
SCOTTISH STATUTORY INSTRUMENTS

2003 No. 411

The Animal By-Products (Scotland) Regulations 2003

PART 7

Records

Records

32. Any record required to be kept under these Regulations shall be kept for at least two years.

Records for consigning, transporting or receiving animal by-products

33. Any person who fails to comply with Article 9(1) of the Community Regulation shall be guilty of an offence.

Records for burning or burial of animal by-products

34. Any person who fails to comply with Article 9 of Regulation (EC) 811/2003 shall be guilty of an offence.

Records for disposal or use on premises

35.—(1) Subject to paragraph (2), an operator of any premises who disposes or uses any animal by-product (other than manure or material excluded from the Community Regulation by Article 1(2) of that Regulation) or processed product on the premises shall make on disposal or use a record of each disposal or use, showing the date on which the animal by-product or processed product was disposed of or used and the quantity and description of the material disposed of or used, and failure to do so shall be an offence.

(2) The requirement in paragraph (1) shall not apply to disposal on the premises by feeding of animal by-products or processed products to reptiles and birds of prey other than zoo or circus animals.

Delivery records to be kept by operators of biogas and composting plants

36. The operator of any biogas or composting plant receiving catering waste shall record—

- (a) the date on which the catering waste was delivered to the premises;
- (b) the quantity and description of the catering waste, including a statement of whether measures were taken at source to ensure that meat was not included in the waste; and
- (c) the name of the haulier,

and failure to do so shall be an offence.

Treatment records for biogas and composting plants

37. The operator of a biogas or composting plant treating catering waste or other animal by-products shall record—

- (a) the dates on which the material is treated;
- (b) a description of the material treated;
- (c) the quantity of material treated;
- (d) the result of all checks carried out at the critical points identified under paragraph 4 of Part 1 of Schedule 1; and
- (e) sufficient information to show that the material has been treated to the required parameters,

and failure to do so shall be an offence.

Records for approved laboratories

38. The operator of a laboratory approved under regulation 21 shall record—

- (a) the name and address of the premises at which the sample was taken;
- (b) the date on which the sample was taken;
- (c) the description and identity of the sample;
- (d) the date on which the sample was received at the laboratory;
- (e) the date on which the sample was tested at the laboratory; and
- (f) the result of the test,

and failure to do so shall be an offence.

Records to be kept for consignments of compost or digestion residue

39.—(1) Subject to paragraph (2), the occupier of premises on which ruminant animals, pigs or poultry are kept shall record—

- (a) the date on which compost or digestion residue is brought on to those premises;
- (b) the quantity and description of the compost or digestion residue;
- (c) the land to which the compost or digestion residue is applied;
- (d) the date of such application; and
- (e) the date on which the land is first cropped or the date on which ruminant animals, pigs or poultry are allowed access to the land, whichever is the sooner,

and failure to do so shall be an offence.

(2) The requirement in paragraph (1) to keep records shall not apply in the case of any supply of compost or digestion residue for use at any premises used only as a dwelling.