
SCOTTISH STATUTORY INSTRUMENTS

2003 No. 565

AGRICULTURE

**The Pig Carcase (Grading) Amendment
(Scotland) Regulations 2003**

Made - - - - 24th November 2003
*Laid before the Scottish
Parliament* - - - - 26th November 2003
Coming into force - - 17th December 2003

The Scottish Ministers in exercise of the powers conferred on them by section 2(2) of the European Communities Act 1972(1) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Pig Carcase (Grading) Amendment (Scotland) Regulations 2003 and shall come into force on 17th December 2003.

(2) These Regulations extend to Scotland only.

Amendment of the Pig Carcase (Grading) Regulations 1994

2. Regulation 2(1) of the Pig Carcase (Grading) Regulations 1994(2) is amended by substituting for the definition of “the Commission Decision” the following—

““the Commission Decision” means Commission Decision [88/234/EEC](#) authorising methods for grading pig carcases in the United Kingdom as amended by Commission Decision [88/478/EEC](#), Commission Decision [92/557/EEC](#), Commission Decision [93/445/EEC](#), Commission Decision [94/336/EEC](#) and Commission Decision [2003/750/EC](#)(3);”.

(1) [1972 c. 68](#); section 2(2) was amended by the Scotland Act [1998 \(c. 46\)](#), Schedule 8, paragraph 15(3). The function conferred upon the Ministers of the Crown under section 2(2) of the European Communities Act 1972, insofar as within devolved competence, was transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998.

(2) [S.I.1994/2155](#).

(3) Commission Decision [88/234/EEC](#) (O.J. No. L 105, 26.4.88, p.15), Commission Decision [88/478/EEC](#) (O.J. No. L 234, 24.8.88, p.17), Commission Decision [92/557/EEC](#) (O.J. No. L 358, 8.12.92, p.22), Commission Decision [93/445/EEC](#) (O.J. No. L 208, 19.8.93, p.36), Commission Decision [94/336/EEC](#) (O.J. No. L 150, 16.6.94, p.34) and Commission Decision [2003/750/EC](#) (O.J. No. L 271, 22.10.2003, p.24).

St Andrew's House, Edinburgh
24th November 2003

ROSS FINNIE
A member of the Scottish Executive

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the provisions of the Pig Carcase (Grading) Regulations 1994. The 1994 Regulations provide for the administration and enforcement of the Community system of grading pig carcasses established by Council Regulation (EEC) No. 3220/84 (O.J. No. L 301, 20.11.84, p.1) as amended, the detailed rules for which are set out in Commission Regulation (EEC) No. 2976/85 (O.J. No. L 285, 25.10.85, p.39) and Commission Decision 88/234/EEC (O.J. No. L 105, 26.4.88, p.15), as amended.

These Regulations, by adding a reference to a new Commission Decision (Commission Decision 2003/750/EC (O.J. No. L 271, 22.10.2003, p.24)), authorise a new method of grading the composition of pig carcasses by using the apparatus known as “fully automatic ultrasonic carcase grading” (“AUTOFOM”) and withdraw authorisation for use of the apparatus known as “Ultra FOM”. Use of AUTOFOM is in addition to the other methods specified in Commission Decision 88/234/EEC, as amended.

No Regulatory Impact Assessment has been produced for these Regulations.