
SCOTTISH STATUTORY INSTRUMENTS

1999 No. 114

PUBLIC HEALTH
CONTAMINATION OF FOOD

**The Food Protection (Emergency Prohibitions)
(Amnesic Shellfish Poisoning) (West Coast)
Partial Revocation (Scotland) Order 1999**

Made - - - - 13th October 1999

Laid before the Scottish

Parliament - - - - 15th October 1999

Coming into force in accordance with article 1

The Scottish Ministers, in exercise of the powers conferred on them by section 1(1) and (2) and section 24(3) of the Food and Environment Protection Act 1985(1), and of all other powers enabling them in that behalf, hereby make the following Order:

Citation and commencement

1. This Order may be cited as The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) Partial Revocation (Scotland) Order 1999 and shall come into force at 14.00 hours on 13th October 1999.

Interpretation

2. In this Order “the principal Order” means The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Order 1999(2).

Partial Revocation of the principal Order

3. The principal Order is revoked insofar as it—

(1) 1985 c. 48; section 1(1) and (2) was amended by section 51(2)(a) and (b) of the Food Safety Act 1990 (c. 16); section 1(2) defines “designating authority”; section 1(2) was further amended by the Scotland Act 1998 (Modification of Functions) Order 1999 (S.I.1999/1756); the functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(2) S.S.I. 1999/26

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (a) applies to Queen scallops of the class of *chlamys opercularis* in Areas 1 and 2 described in the Schedule to this Order being areas within the area bearing the letter A described in paragraph 1 of the Schedule to the principal Order; and
- (b) prohibits the fishing for or taking of any such scallops or their movement; or restricts their use, landing, supply or possession for supply or feeding to any creature.

Pentland House,
Edinburgh
13th October 1999

J R WILDGOOSE
A member of the staff of the Scottish Ministers

SCHEDULE

Article 3

AREA 1

The area of water below low water springs enclosed by a line starting from a point at 57°17.53'N 5°55.425'W; then south south-east to 57°16.895'N 5°55.2'W; then west to 57°16.875'N 5°55.49'W; then north along the east coast of Scalpay to the start point.

AREA 2

The area of water below low water springs enclosed by a line starting from a point at 57°15.815'N 5°55.080'W; then south east to 57°15.422'N 5°54.395'W; then south west to a point on Skye at 57°15.355'N 5°54.5'W; then north west along the east coast of Skye to a point at 57°15.742'N 5°55.190'W; then north east to the start point.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order partially revokes the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (West Coast) (Scotland) Order 1999 (“the principal Order”) which prohibited–

- (a) fishing for or taking scallops within the area designated in the Schedule to that Order (article 4 of the principal Order);
- (b) movement of such scallops out of that area (article 5 of the principal Order); and
- (c) landing, using in the preparation of processing for supply of food of, supplying and other specified activities in relation to, such scallops from the designated area (article 6 of the principal Order).

The effect of this Order is to remove the prohibitions in respect of Queen scallops in the areas of sea designated in the Schedule to this Order, which forms part of the area of sea designated as Area A in the Schedule to the principal Order.