **Section 40(2) & (3)**

Ffacs / Fax : 02920 678918

Section 40(2) & (3) invoice dated 23 April 2013



INVOICE

Invoice Date 23rd April 2013



To:

CID
HQ Carmarthen



<u>Qty</u>	<u>Description</u>	<u>Net</u>	<u>VAT</u>	<u>Gross</u>
83 PALLETS	Storage from 14 March 2013 to week ending 28 April 2013 LAMB TRIM, MUTTON - 7 weeks storage	5229.00	1045.80	6274.80
83 PALLETS	RHD – receiving, handling, despatch	1037.50	207.50	1245.00

Nett Total 6266.50
 VAT Amount 1253.30
 Invoice Total 7519.80

All,

Please find attached details of the costs incurred so far in relation to the Farmbox investigation.

We can discuss further tomorrow.

Regards,

**Section 40(2) & (3),
Section 40(2) & (3),
Adran Gwasanaethau Amgylcheddol a Thai /
Environmental Services and Housing Department
Cyngor Sir CEREDIGION County Council
Penmorfa, Aberaeron
Ceredigion, SA46 0PA**

Ffôn/Tel: 01545 572153

Ebost/email: Section 40(2) & (3) [@ceredigion.gov.uk](mailto:Section40@ceredigion.gov.uk)

Attachment – Farmbox investigation costs

FARMBOX INVESTIGATION: - COSTS (until 30/4/2013)

<u>SAMPLING ANALYSIS</u>	
Public Analyst (Samples charged at either £500, £225, or £175 per sample 27 samples Dyfed Powys Police 60 samples Food Standards Agency) Sampling continuing	£20,000 (awaiting further invoices)
<u>STAFF COSTS</u>	
Manual Labour (HPW Staff)	£9,071.55
Trading Standards/Environmental Health Staff 720hrs (approximately)	£16,942.21
Mileage (1968 miles)	£1,027.30
<u>HAULAGE</u>	
Haulage of Animal By-products	£600.00
<u>STORAGE</u>	

Storage of Meat at Glanyrafon Industrial Estate Trailer 6 = 13 weeks Trailer 9 = 10 weeks Trailer 4 = 2 weeks (Trailers £355/week per trailer Driver for transportation at £110/hour)	£19,035.00
<u>MISCELLANEOUS</u>	
Equipment/PPE/Evidence bags	£863.19
<u>TOTAL</u>	<u>£67,539.25</u>

From: Section 40(2) & (3)

Sent: 13 February 2013 13:40

To: Romero, Ramon; **Section 40(2) & (3)**; Ogle, Geoff; **Section 40(2) & (3)**

Cc: **Section 40(2) & (3)**; Miguelez, Angel; Quintanilla, Ana; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Williams, Gareth; **Section 40(2) & (3)**

Subject: Boddy's - claim of link to a burger van

All,

We have had a report from a member of the public that the brother of the owner of Boddy's runs a burger van near Todmorden, the concern being horse meat passed off as beef. Are you content for me to ask the LA to investigate the claims and pass back any information? Are there any specifics that we would like the LA to consider above their usual investigation?

Regards

Section 40(2) & (3)

Section 40(2) & (3)Asiantaeth Safonau Bwyd / Food Standards Agency
0207 276 **Section 40(2) & (3)**

From: Romero, Ramon

Sent: 13 February 2013 12:17

To: Ogle, Geoff; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Miguelez, Angel

Cc: Quintanilla, Ana; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Williams, Gareth; **Section 40(2) & (3) D**; **Section 40(2) & (3)**; **Section 40(2) & (3)**

Subject: RE: Photo's of Peter Boddy's office

Section 40(2) & (3) and me are in the process of going through all the taken evidence

We will keep you posted

Regards

Ramon Romero MRCVS

Veterinary Field Manager

North East England

Food Standards Agency

*Tel: **Section 40(2) & (3)***

Fax: 01904455539

*email: **Section 40(2) & (3)**@foodstandards.gsi.gov.uk*

From: Ogle, Geoff

Sent: 13 February 2013 11:53

To: Romero, Ramon; **Section 40(2) & (3); Section 40(2) & (3);** Miguelez, Angel

Cc: Quintanilla, Ana; **Section 40(2) & (3); Section 40(2) & (3);** Williams, Gareth; **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)**

Subject: RE: Photo's of Peter Boddy's office

Section 40(2) & (3) /Ramon/ Section 40(2) & (3)/Angel

All

I know you are busy(!) and it is full on. And there may be quite a lot of information to sift through.

As a priority, can we get

1. The customer lists of Farmbox and Boddy's
2. The supplier lists of both.

Can the information then be sent to **Section 40(2) & (3)** in incidents.

At the moment, this is now a third strand of an investigation.

It is doubtful whether there is any direct link with the Findus contamination, but there is a possibility of overlap with the first. I think it would be good if we could aim to do any interviews/ interviews under caution for Friday. That would enable co-ordination with the Police.

I am aiming to organise a three way telekit with Police and me at 3.30pm. And have asked to speak to **Section 40(2) & (3)** and Ramon/ **Section 40(2) & (3)** for an update at 3pm.

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

www.food.gov.uk

www.eatwell.gov.uk

From: Romero, Ramon

Sent: 13 February 2013 11:34

To: **Section 40(2) & (3);** Williams, Gareth; **Section 40(2) & (3);** Ogle, Geoff; **Section 40(2) & (3); Section 40(2) & (3)**

Cc: Quintanilla, Ana

Subject: RE: Photo's of Peter Boddy's office

Please note the right hand side 3rd document down with a red pin. It was the contact details for Farmbox.

Regards

Ramon Romero MRCVS

Veterinary Field Manager

North East England

Food Standards Agency

*Tel: **Section 40(2) & (3)***

Fax: 01904455539

email: **Section 40(2) & (3)**@foodstandards.gsi.gov.uk

From: Section 40(2) & (3)

Sent: 13 February 2013 11:21

To: Williams, Gareth; **Section 40(2) & (3)**; Ogle, Geoff; **Section 40(2) & (3)**; **Section 40(2) & (3)**

Cc: Romero, Ramon; Quintanilla, Ana

Subject: Photo's of Peter Boddy's office

As a precaution to ensure that there could be no accusation of damage or other malpractice against us, I took photos of the office at both the start and finish of our visit. I've attached some of the photo's just for your information, to show the small amount of paperwork kept. The computer equipment is the FSA's; Peter Boddy doesn't have a computer for his business.

Kind Regards

Section 40(2) & (3)

<< File: Photo's taken at finish - 7.16 12.JPG >> << File: Photo's taken at finish - 7.16 12 (2).JPG >> << File: Photo's taken of office at start - 6.40 12.2 (3).JPG >> << File: Photo's taken of office at start - 6.40 12.2 (2).JPG >>

Section 40(2) & (3)

Investigator

Legal, International, Regulation & Audit Group

Food Standards Agency

Area 2B, Aviation House

125 Kingsway, London WC2B 6NH

Mobile: **Section 40(2) & (3)**

Tel: 0207 276 **Section 40(2) & (3)**

Fax: 0207 276 8649

www.food.gov.uk

From: Section 40(2) & (3)

Sent: 20 February 2013 15:01

To: **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Evans, Martin; FoodIncidents; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Ogle, Geoff; **Section 40(2) & (3)**, Fraud; Todd, Michael; Wales.FoodIncidents

Cc: Diez, Elvira

Subject: RE: RESTRICTED: FW: PROTECT - Customer List

Hi Geoff,

No, it does not. The basis of that would probably be have been that we had the copy of the invoice from P Boddy and showed it to **Section 40(2) & (3)**. He had a copy which showed a different amount.

Section 40(2) & (3) know that there was a difference in the amount on these as it was clearly different from his version.

Regards

Section 40(2) & (3)

From: Ogle, Geoff

Sent: 20 February 2013 14:46

To: **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Evans, Martin; FoodIncidents; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**, Fraud; Todd, Michael; Wales.FoodIncidents **Cc:** Diez, Elvira

Subject: RE: RESTRICTED: FW: PROTECT - Customer List

And looking at this it does not show the incoming horse sent from Boddys on 10/12/12 as far as I can see.

Regards
Geoff
Geoff Ogle
Head of Field Operations
Food Standards Agency
PO Box 752
TYNEMOUTH
NE29 1EN
0191 272 **Section 40(2) & (3)**
Section 40(2) & (3)
www.food.gov.uk
www.eatwell.gov.uk

From: Section 40(2) & (3)

Sent: 20 February 2013 13:41

To: **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Evans, Martin; FoodIncidents; **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Ogle, Geoff; **Section 40(2) & (3),** Fraud; Todd, Michael; Wales.FoodIncidents Cc: Diez, Elvira Subject: RESTRICTED: FW: PROTECT - Customer List

Hi all,

Please see attached a copy of the customer list that is created by **Section 40(2) & (3)** at Farmbox. On the initial days of our investigations he informed Angel and I that this did not exist.

It was then made available.

You will not see on it that the Peter Boddy relations have been added on retrospectively. They are in different ink as well as not being in chronological order.

It is his account of all the customers that he has, what product that comes in and when.

If you have any queries please do not hesitate to contact me.

Regards

Section 40(2) & (3)

Rheolwr Cyflenw Gwasanaethau / Service Delivery Manager

Ardal 2, Clwstwr 23 / Area 2, Cluster 23

Grŵp Gweithrediadau, Asiantaeth Safonau Bwyd / Operations Group, Food Standards Agency

Ffôn Symudol / Mobile Telephone **Section 40(2) & (3)**

Ffôn Swyddfa Gartref / Home Office Phone **Section 40(2) & (3)**

Cyfeiriad / Address: PO Box 62, Cribyn, Lampeter SA48 9BF

E-bost / E-mail: **Section 40(2) & (3)**@foodstandards.gsi.gov.uk

From: Section 40(2) & (3)

Sent: 02 April 2013 16:37

To: Ogle, Geoff; Evans, Martin; **Section 40(2) & (3);** FoodIncidents; Wales.FoodIncidents

Cc: Williams, Gareth; Romero, Ramon; **Section 40(2) & (3)**

Subject: RE: Letter to Peter Boddy - 2.4.13

Categories: Fwd to **Section 40(2) & (3)**, Fwd to Drazenka Tubin-Delic

I might do better if I attach the letter
Section 40(2) & (3)

From: Section 40(2) & (3)

Sent: 02 April 2013 16:35

To: Ogle, Geoff; Evans, Martin; **Section 40(2) & (3)**; FoodIncidents; Wales.FoodIncidents

Cc: Williams, Gareth; Romero, Ramon; **Section 40(2) & (3)**

Subject: Letter to Peter Boddy - 2.4.13

All

As part of the investigation concerning traceability issues, Ramon and I, with the assistance of **Section 40(2) & (3)** and Robert Madge, have composed and sent the attached letter to Peter Boddy. It will be seen from the letter there are 44 x horse carcasses that have been consigned from the plant for which consignees have not been identified from the documentation provided by/seized from Peter Boddy. The letter formalises the request/demand for that information.

The next stage will be to invite Mr Boddy for interview under caution, should he fail to provide the information requested/demanded.

Kind Regards

Section 40(2) & (3)

Section 40(2) & (3)

Investigator

Legal, International, Regulation & Audit Group

Food Standards Agency

Area 2B, Aviation House

125 Kingsway, London WC2B 6NH

Mobile: **Section 40(2) & (3)**

Tel: 0207 276 **Section 40(2) & (3)**

Fax: 0207 276 8649

Attachment referred to in email above.

Our Ref: AS/RR

Date: 2nd April 2013

Mr Peter Boddy
East Hey Head Farm
Cross Stone Road
Todmorden
West Yorkshire
OL14 8RE

Dear Mr Boddy,

Regulation (EC) No. 178/2002 (as amended)

The General Food Regulations 2004 (as amended)

Commission Implementing Regulation (EU) No. 931/2011

Regulation (EC) No. 853/2004 (as amended)

The Food Hygiene (England) Regulations 2006 (as amended)

Re: Peter Boddy SH/CP- traceability of horse meat. Approval Number EC 2163 UK.

We visited your plant on the 12th February 2013 and you gave us some of your traceability records. On the 14th February 2013 further traceability records were taken by the Police. We have tried to trace the consignees of the horse carcasses/meat detailed in “**Appendix A**” attached, but from the limited traceability information contained in your records, have been unable to do so.

Part of the traceability material you provided identified three consignments shown as destined to **Section 43(2)**. Having contacted the business, they state that they have neither ordered nor received 3 of the 4 consignments allegedly made to them as detailed in the paperwork.

Article 18, paragraph 3 of Regulation (EC) 178/2002 specifies that “Food and feed business operators shall have in place systems and procedures to identify the other businesses to which their products have been supplied. This information shall be made available to the competent authorities on demand.” The detail of what information is required by Article 18 is set out in Article 3 of Commission Implementing Regulation (EU) No. 931/2011, paragraph 1 of which specifies that “Food business operators shall ensure that the following information concerning consignments of food of animal origin is made available to the food business operator to whom the food is supplied and, upon request, to the competent authority:

- (a) an accurate description of the food;
- (b) the volume or quantity of the food;
- (c) the name and address of the food business operator from which the food has been dispatched;
- (d) the name and address of the consignor (owner) if different from the food business operator from which the food has been dispatched;
- (e) the name and address of the food business operator to whom the food is dispatched;
- (f) the name and address of the consignee (owner), if different from the food business operator to whom the food is dispatched;
- (g) a reference identifying the lot, batch or consignment, as appropriate; and
- (h) the date of dispatch.

Paragraph 2 of the same Article specifies that “The information referred to in paragraph 1 shall be made available in addition to any information required under relevant provisions of Union legislation concerning the traceability of food of animal origin.”

Paragraph 3 then specifies that “The information referred to in paragraph 1 shall be updated on a daily basis and kept at least available until it can be reasonably assumed that the food has been consumed.

When requested by the competent authority, the food business operator shall provide the information without undue delay. The appropriate form in which the information must be made available is up to the choice of the supplier of the food, as long as the information requested in paragraph 1 is clearly and unequivocally available to and retrievable by the business operator to whom the food is supplied.”

Regulation 4 of The General Food Regulations 2004 (S.I. 2004/3279 as amended by S.I. 2005/2626) specifies that “Any person who contravenes or fails to comply with any of the following provisions of Regulation (EC) No. 178/2002 shall be guilty of an offence -

(d) Article 18(2) or (3) (traceability) in so far as it relates to food business operators;

In accordance with Article 18, paragraph 3 of Regulation (EC) 178/2002 as read with Article 3 of Regulation (EU) 931/2011 I demand that you provide information to identify the names and addresses of the businesses to which the horses carcasses/meat detailed in “**Appendix A**” have been supplied.

In addition, **Annex II, Section 1, Part A, paragraph 4 of Regulation (EC) No. 853/2004** specifies that “Food business operators must, in accordance with Article 18 of Regulation (EC) No 178/2002, have in place systems and procedures to identify food business operators from whom they have received and to whom they have delivered products of animal origin.”

Please provide me with the information requested/demanded **within 14 days of the date of this letter**.

Please contact me if, in order to fulfil the above demand/requirement, you need access to the documentation currently held by the Police or the Food Standards Agency and I will facilitate access.

Failure to comply is thus a breach of “specified Community provisions” as defined by the Food Hygiene (England) Regulations 2006 (as amended) and would consequently be an offence under Regulation 17 as read with Schedule 2 of those Regulations.

Yours sincerely

Section 40(2) & (3)
Investigating Officer
Section 40(2) & (3)

Appendix A

Carcase type & Identification	Consigned from	Kill Date	Kill Number	Consigned To	Notes/Comments
1 x horse	P. Boddy	25.5.12	1	Section 43(2)	Pet Mince

Passport No 826046020099812 Microchip No Not available	East Hey Head Fm Todmorden				(Section 43(2)) state they did not order or receive this)
1 x horse Passport No 82607300836501 Microchip No Not available	P. Boddy East Hey Head Fm Todmorden	25.5.12	2	Section 43(2)	Pet Mince (Section 43(2)) state they did not order or receive this)
1 x horse Passport No Not available Microchip No 966000000125228	P. Boddy East Hey Head Fm Todmorden	11.6.12	1	Section 43(2)	Pet Mince (Section 43(2)) state they did not order or receive this)
1 x horse Passport No 826973001107380 Microchip No 9580000001882607	P. Boddy East Hey Head Fm Todmorden	19.6.12	1	Section 43(2)	
2 x horses Passport No's 826046010079911 826046020163245 Microchip No's Not available 958000002028659	P. Boddy East Hey Head Fm Todmorden	9.7.12	1 – 2	Section 43(2)	Boned out at Section 43(2)
1 x horse Passport No 826049000024425 Microchip No 941000013395663	P. Boddy East Hey Head Farm Todmorden	13.7.12	1	Section 43(2)	Boned out at Section 43(2)
6 x horses Passport No's 826046010087829 826046010087729 826046010087362 826046010087065 826046040011887 826046040011887 826046040011886 Microchip No's 977200007521854 977200007520132 977200007517812 977200007508579 977200007518509 977200007515621	P. Boddy East Hey Head Farm Todmorden	16.7.12) x 2 Section 43(2) x 4 Section 43(2)	All boned out at Section 43(2)

1 x horse Passport No 826047000119859 Microchip No 958000001914618	P. Boddy East Hey Head Farm Todmorden	15.8.12	1	Section 43(2)	
1 x horse Passport No 826073001212765 Microchip No 985154000380994	P. Boddy East Hey Head Farm Todmorden	29.8.12	1	Section 43(2)	Boned Section 43(2)
2 x horses Passport No's 826073001213474 826046010090352 Microchip No's 981000004323857 985154000381142	P. Boddy East Hey Head Farm Todmorden	3.9.12	1 - 2	Section 43(2)	
2 x horses Passport No's 826046020164352 826046010090505 Microchip No's 977200008142845 977200008143838	P. Boddy East Hey Head Farm Todmorden	10.9.12	1 – 2	Section 43(2)	
1 x horse Passport No 826069000183015 Microchip No 985151000244825	P. Boddy East Hey Head Farm Todmorden	17.9.12	1	Section 43(2)	
1 x horse Passport No 826046010093514 Microchip No 977200008366026	P. Boddy East Hey Head Farm Todmorden	21.9.12	1	Section 43(2)	
6 x horses Passport No's 826007301214530 8260073001214534 826007300114232 8260073001214312 8260073001214312 8260073001214311 Microchip No's 958000002600464 958000002061001 958000002060880 958000000206105	P. Boddy East Hey Head Farm Todmorden	26.9.12	1	Section 43(2)	All boned out at Section 43(2)

958000002061741 941000013395677					
2 x horses Passport No's 826073001105126 826073001215634 Microchip No's 958000001820148 958000002047172	P. Boddy East Hey Head Farm Todmorden	1.10.12	1	Section 43(2)	
1 x horse Passport No 826046010087428 Microchip No 977200007523764	P. Boddy East Hey Head Farm Todmorden	8.10.12	1	Section 43(2)	
3 x horses Passport No's 826046010093339 826046010093340 826046010093338 Passport No's 977200008369025 977200008367028 918100004668026	P. Boddy East Hey Head Farm Todmorden	12.10.12	1 - 3	Section 43(2)	
7 x horses Passport No's 826046010093288 826046010093199 826046010093767 826046010093855 826046010093766 826046010093858 826046010093799 Microchip No's 977200008367571 977200008264056 977200008375356 985170000906459 977200008376854 977200008371750 977200008374270	P. Boddy East Hey Head Farm Todmorden	15.10.12	1 – 7	Section 43(2)	
1 x horse Passport No 826046010090303 Microchip No 958000001872286	P. Boddy East Hey Head Farm Todmorden	19.10.12	1	Section 43(2)	
2 x horses Passport No's 826046010093325	P. Boddy East Hey Head Farm	26.11.12	1 – 2	Section 43(2)	

826046010094141 Microchip No's 958000002012274 977200008261944	Todmorden				
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From: Ogle, Geoff

Sent: 12 April 2013 14:23

To: Section 40(2) & (3); **Section 40(2) & (3); Section 40(2) & (3)**

Cc: **Section 40(2) & (3); ' Section 40(2) & (3)'; Section 40(2) & (3);** Wales.FoodIncidents; **Section 40(2) & (3)**

Subject: RE: PROTECT: FW: Public Analyst Scientific Services Results Email (1/1)

Section 40(2) & (3)

Might be worth cross checking back with Peter boddy to see if December records show any horsemeat being sent to Farmbox in Nov or December. We know the French contract did not start so boddy's is the most likely source.

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

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www.eatwell.gov.uk

From: Section 40(2) & (3) Sent: 12 April 2013 14:15 **To: Section 40(2) & (3); Section 40(2) & (3) Cc:** Ogle, Geoff; **Section 40(2) & (3); ' Section 40(2) & (3)'; Section 40(2) & (3);** Wales.FoodIncidents; **Section 40(2) & (3) Subject:** PROTECT: FW: Public Analyst Scientific Services Results Email (1/1)

Hi both,

I'm sure you have noticed, but this sample is from production date 09 12 12, the horse production did not start at Farmbox until the first lot of horses arrived on site on the 22nd of January 2013.

The extract from the sample spreadsheet

Date	Time	LA No.	Officer	Sample Type	Premises	Product Description	Batch Code	Slaughtered in	Cut In	Production Date	Dur
04/03/2013	13:46	8	KSD	Formal (For FSA)	Farmbox, Llandre	90VL Mutton Trunk	664	UK7015	not available	09/12/2012	not

Regards

Section 40(2) & (3)

From: Section 40(2) & (3) [mailto: **Section 40(2) & (3)**@ceredigion.gov.uk]

Sent: 11 April 2013 07:59

To: Wales.FoodIncidents

Cc: Section 40(2) & (3) (Section 40(2) & (3)@dyfed-powys.pnn.police.uk); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: FW: Public Analyst Scientific Services Results Email (1/1)

Please find attached, results of sample taken for the FSA by officers of Ceredigion County Council in respect of Farmbox meats Ltd namely:

90VL MUTTON TRUNK – result indicates beef has been detected as a major part and horse detected very diminutive part

Regards,

Section 40(2) & (3)

Section 40(2) & (3)

**Adran Gwasanaethau Amgylcheddol a Thai /
Environmental Services and Housing Department**

Cyngor Sir CEREDIGION County Council

Penmorfa, Aberaeron

Ceredigion, SA46 0PA

Ffôn/Tel: Section 40(2) & (3)

Ebost/email: Section 40(2) & (3)@ceredigion.gov.uk

From: **Section 43(2)**

Sent: 10 April 2013 15:32

To: **Section 40(2) & (3)**

Cc: **Section 40(2) & (3)**

Subject: Public Analyst Scientific Services Results Email (1/1)

Analytical Report Code	Lab Sample Number	Client code	Client Reference
AR-13-WP-002216-01	405-2013-33001960	0008	90VL MUTTON TRUNK

Please Find Enclosed In Email	File Name	Size
1	A R: AR-13-WP-002216-01	87KB

From: Romero, Ramon
Sent: 10 April 2013 16:38
To: Ogle, Geoff; **Section 40(2) & (3)** ; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**;
foodfraud; **Section 40(2) & (3)**; Williams, Gareth; FoodIncidents; Wales.FoodIncidents; **Section 40(2)**
& (3); Evans, Martin
Cc: Quintanilla, Ana; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**
Subject: RE: Trichinella and Bute samples turnaround

Spoken with Jason. We have agreed that he will send Pedro Benitez (highly experienced OV on horses) to the establishment to assess the set up and situation. We will then review support arrangements collaboratively.

Regards

Ramon Romero BVSc MRCVS

Veterinary Field Manager

North East England

Food Standards Agency

*Tel: **Section 40(2) & (3)***

Fax: 01904455539

*email **Section 40(2) & (3)**@foodstandards.gsi.gov.uk*

From: Ogle, Geoff **Sent:** 10 April 2013 16:08 **To:** **Section 40(2) & (3)** foodfraud; **Section 40(2) & (3)**; Williams, Gareth; FoodIncidents; Wales.FoodIncidents; **Section 40(2) & (3)**; Evans, Martin
Cc: Quintanilla, Ana; Locker, Robert; Romero, Ramon; **Section 40(2) & (3)**; **Section 40(2) & (3)**
Subject: RE: Trichinella and Bute samples turnaround

I agree.

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

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From: Section 40(2) & (3) Sent: 10 April 2013 15:56 **To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** foodfraud; **Section 40(2) & (3);** Ogle, Geoff; Williams, Gareth; FoodIncidents; Wales.FoodIncidents; **Section 40(2) & (3);** Evans, Martin **Cc:** Quintanilla, Ana; **Locker, Robert;** Romero, Ramon; **Section 40(2) & (3); Section 40(2) & (3)**
Subject: RE: Trichinella and Bute samples turnaround

All

This was anticipated! **Section 40(2) & (3)** will be **Section 40(2) & (3)** daughter of **Section 40(2) & (3)** Company Secretary & Director of **Section 43(2)** and Directors of **Section 43(2)** where the carcasses will be going back to for processing.

It may be worth giving strong consideration for an additional OV with experience of horses/passports to be at Boddys on the short term as the **Section 40(2) & (3)** will be pulling all the tricks! and they have already started!

Kind Regards

Section 40(2) & (3)
Section 40(2) & (3), Investigation Officer
Legal, International, Regulation & Audit Group
Food Standards Agency
Area 2B, Aviation House
125 Kingsway, London WC2B 6NH
Tel: 020 7276 **Section 40(2) & (3)**
Fax: 020 7276 8649
Mobile No. **Section 40(2) & (3)**

www.food.gov.uk www.eatwell.gov.uk Save paper - do you need to print this?

From: Section 40(2) & (3) Sent: 10 April 2013 15:27 **To: Section 40(2) & (3); Section 40(2) & (3);** foodfraud; **Section 40(2) & (3);** Ogle, Geoff; Williams, Gareth; FoodIncidents; Wales.FoodIncidents; **Section 40(2) & (3);** Evans, Martin; **Section 40(2) & (3)** **Cc:** Quintanilla, Ana; **Section 40(2) & (3);** Romero, Ramon; **Section 40(2) & (3);** Section 40(2) & (3) **Subject:** RE: Trichinella and Bute samples turnaround
Foodfraud

Please see below from **Section 40(2) & (3)**, SDM, for input on Memex. It relates to Peter Boddy slaughterhouse in Todmorden which is now slaughtering horses on behalf of (**Section 43(2)**) that has now closed. I've spoken with **Section 40(2) & (3)**, who states that today is the first day that Turners have had horses slaughtered at Boddy's slaughterhouse. There were a total of 12 horses presented for slaughter today at Boddy's, of which 7 were on behalf of Turners, 2 on behalf of Boddy and two weren't slaughtered as there are suspicions over their passports. Phil is contacting Trading Standards regarding these passports.

Section 40(2) & (3) states that there are two representatives of Turners at Peter Boddy, both women, one of whom is called "**Section 40(2) & (3)**"; this may be the girlfriend/wife of **Section 40(2) & (3)**, the former FBO of Turner's.

Clearly, this is a situation that causes concern, particularly regarding the past history of Turners and of Peter Boddy.

Kind Regards

Section 40(2) & (3)
Section 40(2) & (3)
Investigator
Legal, International, Regulation & Audit Group

Food Standards Agency
Area 2B, Aviation House
125 Kingsway, London WC2B 6NH
Mobile: **Section 40(2) & (3)**
Tel: 0207 276 **Section 40(2) & (3)**
Fax: 0207 276 8649
www.food.gov.uk

📧 **Help us to save paper- please think before you print this e-mail**

From: Section 40(2) & (3)

Sent: 10 April 2013 13:35

To: Section 40(2) & (3)

Cc: Section 40(2) & (3); Section 40(2) & (3); Romero, Ramon; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: Trichinella and Bute samples turnaround

Hi **Section 40(2) & (3)**,

Can you tell me the likely turnaround of results of Trichinella and Bute samples that are despatched on a Thursday afternoon from Peter Boddy's 2163 and consigned "next day before noon" to the lab. As Turner's representative have told me that they need the carcasses releasing so that they can be exported on Saturday of that week.

The whole situation at Boddy's is a flaming nightmare as everyone I am dealing with in plant seems to try and out lie each other!!!!

Currently Turner's representative has been speaking to **Section 40(2) & (3)** from AIMS who in turn has been speaking to "the top man" in York about in-house trichinella testing, but can't give me the "top man's name" to verify the conversation.

FBOs don't you just love them.

Thanks

Section 40(2) & (3) **Section 40(2) & (3)**

Service Delivery Manager Area 4 (North East) Cluster 44 Food Standards Agency **Tel: Section 40(2) & (3)** **Section 40(2) & (3)** @foodstandards.gsi.gov.uk

From: Section 40(2) & (3)

Sent: 13 February 2013 15:53

To: Section 40(2) & (3); Ogle, Geoff

Cc: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Wearne, Steve; Evans, Martin; Todd, Michael

Subject: ACTION: RESTRICTED INVESTIGATION: Payment for sampling at Farmbox

Importance: High

Section 40(2) & (3) / Geoff

To confirm that I have spoken with Bryan Thomas (BT) – Director in Ceredigion CC. He is currently on leave and rang me from home seeking clarity on the involvement of the LA.

Onsite – Farmbox:

He is content that his staff accompany the FSA team but wanted clarification as the role they were taking. I confirmed that even though the approval had been suspended the FSA authorised officers had legal responsibility onsite at what was the approved premises. He was happy that his staff were therefore accompanying our staff and assisting in their duties, and that exercising powers of entry was a matter for the FSA. I indicated that on our list of things to do we need to formally confirm the suspension of the approval.

He appreciates that we will pay for all the analysis which **Section 40(2) & (3)** has kindly confirmed the FSA will pay for but indicated a strong preference post sampling for the samples to be taken /sent to the analyst by the FSA, rather than by his staff, so that we have responsibility for continuity of evidence. BT asked that the position be confirmed to his officer onsite today.

BT is seeking written confirmation as to the roles we have requested his staff to undertake, and the associated legal position. I undertook that we would provide this. Offsite (outside curtilage of Farmbox):

The role of the FSA offsite is accepted and LA staff will use their own powers of entry to access these premises. BT asked if we know what is stored off site and whether it is material to the investigation. I explained that I was not certain as to content but the assumption was it was linked to the investigation until / unless proved otherwise.

BT asked if we have arranged any secure, temperature controlled storage arrangements which they could use to store any meat if it is seized as part of the investigation. I undertook to refer this to colleagues as it will undoubtedly need to be a consideration for the wider investigation within the Farmbox premises. He asked that these arrangements also be communicated to his officer onsite today.

His officer was still in the office but BT was instructing him to go straight to Farmbox. General:

BT is aware that **Section 40(2) & (3)** has been asked to assist with the investigation – his authority hosts the food fraud coordination unit so he is familiar with Rob and his work.

Action:

FSA to confirm suspension of Farmbox approval to LA (FSA in Wales)

FSA to provide formal legal clarification of role of LA in accompanying FSA to assist with sampling (Happy to be contact point with LA but grateful for a volunteer to make contact with legal and to draft text)

FSA to confirm arrangements for storage of any seized / detained material to LA officers on site (Ops)

FSA to confirm arrangements for submission of samples for analysis (Ops)

BT to instruct officer to join FSA on site (LA)

Kind regards,

Section 40(2) & (3) [Section 40\(2\) & \(3\) Pennaeth Strategaeth Gorfodi, Archwilio a Digwyddiadau / Head of Enforcement Strategy, Audit and Incidents](#)
Ffôn / Tel : 02920 67 **Section 40(2) & (3)** Ffacs / Fax : 02920 678918

From: Section 40(2) & (3)

Sent: 13 February 2013 14:18

To: Section 40(2) & (3); Ogle, Geoff Cc: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: RESTRICTED INVESTIGATION: Payment for sampling at Farmbox

Importance: High

Section 40(2) & (3) / Geoff

Section 40(2) & (3) (EHO with Ceredigion CC rang.

He was on site but had been asked by his Director why the LA had been asked to sample. I explained that they had experience and there was also the possibility that some material may be stored outside the curtilage of what was the approved premises in which case it would fall to the LA to enforce.

His Director seems concerned about the resource implications so whilst I wasn't in a position to confirm categorically that we will pick up the bill for the analysis I said that I will speak to his Director to confirm our position – I now have a message to ring him.

PLEASE ADVISE ASAP.

I reinforced how grateful we are for the cooperation extended to us and confirmed that I was happy to take any further enquiries he might have.

Kind regards,

Section 40(2) & (3)

Section 40(2) & (3) Pennaeth Strategaeth Gorfodi, Archwilio a Digwyddiadau / Head of Enforcement Strategy, Audit and Incidents

Ffôn / Tel : 02920 67 **Section 40(2) & (3)** Ffacs / Fax : 02920 678918

From: Wales.FoodIncidents

Sent: 25 March 2013 17:52

To: Ogle, Geoff; Wales.FoodIncidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: RESTRICTED INVESTIGATION : Sample results re:Farmbox from Ceredigion County Council

I believe so Geoff. All of the samples taken our behalf (ie the Agency) were formal samples.

Kind regards

Section 40(2) & (3)

Section 40(2) & (3)

Tîm Strategaeth Gorfodi, Archwilio a Digwyddiadau / Enforcement Strategy, Audit and Incidents Team Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales Llawr 11 / 11th Floor Ty Southgate / Southgate House Wood Street Caerdydd / Cardiff CF10 1EW Ffôn / Tel: 02920 67 **Section 40(2) & (3)** Ffacs / Fax: 02920 67 8918 Cynaliadwyedd – Ystyriwch cyn argraffu / Sustainability – Think before you print

From: Ogle, Geoff **Sent:** 25 March 2013 16:37 **To:** Wales.FoodIncidents; **Section 40(2) & (3);**

Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3) Subject: RE: RESTRICTED INVESTIGATION : Sample results re:Farmbox from Ceredigion County Council

Section 40(2) & (3)

I assume this is a formal sample?

Regards

Geoff

Geoff Ogle
Head of Field Operations
Food Standards Agency
PO Box 752
TYNEMOUTH
NE29 1EN
0191 272 **Section 40(2) & (3)**
Section 40(2) & (3)
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www.eatwell.gov.uk

From: Wales.FoodIncidents **Sent:** 25 March 2013 15:31 **To:** **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Ogle, Geoff; **Section 40(2) & (3)** **Subject:** RESTRICTED INVESTIGATION : Sample results re:Farinbox from Ceredigion County Council **Importance:** High

Please find attached the sample results from Ceredigion.

Section 40(2) & (3)
Section 40(2) & (3)

Tîm Strategaeth Gorfodi, Archwilio a Digwyddiadau / Enforcement Strategy, Audit and Incidents Team Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales Llawr 11 / 11th Floor Ty Southgate / Southgate House Wood Street Caerdydd / Cardiff CF10 1EW Ffôn / Tel: 02920 67 **Section 40(2) & (3)**Ffacs / Fax: 02920 67 8918 Cynaliadwyedd – Ystyriwch cyn argraffu / Sustainability – Think before you print

From: **Section 40(2) & (3)** [[mailto: Section 40\(2\) & \(3\)@ceredigion.gov.uk](mailto:Section 40(2) & (3)@ceredigion.gov.uk)]
Sent: 25 March 2013 14:57 **To:** Wales.FoodIncidents
Cc: **Section 40(2) & (3); Section 40(2) & (3) Section 40(2) & (3)@dyfed-powys.pnn.police.uk**> ([Section 40\(2\) & \(3\)@dyfed-powys.pnn.police.uk](mailto:Section 40(2) & (3)@dyfed-powys.pnn.police.uk)); **Section 40(2) & (3)**
Subject: Sample results re:Farinbox from Ceredigion County Council
Importance: High

Please find attached, results of some samples taken for the FSA by officers of Ceredigion County Council in respect of Farmbox Meats Ltd, namely:
053 – 65vl lamb trim – only species detected in sample was goat
054 – Bavette pad – only species detected in sample was beef
056 – lamb skirt – only species detected in sample was sheep
057 – lamb skirt – only species detected in sample was sheep
199 – 95vl beef trim - only species detected in sample was beef

Regards,

Section 40(2) & (3)
Section 40(2) & (3) *BSc(Hons), DTS, MTSI* **Trading Standards Officer**
Trading Standards Section

Department of Environmental Services and Housing Canolfan Rheidol,
Llanbadarn Fawr, Aberystwyth, Ceredigion SY23 3UE Tel: **Section 40(2) & (3)** Fax: 01545 572380
Email: **Section 40(2) & (3)@ceredigion.gov.uk**

From: Ogle, Geoff

Sent: 21 March 2013 11:05

To: Section 40(2) & (3); Section 40(2) & (3)

Cc: Section 40(2) & (3); Section 40(2) & (3)

Subject: RE: RESTRICTED INVESTIGATION - investigation into traces of horse and pig DNA in beef products

Section 40(2) & (3)

I think there is a mis-understanding here.

City of London (CoL) will not be taking over the investigation from Dyfed Powys.

The role of the lead police force is to co-ordinate activity, ensure consistency etc. The Farmbox investigation will still be led by **Section 40(2) & (3)**, but what will happen is that there will be liaison with CoL Police. For example, issues and lessons from this investigation would be fed to CoL Police who then feed it in to other police forces involved in similar investigations.

There is no intention that this investigation is run from London. **Section 40(2) & (3)** will still be the main man in Wales!

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

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From: Section 40(2) & (3)

Sent: 21 March 2013 11:01

To: Section 40(2) & (3); Ogle, Geoff

Cc: Section 40(2) & (3)

Subject: RESTRICTED INVESTIGATION - investigation into traces of horse and pig DNA in beef products

Section 40(2) & (3) managed to speak to **Section 40(2) & (3)** regarding the discussions with the City of London Police about the possibility of that force taking lead responsibility for all strands of the investigation, including those in Wales. **Section 40(2) & (3)** was reported to be oblivious to the changes and was going to contact **Section 40(2) & (3)**, but had not managed to do so yesterday evening. However as **Section 40(2) & (3)** is now on leave, it is unlikely that any update will be fed back before Friday.

Hope this helps

Section 40(2) & (3)

Section 40(2) & (3)

Tîm Strategaeth Gorfodi, Archwilio a Digwyddiadau / Enforcement Strategy, Audit and Incidents Team Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales Llawr 11 / 11th Floor Ty Southgate / Southgate House Wood Street Caerdydd / Cardiff CF10 1EW Ffôn / Tel: 02920 67 **Section 40(2) & (3)** Ffacs / Fax: 02920 67 8918 Cynaliadwyedd – Ystyriwch cyn argraffu / Sustainability – Think before you print

From: Ogle, Geoff

Sent: 20 March 2013 09:34

To: **Section 40(2) & (3)**; Gonzalez, Alex; Section 40(2) & (3)

Cc: Wales.FoodIncidents; FoodIncidents; Section 40(2) & (3); Evans, Martin; **Section 40(2) & (3)**;

Section 40(2) & (3)@ceredigion.gov.uk; **Section 40(2) & (3)**; Diez, Elvira; **Section 40(2) & (3)**; **Section**

40(2) & (3); **Section 40(2) & (3)**

Subject: RE: PROTECT: RE: Section 40(2) & (3) Coldstore

Section 40(2) & (3)

1. For the time being they need to be retained as they are potential evidence for any case.
2. If I read the comments below, this seems to me to be an admission of ownership by **Section 40(2) & (3)** and we really need a proper statement from Manchester of that telephone conversation.
3. Do we know the source for this consignment (ie the CMRs etc) that allow us to trace it back to origin? This is not the lot sent up from Dinos so we really need to get to **Section 43 (2)** and get all their paperwork and find out where it has come from.
4. **Section 40(2) & (3)** now needs to be added into a person of interest with regards to our investigation. No wonder he wants nothing to do with them!!
5. Given that **Section 40(2) & (3)** has turned up in both Farmbox and through the flexi investigation we probably need to talk to them in some detail about any other brokers they are dealing with. I think we need to review where we are with **Section 40(2) & (3)**, **Section 43(2)** etc. Can we do that tomorrow?

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

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From: McNulty, Liz **Sent:** 20 March 2013 09:28 **To:** Gonzalez, Alex; **Section 40(2) & (3)** **Cc:** Wales.FoodIncidents; FoodIncidents; **Section 40(2) & (3)**; Evans, Martin; **Section 40(2) & (3)**;

Section 40(2) & (3)@ceredigion.gov.uk; **Section 40(2) & (3)**; Diez, Elvira; **Section 40(2) & (3)**; Ogle, Geoff **Subject:** RE: PROTECT: RE: **Section 40(2) & (3)**

Dear All,

For information please note the following email from Manchester City Council regarding detained stock in **Section 40(2) & (3)**. The burgers in question tested positive for the presence of equine DNA at levels of 47% and 26%

*Further to our telephone conversation regarding the results of the burgers sampled from **Section 43(2)**, please see the attached results of the quantitative tests. I would be grateful if you could confirm what action you wish for me to take as my detention has expired over a week ago and they are sitting in limbo at **Section 40(2) & (3)**. The company have gone out of business, as advised by the former Director - **Section 40(2) & (3)** in a telephone conversation I had with him last week. He doesn't have any interest in the product any longer which means that the expense of destroying them will most likely have to be covered by Manchester Council.*

Kind regards

Section 40(2) & (3)

Section 40(2) & (3)

Head of Incident Response

Incident Unit, Food Safety Group

Food Standards Agency

Aviation House 125 Kingsway London WC2B 6NH

Tel: 020 7276 **Section 40(2) & (3)**

www.food.gov.uk

From: Gonzalez, Alex **Sent:** 19 March 2013 11:38 **To:** **Section 40(2) & (3)** **Cc:** Wales.FoodIncidents; FoodIncidents; **Section 40(2) & (3)**; Evans, Martin; **Section 40(2) & (3)**; **Section 40(2) & (3)**@ceredigion.gov.uk; **Section 40(2) & (3)**; Diez, Elvira; **Section 40(2) & (3)**; Ogle, Geoff **Subject:** RE: PROTECT: RE: Goat Follow up

Section 40(2) & (3),

In relation to the Farmbox meat seized/ detained by the Police at **Section 40(2) & (3)**, Manchester

I have arranged for more samples to be taken by the LA this Thursday, as follows:

Re-sampling of the 10 pallets that tested negative the first time

New sampling of extra pallets. If any batches match the numbers provided by **Section 40(2) & (3)** in previous e-mails, they will be targeted. Otherwise, random sampling.

In all cases, samples will be taken from the centre of the pallet.

I will be present at the coldstore while the sampling takes place to monitor and offer support to the EHOs.

Any query, please let me know

Regards,

Alex Gonzalez

Veterinary Field Manager

Food Standards Agency

mobile: Section 40(2) & (3)

From: **Section 40(2) & (3)** **Sent:** 14 March 2013 17:23 **To:** Gonzalez, Alex **Subject:** FW: PROTECT: RE: Goat Follow up

Rhys Morgan

Pennaeth Cyflwyno Gweithredol (Cymru) / Head of Operational Delivery (Wales)

Asiantaeth Safonau Bwyd / Food Standards Agency

Symudol / Mobile: **Section 40(2) & (3)**

Ebost / Email: **Section 40(2) & (3)**@foodstandards.gsi.gov.uk

From: Section 40(2) & (3) Sent: 14 March 2013 17:21 **To:** Wales.FoodIncidents; FoodIncidents
Cc: Section 40(2) & (3); Section 40(2) & (3); Evans, Martin; **Section 40(2) & (3); Section 40(2) & (3)**@ceredigion.gov.uk; **Section 40(2) & (3)**@dyfed-powys.pnn.police.uk **Subject:**
PROTECT: RE: Goat Follow up

Hi all,

Please find attached a copy of the spreadsheet below, with details of what product has been distributed to various premises, thought to be goat. If any of this is remaining can we have it sampled? It may be the same product in the batches details I sent earlier as the FBO does not have records that link the batch to the delivery notes.

<< File: Goat Follow Up Sample Request.doc >>

If anyone has any queries please do not hesitate to contact me.

Regards

Section 40(2) & (3)

Rheolwr Cyflenwi Gwasanaethau / Service Delivery Manager

Ardal 2, Clwstwr 23 / Area 2, Cluster 23

Grŵp Gweithrediadau, Asiantaeth Safonau Bwyd / Operations Group, Food Standards Agency

Ffôn Symudol / Mobile Telephone **Section 40(2) & (3)**

Ffôn Swyddfa Gartref / Home Office Phone **Section 40(2) & (3)**

Cyfeiriad / Address: PO Box 62, Cribyn, Lampeter SA48 9BF

E-bost / E-mail: Section 40(2) & (3)@foodstandards.gsi.gov.uk

From: Section 40(2) & (3)

Sent: 08 March 2013 17:20

To: Section 40(2) & (3)

Subject: Advice Provided on Powys Samples

-----Original Message----- **From:** Ogle, Geoff **Sent:** Wednesday, March 06, 2013 08:36 AM
GMT Standard Time **To:** Wearne, Steve **Subject:** RE: POWYS SAMPLES-HORSEMEAT ETC

Section 40(2) & (3)

I don't think we have any other option but to advise BMC that they can release. It's a commercial decision for them whether they want to put trace back into the market. As long as we do exclude the sample of 1% to 5% and that is made clear that has been done, then there is no reason to retain. It may well lead to speculation on our actions with Farmbox, but not much we can do about that. We need to be proportionate otherwise we are opening ourselves up to compensation claims anyway. Rock and hard place springs to mind, but we cannot shift our line now.

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH
NE29 1EN
0191 272 **Section 40(2) & (3)**
Section 40(2) & (3)
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www.eatwell.gov.uk

From: Wearne, Steve **Sent:** 06 March 2013 08:02 **To:** Ogle, Geoff **Subject:** FW: POWYS SAMPLES-HORSEMEAT ETC

And the last one... For now. S.

Sent with Good (www.good.com)

-----Original Message-----

From: **Section 40(2) & (3)** **Sent:** Wednesday, March 06, 2013 07:52 AM GMT Standard Time
To: **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)** **Cc:** **Section 40(2) & (3); Wearne, Steve; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)** **@ceredigion.gov.uk;** Everard, Justin;
Section 40(2) & (3)**Subject:** RE: POWYS SAMPLES-HORSEMEAT ETC

All

Many thanks to **Section 40(2) & (3)** for sending this for me. I am anxious for anyone with views to express them today for they will be subsequently be worthless in terms of advising BMC. I am to meet with them early tomorrow morning jointly with officers of Powys CC at the invitation of the local authority.

Section 40(2) & (3) asks the question, "*On what basis are we allowing suspect products from Farmbox onto the market given the current investigation? You should really discuss this with Ops who are running the Farmbox investigation.*" I am advised by both Powys and **Section 40(2) & (3)**, who has discussed it with **Section 40(2) & (3)**, that neither the FSA nor the police require Farmbox raw material or BMC product made therefrom for their investigation.

Given horse DNA present at level of less than 0.1% Powys no longer have a reason to detain the product or ask the company to hold it unless FSA / police require it for their investigation or we indicate that it presents a food safety risk. Neither would appear to be the case and there is therefore no impediment to the material / products being distributed. This may be surprising to some given that the two principals at Farmbox have been arrested by fraud and there may be potential for it to be viewed differently in light of any successful prosecution of the company. Powys CC have considered the labelling issue and conclude that trace levels of less than 0.1% cannot be viewed as an added ingredient, which seems a logical conclusion to me. They would not prevent the redistribution for this reason

In informing BMC that they can redistribute product both with and without Farmbox material i shall specifically exclude the batch associated with the Gwynedd samples result of 1-5%, though it may be noted by the company that this was sent to a different analyst.

The company may also take the view that we were premature in including them on our website prior to the quantification results, although we now know that this was due to the erroneous first results communicated by the analyst.

There is potential for Powys CC and BMC to issue a joint press release referring to the quantification results of 0.1% and the agreement of the FSA that product (including Farmbox material) can re-enter the food chain. We need to be prepared to respond to media representatives seeking confirmation and justification. In light of the potential view of BMC with regards to their previous appearance on our website we should consider very carefully the need to include them on the basis of the Gwynedd sample alone. **Section 40(2) & (3)** indicates an ongoing investigation as a good reason not to and i suggest that we take this view,

Section 40(2) & (3) Arweinydd Tim, Gweithredu a Chefnogogi'r Awdurdodau / Team Leader, Local Authority Delivery and Support Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales Llawr 11 / 11th Floor Ty Southgate / Southgate House Wood Street Caerdydd / Cardiff CF10 1EW Ffôn / Tel: 02920 67 **Section 40(2) & (3)**Ffacs / Fax: 02920 678918

From: Section 40(2) & (3) Sent: 05 March 2013 18:02 **To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3) Cc: Section 40(2) & (3); Wearne, Steve; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3) Section 40(2) & (3); Section 40(2) & (3)Subject:** RE: POWYS SAMPLES-HORSEMEAT ETC

All,

I agree with **Section 40(2) & (3)** comment, that we need a line to take about the Gwynedd sample burger.

I am, however, trying to establish before the meeting on Thursday whether we have a line, or an agreed approach, to dealing with products that have tested positive for horse at a level below 1%, and whether any advice has been given to other LAs and/ or businesses in dealing with products supplied by Farmbox.

Section 40(2) & (3)- once we have all the information on the Gwynedd sampled burger it will, definitely, be factored in to the discussions.

Thanks,

Section 40(2) & (3)

Section 40(2) & (3)Tim Gweithredu a Chefnogi'r Awdurdodau Lleol/ Local Authority Delivery and Support Team

Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales

Llawr 11 / 11th Floor

Ty Southgate / Southgate House

Wood Street

Caerdydd / Cardiff CF10 1EW

Ffôn / Tel:02920 67 **Section 40(2) & (3)**

Ffacs / Fax: 02920 678918

Cynaliadwyedd – Ystyriwch cyn argraffu / Sustainability – Think before you print

From: Section 40(2) & (3) Sent: 05 March 2013 17:49 **To: Section 40(2) & (3); Murray-Lines, Delyth; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3) Cc: Section 40(2) & (3); Wearne, Steve; Section 40(2) & (3); Section**

40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3) Subject: RE: POWYS SAMPLES-HORSEMEAT ETC

All

To echo **Section 40(2) & (3)**, we do need a line on what we say about the Gwynedd sampled burger for the Phase 1 announcement of results on Friday.

We are committed to taking enforcement action on positive samples and to brand-naming (although the need for confidentiality during an investigation would trump that for now).

Regards

Section 40(2) & (3)

Section 40(2) & (3)Standards Branch
Enforcement & LA Delivery Division
020 7276 **Section 40(2) & (3)**

From: Section 40(2) & (3) Sent: 05 March 2013 17:38 **To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)**
Cc: Section 40(2) & (3); Wearne, Steve; **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3) Subject:** RE: POWYS SAMPLES-HORSEMEAT ETC

Section 40(2) & (3),

On what basis are we allowing suspect products from Farmbox onto the market given the current investigation? You should really discuss this with Ops who are running the Farmbox investigation. Please also note that Gwynedd sampled a BMC burger at between 1% and 5% - **Section 40(2) & (3)** has the batch details and this needs to be factored into the discussion. As it was a formal enforcement sample as part of the LA survey there is a retained portion should BMC wish to have it further analysed.

The FSA will publish the results of the LA survey on Friday and the Gwynedd sample (Including reference to BMC) will be put alongside it unless there are strong reasons why we shouldn't. To be fair, lots of trace samples and investigations ongoing are good reasons.

Section 40(2) & (3)

From: Section 40(2) & (3) Sent: 05 March 2013 17:26 **To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)**
Cc: Section 40(2) & (3); Wearne, Steve; **Section 40(2) & (3); Section 40(2) & (3) Subject:** RE: POWYS SAMPLES-HORSEMEAT ETC

All,

Section 40(2) & (3) sent the email below yesterday in relation to the quantification results received for BMC. Since the email was sent **Section 40(2) & (3)** has met with **Section 40(2) & (3)** of Powys and has agreed to meet with BMC on Thursday morning.

Section 40(2) & (3) intends to advise BMC that the products can be put on the market unless the results of analysis are above 1% for horse- none of the results obtained are above this level. These products will include products containing meat supplied by Farmbox, and also "trim" from Farmbox, including trim from one of the batches of concern.

Section 40(2) & (3)

Tîm Gweithredu a Chefnogi'r Awdurdodau Lleol/ Local Authority Delivery and Support Team
Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales
Llawr 11 / 11th Floor
Ty Southgate / Southgate House
Wood Street

Caerdydd / Cardiff CF10 1EW
Ffôn / Tel:02920 67 **Section 40(2) & (3)**
Ffacs / Fax: 02920 678918

Cynaliadwyedd – Ystyriwch cyn argraffu / Sustainability – Think before you print

From: Section 40(2) & (3) Sent: 04 March 2013 16:48 **To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3) Cc: Section 40(2) & (3); Wearne, Steve; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3) Subject:** FW: POWYS SAMPLES-HORSEMEAT ETC

All

FYI, advice to Powys in light of results of BMC “quantification results” . I am in Llandrindod tomorrow and taking the opportunity to meet with **Section 40(2) & (3)** of Powys cc ahead of my meeting.

Section 40(2) & (3)

Section 40(2) & (3)

Arweinydd Tim, Gweithredu a Chefnogogi'r Awdurdodau / Team Leader, Local Authority Delivery and Support Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales Llawr 11 / 11th Floor Ty Southgate / Southgate House Wood Street Caerdydd / Cardiff CF10 1EW Ffôn / Tel: 02920 67 **Section 40(2) & (3)** Ffacs / Fax: 02920 678918

From: Section 40(2) & (3) Sent: 04 March 2013 16:45 **To: Section 40(2) & (3)** (CSP - Trading Standards)'; **Section 40(2) & (3); Section 40(2) & (3)** (CSP - Trading Standards) **Cc: Section 40(2) & (3)** (CSP - Public Protection); **Section 40(2) & (3)** (CSP - Trading Standards); **Section 40(2) & (3) Section 40(2) & (3)**@ceredigion.gov.uk **Subject:** RE: POWYS SAMPLES-HORSEMEAT ETC

Section 40(2) & (3)

I believe that the (semi?) quantification results for samples 19518, 19519 and 19525 require us to reconsider the action necessary. My understanding was that the “presence test” being conducted at all laboratories was for level at 1% or higher, and that the first results for these samples indicated a presence of between 1-2%.

With the latest results confirming levels of less than 0.1% we need to ensure an approach that is consistent with similar results for other companies. The situation complicated by the use of Farmbox material in many of the products.

My advice is that:-

Any products containing meat supplied by Farmbox should continue to be withdrawn from the food chain.

Any products not containing meat supplied by Farmbox with a reported DNA level of less than 1% can be supplied to BMC customers. This is consistent with the approach with other companies.

See you at 9:45 tomorrow

Section 40(2) & (3)

Section 40(2) & (3) Arweinydd Tim, Gweithredu a Chefnogogi'r Awdurdodau / Team Leader, Local Authority Delivery and Support Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales Llawr 11 / 11th Floor Ty Southgate / Southgate House Wood Street Caerdydd / Cardiff CF10 1EW Ffôn / Tel: 02920 67 **Section 40(2) & (3)**Ffacs / Fax: 02920 678918

From: Section 40(2) & (3) (CSP - Trading Standards) [[mailto: Section 40\(2\) & \(3\)@powys.gov.uk](mailto:Section 40(2) & (3)@powys.gov.uk)] **Sent:** 04 March 2013 16:26 **To: Section 40(2) & (3); Section 40(2) & (3)**

(CSP - Trading Standards) **Cc: Section 40(2) & (3)** (CSP - Public Protection); **Section 40(2) & (3)** (CSP - Trading Standards); **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)** **Section 40(2) & (3) (3)**@ceredigion.gov.uk **Subject:** RE: POWYS SAMPLES-HORSEMEAT ETC

Hello **Section 40(2) & (3)**, (and all)

A lot has obviously been happening since I went off on leave last Friday and I'm trying to get my head around where we are.

Your email below under point 1 appears to be dealing with the thusfar unreported samples of raw materials taken by **Section 40(2) & (3)** indicating two different levels of contamination, one sample having zero horse detected and the other 2 had less than 0.1%. Is this correct?

Is there a difference in the testing applied to these samples from the earlier ones ie have you gone straight for a quantitative analysis rather than the indicative one? I assume this to be the case.

With the two that are <0.1% contamination, are these likely to be cross contamination and if so, are we assuming at the premises of the supplier of the meat to BMC, since the product was still in a frozen state when we sampled?

The question now is what to do with the RAW product which has the trace of horsemeat therein - is trace level within such products acceptable or unacceptable to FSA for incorporation into any other product? **Section 40(2) & (3)**- can you comment please?

The FSA need to make a decision about the finished product that has been withdrawn from the supply chain and is being held at BMC - are trace elements of horsemeat within finished products acceptable for supply? What is happening elsewhere in UK? or in Wales? From speaking to **Section 40(2) & (3)** just now, the suggestion is that where contamination is <0.1% then it is acceptable for these products to be supplied. BUT where it is less than 0.1% and has been supplied by Farmbox Meats it should not be supplied, pending the police investigation - **Section 40(2) & (3)** and **Section 40(2) & (3)** - have I got this right?

There are messages that need to be given out to a host of people and again we need to be consistent - therefore the FSA need to provide their view of these results please. **Section 40(2) & (3)**, look forward to discussing this further with you tomorrow at 9.45 at The Gwalia.

Cheers

Section 40(2) & (3) Trading Standards Manager Newtown **Section 40(2) & (3)**

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From: Section 40(2) & (3) [mailto:**Section 40(2) & (3)**] **Sent:** 04 March 2013 00:18 **To: Section 40(2) & (3)** (CSP - Trading Standards) **Cc: Section 40(2) & (3)** (CSP - Public Protection); **Section 40(2) & (3)** (CSP - Trading Standards); **Section 40(2) & (3)** (CSP - Trading Standards); **Section 40(2) & (3)** **Subject:** RE: POWYS SAMPLES-HORSEMEAT ETC

Dear **Section 40(2) & (3)**,

1. We have been working on the Holdworth/raw materials over the weekend. All 3 are less than 0.1% horse (based on copy number ratio). 1 of the 3 had no detected horse while the other 2 had trace amounts below 0.1%. Certificates on Monday.
2. We initially tested for absence presence and found horse. We issued certificates on the basis of these results at Powy's request rather than wait on quantification. These were amended to clarify the naming of species. The quantification was then performed after the LGC standard mixture of horse in beef had arrived. The first analysis indicated low amounts under 2% which were reported via email to officers and from memory discussion as well. These were interim results which indicated they would be superseded by the Formal certificates. Further analysis showed these to only trace levels of horse. We immediately notified yourselves and followed this up with revised final certificates. Subsequent to this we had discussions with **Section 40(2) & (3)** of FSAW after he had been informed.

It should be noted that the FSA were indicating the absence/presence method had a reporting detection limit of about 1%. When the LGC standard mixtures finally arrived, after the initial certificates were issued, it showed in fact this to be better the 0.1%.

I was meant to be attending the WHO'S F&AG meeting at Landrindod Wells on Tuesday and was considering meeting **Section 40(2) & (3)** after this, however, given the current workloads I am unable to now make this. I would be available for a telephone discussion with **Section 40(2) & (3)** on Monday afternoon if suitable. If so what time is best?

Regards

Section 40(2) & (3)

From: Section 40(2) & (3) (CSP - Trading Standards) [[mailto: Section 40\(2\) & \(3\)@powys.gov.uk](mailto:Section 40(2) & (3)@powys.gov.uk)] **Sent:** 01 March 2013 14:04 **To: Section 40(2) & (3)** **Cc: Section 40(2) & (3)** (CSP - Public Protection); **Section 40(2) & (3)** (CSP - Trading Standards); **Section 40(2) & (3)** (CSP - Trading Standards) **Subject:** POWYS SAMPLES-HORSEMEAT ETC **Importance:** High

Section 40(2) & (3)

Hope all ok

POWYS RESULTS-HOLDSWORTH/RAW MATERIALS

I would be grateful if we could have the certificates for the Holdsworth samples and the raw material from **Section 43(2)** by noon on **Monday 4th March 2013** if possible as we have some decisions to make that day about detention of the product at BMC particularly as an existing notice is due to expire. Many thanks for that-let me know if any issue with that please.

POWYS RESULTS ISSUED-HORSEMEAT.

Thank you for the new certificates received by email today covering quantification and analysis for bute (1st March 2013) These were for samples originally received by you on the 11th Feb 2013 from BMC and another trader. The original certificates which were for presence of horse/etc were received by email on the 18th Feb 2013 and it was our understanding that these tests could detect at 1% or more. The reports indicated an opinion that for some samples that the presence of horse/other meat (and therefore more than 1%) and concluded offences under Section 15 the Food Safety Act 1990 had been committed. This is also clearly the opinion of the FSA (as to over 1%) as they have put the results on their website claiming these samples have over 1%horsemeat for BMC.

The new reports mention trace levels of 0.1% and there is no reference to any offences for product found with other meats in (ovine/equine).Last friday we were given opinions by email suggesting that quantities were under 2%:

R10523L - BURGER MANUFACTURING Co. SUPERIOR BEEFBURGER 80% (OFF PRODUCTION LINE)

R10521L - BURGER MANUFACTURING Co. 80% BEEF BURGER

R10528L - BURGER MANUFACTURING Co. 505 (52% BEEF) MINCED BEEF CHOPPED SEASONED

The quantification determination has only shortly been completed. Initial interpretation are showing the equine (horse) level in all 3 samples are trace and not fraudulent (tens of percent).

In all 3 samples the level of equine (horse) DNA found was less than 2 percent.

The above may have consequences to both our actions and future action with partners as well as guidance to the traders involved and also actions by other such as the FSA. I am going to have to notify the FSA of the new certificates today and will be saying that we are discussing the results with you and seeking clarification.I think this issue warrants some form of urgent discussion with you. **Section 40(2) & (3)** is back monday and I

wonder whether we can initially schedule a meeting or phone conference for early week. Perhaps you could advise when would be best.
thanks

Section 40(2) & (3)
Section 40(2) & (3)
principal trading standards officer
Section 40(2) & (3)

From: Ogle, Geoff

Sent: 11 March 2013 18:41

To: **Section 40(2) & (3)**

Cc: Evans, Martin; **Section 40(2) & (3)**; Diez, Elvira; **Section 40(2) & (3)**; **Section 40(2) & (3)**@ceredigion.gov.uk; Williams, Gareth; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Ainsworth, Rod

Subject: Farmbox

Section 40(2) & (3)

As you know we undertook a case review here today on Farmbox to assure ourselves of what we know, that resources etc are adequate and also where we should focus our effort in terms of support to you. The primary focus on the review was to have a clear understanding of where we believe the strength lies in the case against Farmbox. We have identified a number of strands that support the case for fraud. These are listed below.

1. The supply of horses from Peter Boddys (which I know you are aware of)
2. Goats supplied into farmbox (1000); 240 goats out and testing of product that reveals goat content in product that is meant to be lamb of 5% to 30%
3. Approved premises denying supply to Farmbox (**Section 43(2)**) you are aware of and there maybe others);
4. Meat supplied to Farmbox from fictitious approved premises (ie the approval does not exist for companies Farmbox say they got meat from)
5. Blue ink on product (so it is not animal by product staining) which indicates meat from other EU countries but no documentation to show imports of product
6. Tape from other approved premises that farmbox should not have
7. Evidence of illegal slaughter (which is a real public health issue)
8. Evidence of return of product (because of dis-satisfaction eg smelly) but no evidence of its disposal/destruction (public health issue)
9. Issues with labelling (this may be a trading standards issue but also provides evidence to support other points)
10. Financial transaction for a mincing machine but no approval to provide mince products and also other product (eg sausage) that they are not approved for.

Other points that came out of today

1. It is probably worth re-interviewing **Section 40(2) & (3)** and Elvira. I know your team are acting on their initial statements but there is further evidence and information that will support you
2. A discussion with you/your team on what the questioning strategy might be (we give you the ammunition you fire the bullets!)
3. There is likely to be further information from computer and phone records which we might be able to help you with (eg email traffic etc)
4. It is worth spending some time and effort on mapping and explaining what should be done to be able to demonstrate illegality. The trade between **Section 43(2)**, Farmbox and **Section 43(2)** appears

to be above board and legit, but by demonstrating they know what should be done legally, it reinforces the activity that has been illegal.

There is also another issue that I need to talk to you about with regards to Farmbox appealing their suspension, but easier to talk than explain in a long email.

Hope this helps and happy to discuss.

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

www.food.gov.uk

www.eatwell.gov.uk

From: Ogle, Geoff

Sent: 01 March 2013 16:28

To: **Section 40(2) & (3)**@agriculture.gov.ie

Cc: **Section 40(2) & (3)**; FoodIncidents

Subject: Investigation

Categories: Fwd to **Section 40(2) & (3)**

Section 40(2) & (3)

Hope you are well.

We have a name of a coldstore that has come up in another investigation (Farmbox and **Section 43(2)** in Wales). The premises is **Section 43(2)**

It would be helpful if you could confirm:

(i) what have they supplied to both Farmbox (UK 7214) and **Section 43(2) (Section 43(2))** in the last 12 months?

(ii) What product including the species of the product if it is not described on the invoices.

(iii) For any supplied products to either of these two premises, can we have a copy of the invoices / delivery notes?

I realise you have a considerable amount on, so if you could let me know when you could come back to me that would be helpful.

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

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From: Section 40(2) & (3)

Sent: 01 March 2013 16:04

To: Ogle, Geoff

Cc: **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); McNulty, Liz;** FoodIncidents; Wearne, Steve

Subject: RE: RESTRICTED: FW: OX CHEEK Information from **Section 43(2)**

Categories: Fwd to **Section 40(2) & (3)**

Hi Geoff,

What I would like to know:

What have they supplied both Farmbox and **Section 43(2)** in the last 12 months? What product including the species of the product if it is not described on the invoices. Any supplied products to either of these two premises, can we have a copy of the invoices / delivery notes?

Additionally, what species do they trade with as a company, whether supplied this to Farmbox and **Section 43(2)** or not.

How direct we want to ask on the basis of disclosure - I'll leave that to you.

Regards

Section 40(2) & (3)

-----Original Message-----

From: Ogle, Geoff

Sent: 01 March 2013 15:51

To: **Section 40(2) & (3)**

Cc: **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** FoodIncidents; Wearne, Steve

Subject: RE: RESTRICTED: FW: OX CHEEK Information from **Section 43(2)**

Section 40(2) & (3)

Thanks for the update. I agree with your recommendation and that **Section 43(2)** should be revisited again to determine whether there is a need for a formal investigation. I note there are more test results awaited but agree that we need to establish the full list of who their suppliers and customers are, and establish common suppliers to other ongoing investigations.

With regards to Ireland, what would you like me to ask them/confirm?

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

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-----Original Message-----

From: **Section 40(2) & (3)**

Sent: 01 March 2013 14:53

To: Ogle, Geoff
Cc: **Section 40(2) & (3)**
Subject: RESTRICTED: FW: OX CHEEK Information from **Section 43(2)**

Hi Geoff,
Note on the attached, there has been a positive trace in **Section 43(2)** RCP, the traceability could only narrow down the source of the product to 2 potential suppliers.

One of these is **Section 43(2)** They received what was described as ox cheeks.

This consignment note and the name is familiar to us from the investigation at Farmbox, but I don't have a copy of the invoice. It is in the ROI.

We need to know more details regarding this company. What their dealings are with farmbox 7214 and **Section 43(2)** (numbers are correct just very similar).

On another note, we have received a call from **Section 43(2)** today at the office, they have had another positive test result for a beef product testing for horse.

Cottage pie tested positive for horse - "a large quantity" but we don't know how much
Mince Beef tested positive for chicken +1% - still awaiting confirmation
80% Burger tested positive for horse - there is a presence, we don't know how much

In light of there being 3 positives, I appreciate these are all tests have been undertaken by themselves as confidence sampling, they gave 3 positives, 2 of which contain horse.

We have visited several times, largely Elvira, however in light of this 3rd test I think this should be revisited again and considered a further investigation. There are more test results awaited. We need to establish who their suppliers and customers are, and establish common suppliers top other ongoing investigations.

Grateful for your thoughts.

We will discuss in more detail today at our TC at 16:30 with whoever dials in.
Regards

Section 40(2) & (3)

-----Original Message-----

From: **Section 40(2) & (3)**
Sent: 01 March 2013 13:45
To: Section 40(2) & (3)
Subject: FW: OX CHEEK Information from **Section 43(2)**

Section 40(2) & (3),

Please find attached

Section 40(2) & (3)

Tîm Strategaeth Gorfodi, Archwilio a Digwyddiadau / Enforcement Strategy, Audit and Incidents Team Asiantaeth Safonau Bwyd Cymru / Food Standards Agency Wales Llawr 11 / 11th Floor Ty Southgate / Southgate House Wood Street Caerdydd / Cardiff CF10 1EW

Ffôn / Tel: 02920 67 **Section 40(2) & (3)**

Ffacs / Fax: 02920 67 8918

Cynaliadwyedd – Ystyriwch cyn argraffu / Sustainability – Think before you print

-----Original Message-----

From: **Section 40(2) & (3)**

Sent: 01 March 2013 13:06

To: **Section 40(2) & (3)**

Cc: Section 40(2) & (3)

Subject: OX CHEEK Information from **Section 43(2)**

From: Section 40(2) & (3)

Sent: 22 February 2013 15:18

To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Evans, Martin; FoodIncidents;
Section 40(2) & (3); Section 40(2) & (3); Ogle, Geoff; **Section 40(2) & (3);** Fraud; Todd, Michael;
Wales.FoodIncidents

Cc: Diez, Elvira

Subject: RE: RESTRICTED: FW: Section 40(2) & (3) - X86/1

Categories: Green Category

Hi all,

Can I clarify with the mince that we have 3 concerns

1. They are not approved to mince
2. Mince should only be made up from striated muscles, not from trachea
3. There is a considerable amount of goat coming in and little goat going out. We suspect that the goat is added to the mutton product or lamb, more likely mutton though as there is limited mutton coming in.
4. There is a considerable amount of lamb tracheas and pig tracheas on site, but with no trace of it going out.

We would want tests to check if the lamb mince or trim is in fact lamb/mutton or goat?

If the mince contains trachea / offal

Regards

Section 40(2) & (3)

Rheolwr Cyflenwi Gwasanaethau / Service Delivery Manager

Ardal 2, Clwstwr 23 / Area 2, Cluster 23

Grŵp Gweithrediadau, Asiantaeth Safonau Bwyd / Operations Group, Food Standards Agency

Ffôn Symudol / Mobile Telephone **Section 40(2) & (3)**

Ffôn Swyddfa Gartref / Home Office Phone **Section 40(2) & (3)**

Cyfeiriad / Address: PO Box 62, Cribyn, Lampeter SA48 9BF

E-bost / E-mail: **Section 40(2) & (3)**@foodstandards.gsi.gov.uk

From: Section 40(2) & (3)

Sent: 22 February 2013 14:11

To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Evans, Martin;
FoodIncidents; **Section 40(2) & (3); Section 40(2) & (3);** Ogle, Geoff; **Section 40(2) & (3),**
Fraud; Todd, Michael; Wales.FoodIncidents

Cc: Diez, Elvira

Subject: RE: RESTRICTED: FW: **Section 40(2) & (3)** - X86/1

Section 40(2) & (3),

Have spoken to Manchester and 85 tonnes of meat have been detained by the EHO. Alex Gonzalez is in contact with them and is helping out with arrangements on how to sample 85t of frozen lamb.

Section 40(2) & (3)

From: Section 40(2) & (3)

Sent: 21 February 2013 11:51

To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Evans, Martin; FoodIncidents; Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Ogle, Geoff; Section 40(2) & (3), Fraud; Todd, Michael; Wales.FoodIncidents

Cc: Diez, Elvira

Subject: RESTRICTED: FW: **Section 40(2) & (3)** - X86/1

Hi all,

These have been storing products for Farmbox recently, can we check at the site what the product is? The Lambtrim is potentially goat. Can we get this tested with the involvement of the LA and FSA in that area?

There was also a consignment In December.

Also, is there any beef suspected to be horse?

Regards

Section 40(2) & (3)

Rheolwr Cyflenwi Gwasanaethau / Service Delivery Manager

Ardal 2, Clwstwr 23 / Area 2, Cluster 23

Grŵp Gweithrediadau, Asiantaeth Safonau Bwyd / Operations Group, Food Standards Agency

Ffôn Symudol / Mobile Telephone **Section 40(2) & (3)**

Ffôn Swyddfa Gartref / Home Office Phone **Section 40(2) & (3)** Cyfeiriad / Address: PO Box 62, Cribyn, Lampeter SA48 9BF

E-bost / E-mail: **Section 40(2) & (3)**@foodstandards.gsi.gov.uk

From: Training, HQ **Sent:** 21 February 2013 11:36 **To:** **Section 40(2) & (3)** **Subject:** **Section 40(2) & (3)** - X86/1

Section 40(2) & (3),

Scanned document as requested

From: **Section 40(2) & (3)**

Sent: 22 February 2013 15:04

To: incidents.ni; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Evans, Martin; FoodIncidents; **Section 40(2) & (3)**; **Section 40(2) & (3)**; **Section 40(2) & (3)**; Ogle, Geoff; **Section 40(2) & (3)**, Fraud; Todd, Michael; Wales.FoodIncidents

Cc: Diez, Elvira

Subject: RESTRICTED: FW: **Section 43(2)** - Action 41

Attachments: **Section 43(2)** - Action 41.xlsx

Hi all,

Please see an attached update version of the spreadsheet for action 41 circulated yesterday.

Apologies, page 2 was not very clear.

The coming in was referring to the statements. All those on page one are from invoice copies whilst all those on page 2 are from statements, opposed to invoices.

Any queries, please just give me a call.

Regards

Section 40(2) & (3)

Rheolwr Cyflenwi Gwasanaethau / Service Delivery Manager

Ardal 2, Clwstwr 23 / Area 2, Cluster 23

Grŵp Gweithrediadau, Asiantaeth Safonau Bwyd / Operations Group, Food Standards Agency

Ffôn Symudol / Mobile Telephone **Section 40(2) & (3)**

Ffôn Swyddfa Gartref / Home Office Phone **Section 40(2) & (3)**

Cyfeiriad / Address: PO Box 62, Cribyn, Lampeter SA48 9BF

E-bost / E-mail: **Section 40(2) & (3)r@foodstandards.gsi.gov.uk**

From: Section 40(2) & (3) Sent: 21 February 2013 13:12 **To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Evans, Martin; FoodIncidents; **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3);** Ogle, Geoff; '**Section 40(2) & (3), Fraud**'; Todd, Michael; Wales.FoodIncidents **Cc:** Diez, Elvira **Subject:** FW: **Section 43(2)- Action 41**

Hi all,

Please attached a copy of **Section 43(2)** transactions to date.

This is form details form the **Section 43(2)** Invoices, more to be added this afternoon, before the end of the day from the Farmbox delivery notes.

Regards

Section 40(2) & (3)

Rheolwr Cyflenwi Gwasanaethau / Service Delivery Manager

Ardal 2, Clwstwr 23 / Area 2, Cluster 23

Grŵp Gweithrediadau, Asiantaeth Safonau Bwyd / Operations Group, Food Standards Agency

Ffôn Symudol / Mobile Telephone **Section 40(2) & (3)**

Ffôn Swyddfa Gartref / Home Office Phone **Section 40(2) & (3)**

Cyfeiriad / Address: PO Box 62, Cribyn, Lampeter SA48 9BF

E-bost / E-mail: **Section 40(2) & (3)r@foodstandards.gsi.gov.uk**

From: Training, HQ

Sent: 21 February 2013 12:57

To: Section 40(2) & (3)

Subject: **Section 43(2)** - Action 41

Attached electronic copy of **Section 43(2)** Action 41 information.

The data has been input over three tabs, Coming In, Going Out and Delivery Note.

From: Section 40(2) & (3)

Sent: 13 February 2013 20:25

To: Ogle, Geoff; **Section 40(2) & (3); Section 40(2) & (3)**

Cc: **Section 40(2) & (3); Section 40(2) & (3)**

Subject: RE: Farmbox Meats

Geoff

There is no clue as to where **Section 40(2) & (3)** business is so we'll need to go back to him before we can give any advice. Either us (Wales) or HQ incidents will pick up and we'll agree what happens next when we have a location.

Section 40(2) & (3)

From: Ogle, Geoff

Sent: 13 February 2013 19:56

To: **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)**

Subject: FW: Farmbox Meats

Sent with Good (www.good.com)

Regards

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

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-----Original Message-----

From: Meat Testing

Sent: Wednesday, February 13, 2013 07:12 PM GMT Standard Time

To: Ogle, Geoff

Cc: **Section 40(2) & (3)**

Subject: FW: Farmbox Meats

See below, came into the meat testing mailbox but an incidents question

Patrick

Dr Patrick Miller

Head of Science Strategy and Governance

Chief Scientist Team

Area 1B, Aviation House, London

020 7276 **Section 40(2) & (3)**

From: **Section 40(2) & (3)** [[mailto: Section 40\(2\) & \(3\)](mailto:Section 40(2) & (3))]

Sent: 13 February 2013 17:19

To: Meat Testing; **Section 40(2) & (3)**

Subject: Farmbox Meats

Importance: High

Dear Sirs

I spoke with you earlier regarding a company called Farmbox Meats that I believe are being investigated over the recent allegations of illegal horsemeat sales. This company has been a supplier to my firm and as such I would appreciate if you could confirm the following:

1. How long have Farmbox Meats been dealing in horse meat?
2. How concerned are the FSA regarding this company's involvement in dealing with horse meat?
3. As a customer should I be concerned about the stock that we have (we are not accepting anymore at present)

4. Are we ok to sell the existing stock or do we need to have it checked by someone

I would appreciate if you could let me know ASAP and also if you could keep me updated with your investigations into this company.

Kind regards

Section 40(2) & (3)

From: Ogle, Geoff

Sent: 13 February 2013 18:13

To: Section 40(2) & (3); Section 40(2) & (3)@ceredigion.gov.uk

Cc: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: RE: RESTRICTED INVESTIGATION: Farmbox

Rob

Legal advice is that it is best if we do not seize the laptop. We can however ask for them to show us if there are records on the laptop and ask for print outs under section 32(5) of the Food Safety Act 1990

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

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0191 272 Section 40(2) & (3)

Section 40(2) & (3)

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From: Section 40(2) & (3)

Sent: 13 February 2013 17:57

To: Ogle, Geoff

Cc: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)

Subject: RESTRICTED INVESTIGATION: Farmbox

Geoff

Section 40(2) & (3) rang me. He's on the way from Police HQ to Farmbox to meet Section 40(2) & (3) and collect some documentation in readiness for a further meeting with Police in Aberystwyth at 10:30 tomorrow.

He asked if I had the legal advice about the FSA not being able to seize laptops but I don't recall seeing that – he said you would be sending it through so will await receipt.

Kind regards,

Section 40(2) & (3)

Section 40(2) & (3)

Pennaeth Strategaeth Gorfodi, Archwilio a Digwyddiadau / Head of Enforcement Strategy, Audit and Incidents

Ffôn / Tel : 02920 67 Section 40(2) & (3) Ffacs / Fax : 02920 678918

From: Ogle, Geoff
Sent: 13 February 2013 17:50
To: Section 40(2) & (3); Section 40(2) & (3)
Cc: Section 40(2) & (3); Section 40(2) & (3)
Subject: RE: Farmbox information
Section 40(2) & (3)

Section 40(2) & (3) has been brought in. Staff still on site and had not been able to get off the site. Someone wondering around with a hammer so Police had to be called back. Hopefully, stuff should be at Cardiff tomorrow.

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

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0191 272 Section 40(2) & (3)

Section 40(2) & (3) www.food.gov.uk

www.eatwell.gov.uk

From: Section 40(2) & (3)
Sent: 13 February 2013 16:54
To: Ogle, Geoff; Section 40(2) & (3)
Cc: Section 40(2) & (3); Section 40(2) & (3)
Subject: Farmbox information

Geoff,

We discussed this morning that invoices and paperwork would be sent to the Cardiff office. To the best of my knowledge this information hasn't arrived yet.

It is important that we receive this information ASAP as we need to determine if we have to organise a recall.

Can you update me please.

Section 40(2) & (3)
Head of Incidents Unit
Food Safety Group
Food Standards Agency
125 Kingsway
London
WC2B 6NH
Tel: 0207 276 Section 40(2) & (3)
Fax: 0207 276 8788

From: Ogle, Geoff
Sent: 17 February 2013 16:33
To: Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)
Subject: Re: the plot thickens...possibly

I thought it a bit rich too. Will feed that Section 43(2) history in when I get a chance. G

From: Section 40(2) & (3)
Sent: Sunday, February 17, 2013 04:27 PM
To: Ogle, Geoff; McNulty, Liz; Section 40(2) & (3)
Subject: RE: the plot thickens...possibly

Afternoon Geoff

Noted, do we know if the 2011 date is the last business done with **Section 43(2)**? & what product they bought?

Have you seen **Section 40(2) & (3)** story in the Sunday Times about horse passports and how he helped **Section 43(2)** the biggest horse meat exporter! (questionable) draft a letter to Defra Minister Sir Jim Paice warning about bute getting into the human food chain. Funny how he omitted to say that **Section 43(2)** have been flaunting FHR's and EC Regs and are subject to current investigation for similar offences.

Section 40(2) & (3)

From: Ogle, Geoff
Sent: 17 February 2013 13:06
To: **Section 40(2) & (3); Section 40(2) & (3); Section 40(2) & (3)**
Subject: the plot thickens...possibly

Section 40(2) & (3)/Section 40(2) & (3)

Now have the customer list from Farmbox and guess whose on it: FreezaMeats and **Section 43(2)**.

May need to do further follow up with FreezaMeats.

Section 40(2) & (3) – interest re: **Section 43(2)**.

Regards

Geoff
Geoff Ogle
Head of Field Operations
Food Standards Agency
PO Box 752
TYNEMOUTH
NE29 1EN
0191 272 **Section 40(2) & (3)**
Section 40(2) & (3)
www.food.gov.uk
www.eatwell.gov.uk

From: **Section 40(2) & (3)**
Sent: 15 February 2013 09:07
To: **Section 40(2) & (3)**
Subject: FW: **Section 43(2)** - email 1 of 3

From: Diez, Elvira
Sent: 15 February 2013 09:07
To: Ogle, Geoff; **Section 40(2) & (3)** @ceredigion.gov.uk
Cc: **Section 40(2) & (3); Section 40(2) & (3)** **Subject:** RE: **Section 43(2)** - email 1 of 3

Geoff:

Thanks for this; there are issues in relation to the horse meat consignment from **Section 43(2)** that is currently stored in the chillers at Farmbox; the healthmark is not legible at all in any of the carcasses creating some doubts with regards to the origin of meat; so I was wondering if you can let us know the contact for the OV there or arrange to contact them so they can provide us with some pictures of the healthmarking on the site and the labelling that is attached to the carcasses so we can compare with the ones here.

Kind regards:

Elvira Diez Alarcia

Prif Filfeddyg / Lead Veterinarian

Asiantaeth Safonau Bwyd / Food Standards Agency

Ffôn Symudol / Mobile Telephone: **Section 40(2) & (3)** E-bost / E-mail: **Section 40(2) & (3)**@foodstandards. gsi.gov.uk

From: Ogle, Geoff

Sent: 15 February 2013 08:52

To: **Section 40(2) & (3)** @ceredigion.gov.uk; Diez, Elvira

Cc: **Section 40(2) & (3)**

Subject: FW: **Section 43(2)** - email 1 of 3

Section 40(2) & (3)

This may be of use to you on the ground re Fambox.

Section 40(2) & (3)– this is the additional information that was asked for. I still cant see any references to Farmbox so it might be it has come via Kildare and we may need to go back again.

Two more to follow.

Regards

Geoff

Geoff Ogle

Head of Field Operations

Food Standards Agency

PO Box 752

TYNEMOUTH

NE29 1EN

0191 272 **Section 40(2) & (3)**

Section 40(2) & (3)

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From: **Section 40(2) & (3)** [mailto:**Section 40(2) & (3)** @agriculture.gov.ie]

Sent: 15 February 2013 08:41

To: Brown, Catherine

Cc: Ogle, Geoff; Tsampazi, Chrissie

Subject: **Section 43(2)** - email 1 of 3

Dear Catherine

Please find attached as requested the additional information on **Section 43(2)**– their exports for 2013, including those consignments to Farmbox Meats.

Please confirm receipt of the docs.

Regards

Section 40(2) & (3)

Deputy Chief Veterinary Officer
Agriculture House 5E
Kildare St
Dublin 2