

## SCHEDULE 7

Regulation 33

### Consequential amendments

#### The Colours in Food Regulations 1995

1. In the Colours in Food Regulations 1995<sup>M1</sup> in regulation 4 (health marking etc. of certain meat and meat products), for “health marking as provided for in the Fresh Meat (Hygiene and Inspection) Regulations 1995” substitute “ health mark referred to in Article 5 of Regulation (EC) No. 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin as amended by Regulation (EC) No. 882/2004 of the European Parliament and of the Council on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules<sup>M2</sup> ”.

#### Marginal Citations

**M1** S.I. 1995/3124, to which there are amendments not relevant to these Regulations.

**M2** O.J. No. L 139, 30.4.04, p.55. The revised text of Regulation 853/2004 is now set out in a Corrigendum (O.J. No. L 226, 25.6.04, p.22).

#### The Animal By-Products (Identification) Regulations 1995

<sup>F1</sup>2. ....

#### Textual Amendments

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

<sup>F1</sup>3. ....

#### Textual Amendments

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

<sup>F1</sup>4. ....

#### Textual Amendments

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

<sup>F1</sup>5. ....

#### Textual Amendments

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

**Changes to legislation:** There are currently no known outstanding effects for the *The Food Hygiene (Scotland) Regulations 2006, SCHEDULE 7*. (See end of Document for details)

<sup>F1</sup>6. ....

**Textual Amendments**

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

<sup>F1</sup>7. ....

**Textual Amendments**

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<sup>F1</sup>8. ....

**Textual Amendments**

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

<sup>F1</sup>9. ....

**Textual Amendments**

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

<sup>F1</sup>10. ....

**Textual Amendments**

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

<sup>F1</sup>11. ....

**Textual Amendments**

**F1** Sch. 7 paras. 2-11 revoked (1.12.2013) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2013 \(S.S.I. 2013/307\)](#), reg. 1(1), **sch. 3**

**The Food Labelling Regulations 1996**

<sup>F2</sup>12. ....

**Changes to legislation:** There are currently no known outstanding effects for the *The Food Hygiene (Scotland) Regulations 2006, SCHEDULE 7. (See end of Document for details)*

**Textual Amendments**

**F2** Sch. 7 paras. 12-18 revoked (13.12.2014) by [The Food Information \(Scotland\) Regulations 2014 \(S.S.I. 2014/312\)](#), reg. 1(2), **sch. 4 Pt. 1**

**F<sup>2</sup>13.** .....

**Textual Amendments**

**F2** Sch. 7 paras. 12-18 revoked (13.12.2014) by [The Food Information \(Scotland\) Regulations 2014 \(S.S.I. 2014/312\)](#), reg. 1(2), **sch. 4 Pt. 1**

**F<sup>2</sup>14.** .....

**Textual Amendments**

**F2** Sch. 7 paras. 12-18 revoked (13.12.2014) by [The Food Information \(Scotland\) Regulations 2014 \(S.S.I. 2014/312\)](#), reg. 1(2), **sch. 4 Pt. 1**

**F<sup>2</sup>15.** .....

**Textual Amendments**

**F2** Sch. 7 paras. 12-18 revoked (13.12.2014) by [The Food Information \(Scotland\) Regulations 2014 \(S.S.I. 2014/312\)](#), reg. 1(2), **sch. 4 Pt. 1**

**F<sup>2</sup>16.** .....

**Textual Amendments**

**F2** Sch. 7 paras. 12-18 revoked (13.12.2014) by [The Food Information \(Scotland\) Regulations 2014 \(S.S.I. 2014/312\)](#), reg. 1(2), **sch. 4 Pt. 1**

**F<sup>2</sup>17.** .....

**Textual Amendments**

**F2** Sch. 7 paras. 12-18 revoked (13.12.2014) by [The Food Information \(Scotland\) Regulations 2014 \(S.S.I. 2014/312\)](#), reg. 1(2), **sch. 4 Pt. 1**

**F<sup>2</sup>18.** .....

**Textual Amendments**

**F2** Sch. 7 paras. 12-18 revoked (13.12.2014) by [The Food Information \(Scotland\) Regulations 2014 \(S.S.I. 2014/312\)](#), reg. 1(2), **sch. 4 Pt. 1**

*Changes to legislation: There are currently no known outstanding effects for the The Food Hygiene (Scotland) Regulations 2006, SCHEDULE 7. (See end of Document for details)*

## **The Products of Animal Origin (Import and Export) Regulations 1996**

**19.** In the Products of Animal Origin (Import and Export) Regulations 1996<sup>M3</sup>, in regulation 1(1) (title, commencement, interpretation and extent) for the definition of “the Hygiene Regulations” substitute–

““the Hygiene Regulations” means the Food Hygiene (Scotland) Regulations 2006<sup>M4</sup>.”.

### **Marginal Citations**

**M3** [S.I. 1996/3124.](#)

**M4** [S.S.I. 2006/3 .](#)

## **The Specified Risk Material Order 1997**

**20.** The Specified Risk Material Order 1997<sup>M5</sup> is amended as provided in paragraphs 21 and 22.

### **Marginal Citations**

**M5** [S.I. 1997/2964.](#)

**21.** In article 2(1) (interpretation) after the definition of “specified solid waste” insert–

““Regulation 853/2004” has the same meaning as in Schedule 1 to the Food Hygiene (Scotland) Regulations 2006.”.

**22.** In Schedule 1 (foods and feeding stuffs requiring import certificates)–

(a) for paragraph 1 substitute–

“**1.** Fresh meat, as defined in paragraph 1.10 of Annex I to Regulation 853/2004.”;

(b) for paragraph 2 substitute–

“**2.** Minced meat and meat preparations as defined in paragraphs 1.13 and 1.15 respectively of Annex I to Regulation 853/2004.”;

(c) for paragraph 3 substitute–

“**3.** Meat products and greaves as defined in paragraphs 7.1 and 7.6 respectively of Annex I to Regulation 853/2004.”;

(d) for paragraph 8 substitute–

“**8.** Rendered animal fat as defined in paragraph 7.5 of Annex I to Regulation 853/2004.”.

## **The Beef Bones (Scotland) Regulations 1999**

**23.** The Beef Bones (Scotland) Regulations 1999<sup>M6</sup> are amended as provided in paragraphs 24 and 25.

### **Marginal Citations**

**M6** [S.S.I. 1999/186.](#)

**24.** In regulation 2(1) (interpretation)–

(a) after the definition of “carcase”, insert–

- ““cutting plant” has the meaning given in regulation 5(7) of the Hygiene Regulations;”;
- (b) after the definition of “fresh meat”, insert–
- ““game-handling establishment” has the meaning given in regulation 5(7) of the Hygiene Regulations;
- “the Hygiene Regulations” means the Food Hygiene (Scotland) Regulations 2006”; and
- (c) after the definition of “occupier”, insert–
- ““official veterinarian” means a veterinarian who is qualified in accordance with Regulation 854/2004 to act in such a capacity and is appointed by the Agency;
- “Regulation 854/2004” has the same meaning as in Schedule 1 to the Hygiene Regulations;
- “slaughterhouse” has the meaning given in regulation 5(7) of the Hygiene Regulations; and”.
- 25.** In regulation 10 (enforcement)–
- (a) for paragraph (1) substitute–
- “(1) These Regulations shall be enforced–
- (a) by the Agency in relation to any cutting plant, game-handling establishment or slaughterhouse; and
- (b) in relation to any other premises, by the Agency or the food authority within whose area the premises are situated”; and
- (b) in paragraph (2), for “an official veterinary surgeon (designated as such under regulation 8(1) of the Fresh Meat (Hygiene and Inspection) Regulations 1995” substitute “an official veterinarian ”.

### **Amendments to the Cattle Identification Regulations 1998**

**26.** The Cattle Identification Regulations 1998 <sup>M7</sup> are amended as provided in paragraphs 27 to 29.

#### **Marginal Citations**

**M7** [S.I. 1998/871](#).

**27.** In regulation 2(1), for the definition of “official veterinary surgeon” substitute “ “official veterinarian” means a person who is registered in the register of veterinary surgeons or the supplementary veterinary register provided for under sections 2 and 8 of the Veterinary Surgeons Act 1966 <sup>M8</sup>, who is appointed by the Agency in accordance with regulation 5(6) of the Food Hygiene (Scotland) Regulations 2006 and is qualified in accordance with Regulation No. 853/2004; ”.

#### **Marginal Citations**

**M8** [1966 c. 36](#).

**28.** In regulation 2(1) after the definition of “official veterinary surgeon” insert– “ Regulation 853/2004 has the same meaning as in Schedule 1 to the Food Hygiene (Scotland) Regulations 2006 <sup>M9</sup>; ”.

*Changes to legislation: There are currently no known outstanding effects for the The Food Hygiene (Scotland) Regulations 2006, SCHEDULE 7. (See end of Document for details)*

**Marginal Citations**

**M9** S.S.I. 2006/ 3 .

**29.** In regulation 2(1), in the definition of “licensed slaughterhouse”, for “licensed under the Fresh Meat (Hygiene and Inspection) Regulations 1995” substitute “ as defined in regulation 5(7) of the Food Hygiene (Scotland) Regulations 2006 ”.

**The Bovine and Bovine Products (Trade) Regulations 1999**

**F330.** . . . . .

**Textual Amendments**

**F3** Sch. 7 paras. 30-34 revoked (3.5.2006) by [The TSE \(Scotland\) Amendment \(No. 2\) Regulations 2006 \(S.S.I. 2006/231\)](#), regs. 1, 21, [sch.](#)

**F331.** . . . . .

**Textual Amendments**

**F3** Sch. 7 paras. 30-34 revoked (3.5.2006) by [The TSE \(Scotland\) Amendment \(No. 2\) Regulations 2006 \(S.S.I. 2006/231\)](#), regs. 1, 21, [sch.](#)

**F332.** . . . . .

**Textual Amendments**

**F3** Sch. 7 paras. 30-34 revoked (3.5.2006) by [The TSE \(Scotland\) Amendment \(No. 2\) Regulations 2006 \(S.S.I. 2006/231\)](#), regs. 1, 21, [sch.](#)

**F333.** . . . . .

**Textual Amendments**

**F3** Sch. 7 paras. 30-34 revoked (3.5.2006) by [The TSE \(Scotland\) Amendment \(No. 2\) Regulations 2006 \(S.S.I. 2006/231\)](#), regs. 1, 21, [sch.](#)

**F334.** . . . . .

**Textual Amendments**

**F3** Sch. 7 paras. 30-34 revoked (3.5.2006) by [The TSE \(Scotland\) Amendment \(No. 2\) Regulations 2006 \(S.S.I. 2006/231\)](#), regs. 1, 21, [sch.](#)

**The TSE (Scotland) Regulations 2002**

**F435.** . . . . .

**Textual Amendments**

**F4** Sch. 7 paras. 35-42 revoked (24.11.2006) by [The Transmissible Spongiform Encephalopathies \(Scotland\) Regulations 2006 \(S.S.I. 2006/530\)](#), reg. 1(1), **sch. 10**

**F<sup>4</sup>36.** . . . . .

**Textual Amendments**

**F4** Sch. 7 paras. 35-42 revoked (24.11.2006) by [The Transmissible Spongiform Encephalopathies \(Scotland\) Regulations 2006 \(S.S.I. 2006/530\)](#), reg. 1(1), **sch. 10**

**F<sup>4</sup>37.** . . . . .

**Textual Amendments**

**F4** Sch. 7 paras. 35-42 revoked (24.11.2006) by [The Transmissible Spongiform Encephalopathies \(Scotland\) Regulations 2006 \(S.S.I. 2006/530\)](#), reg. 1(1), **sch. 10**

**F<sup>4</sup>38.** . . . . .

**Textual Amendments**

**F4** Sch. 7 paras. 35-42 revoked (24.11.2006) by [The Transmissible Spongiform Encephalopathies \(Scotland\) Regulations 2006 \(S.S.I. 2006/530\)](#), reg. 1(1), **sch. 10**

**F<sup>4</sup>39.** . . . . .

**Textual Amendments**

**F4** Sch. 7 paras. 35-42 revoked (24.11.2006) by [The Transmissible Spongiform Encephalopathies \(Scotland\) Regulations 2006 \(S.S.I. 2006/530\)](#), reg. 1(1), **sch. 10**

**F<sup>4</sup>40.** . . . . .

**Textual Amendments**

**F4** Sch. 7 paras. 35-42 revoked (24.11.2006) by [The Transmissible Spongiform Encephalopathies \(Scotland\) Regulations 2006 \(S.S.I. 2006/530\)](#), reg. 1(1), **sch. 10**

**F<sup>4</sup>41.** . . . . .

**Textual Amendments**

**F4** Sch. 7 paras. 35-42 revoked (24.11.2006) by [The Transmissible Spongiform Encephalopathies \(Scotland\) Regulations 2006 \(S.S.I. 2006/530\)](#), reg. 1(1), **sch. 10**

**F<sup>4</sup>42.** . . . . .

*Changes to legislation: There are currently no known outstanding effects for the The Food Hygiene (Scotland) Regulations 2006, SCHEDULE 7. (See end of Document for details)*

**Textual Amendments**

**F4** Sch. 7 paras. 35-42 revoked (24.11.2006) by [The Transmissible Spongiform Encephalopathies \(Scotland\) Regulations 2006 \(S.S.I. 2006/530\)](#), reg. 1(1), **sch. 10**

**The Condensed Milk and Dried Milk (Scotland) Regulations 2003 (2003/311)**

**43.** In the Condensed Milk and Dried Milk (Scotland) Regulations 2003 <sup>M10</sup>, in note 4 of Schedule 1, omit “Without prejudice to the generality of Part V of the Dairy Products (Hygiene) (Scotland) Regulations 1995”.

**Marginal Citations**

**M10** [S.S.I. 2003/311](#).

**The Animal By-Products (Scotland) Regulations 2003**

<sup>F5</sup>**44.** .....

**Textual Amendments**

**F5** Sch. 7 para. 44 revoked (4.3.2011) by [The Animal By-Products \(Enforcement\) \(Scotland\) Regulations 2011 \(S.S.I. 2011/171\)](#), reg. 1(1), **sch. 3**

**The Eggs (Marketing Standards) (Enforcement) Scotland Regulations 2005**

<sup>F6</sup>**45.** .....

**Textual Amendments**

**F6** Sch. 7 para. 45 revoked (27.4.2008) by [The Eggs and Chicks \(Scotland\) Regulations 2008 \(S.S.I. 2008/129\)](#), regs. 1(2), **21(2)**

**The Official Feed and Food Control (Scotland) Regulations 2005**

**46.** The Official Feed and Food Control (Scotland) Regulations 2005 <sup>M11</sup> are amended as provided in paragraphs 47 to 51.

**Marginal Citations**

**M11** [S.S.I. 2005/616](#).

**47.** In regulation 2(1), for “and “Regulation 1688/2005”” substitute “, ““Regulation 1688/2004”, “Regulation 2073/2005”, “Regulation 2074/2005” and “Regulation 2076/2005” ”.

**48.** In regulation 15, for “the staff” substitute “ a member of staff ”.

**49.** In regulation 43(2)(a), for “a 7 days” substitute “ a date 7 days ”.



50. In regulations 4(5) and (6) and 13(7), Schedule 2, paragraph (e) and Schedule 3, paragraph (c), for “the Food Hygiene (Scotland) Regulations 2005<sup>M12</sup>” in each place where it occurs substitute “the Food Hygiene (Scotland) Regulations 2006”.

**Marginal Citations**

M12 S.S.I. 2005/505.

51. For the definitions contained in Schedule 1, substitute—

““Directive 2004/41” means Directive [2004/41/EC](#) of the European Parliament and of the Council repealing certain directives concerning food hygiene and health conditions for the production and placing on the market of certain products of animal origin intended for human consumption and amending Council Directives [89/662/EEC](#) and [92/118/EEC](#) and Council Decision [95/408/EC](#)<sup>M13</sup>;

“Regulation 178/2002” means Regulation [\(EC\) No. 178/2002](#) of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety as last amended by Regulation [1642/2003](#);

“Regulation 1642/2003” means Regulation [\(EC\) No. 1642/2003](#) of the European Parliament and of the Council amending Regulation [\(EC\) No. 178/2002](#) laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety;

“Regulation 852/2004” means Regulation [\(EC\) No. 852/2004](#) of the European Parliament and of the Council on the hygiene of foodstuffs<sup>M14</sup> as read with Regulation [2073/2005](#);

“Regulation 853/2004” means Regulation [\(EC\) No. 853/2004](#) of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin<sup>M15</sup> as amended by Regulation [2074/2005](#) and Regulation [2076/2005](#) and as read with Directive [2004/41](#), Regulation [1688/2005](#), Regulation [2074/2005](#) and Regulation [2076/2005](#);

“Regulation 882/2004” means Regulation [\(EC\) No. 882/2004](#) of the European Parliament and of the Council on official controls performed to ensure the verification of compliance with feed and food law, animal health and animal welfare rules<sup>M16</sup> as read with Regulation [2074/2005](#) and Regulation [2076/2005](#);

“Regulation 1688/2005” means Commission Regulation [\(EC\) No. 1688/2005](#) implementing Regulation [\(EC\) No. 853/2004](#) of the European Parliament and of the Council as regards special guarantees concerning salmonella for consignments to Finland and Sweden of certain meat and eggs<sup>M17</sup>;

“Regulation 2073/2005” means Commission Regulation [\(EC\) No. 2073/2005](#) on microbiological criteria for foodstuffs<sup>M18</sup>;

“Regulation 2074/2005” means Commission Regulation [\(EC\) No. 2074/2005](#) laying down implementing measures for certain products under Regulation [\(EC\) No. 853/2004](#) of the European Parliament and of the Council and for the organisation of official controls under Regulation [\(EC\) No. 854/2004](#) of the European Parliament and of the Council and Regulation [\(EC\) No. 882/2004](#) of the European Parliament and of the Council, derogating from Regulation [\(EC\) No. 852/2004](#) of the European Parliament and of the Council and amending Regulations [\(EC\) No. 853/2004](#) and [\(EC\) No. 854/2004](#)<sup>M19</sup>; and

“Regulation 2076/2005” means Commission Regulation [\(EC\) No. 2076/2005](#) laying down transitional arrangements for the implementation of Regulations [\(EC\) No. 853/2004](#), [\(EC\)](#)

**Changes to legislation:** There are currently no known outstanding effects for the The Food Hygiene (Scotland) Regulations 2006, SCHEDULE 7. (See end of Document for details)

No. 854/2004 and (EC) No. 882/2004 of the European Parliament and of the Council and amending Regulations (EC) No. 853/2004 and (EC) No. 854/2004<sup>M20</sup>”.

**Marginal Citations**

- M13** O.J. No. L 157, 30.4.04, p.33. The revised text of Directive 2004/41/EC is now set out in a Corrigendum (O.J. No. L 195, 2.6.04, p.12).
- M14** O.J. No. L 139, 30.4.04, p.1. The revised text of Regulation (EC) No. 852/2004 is now set out in a Corrigendum (O.J. No. L 226, 25.6.04, p.3).
- M15** O.J. No. L 139, 30.4.04, p.55. The revised text of Regulation (EC) No. 853/2004 is now set out in a Corrigendum (O.J. No. L 226, 25.6.04, p.22).
- M16** O.J. No. L 165, 30.4.04, p.1. The revised text of Regulation (EC) No. 882/2004 is now set out in a Corrigendum (O.J. No. L 191, 28.5.04, p.1).
- M17** O.J. No. L 271, 15.10.05, p.17.
- M18** O.J. No. L 338, 22.12.05, p.1.
- M19** O.J. No. L 338, 22.12.05, p.27.
- M20** O.J. No. L 338, 22.12.05, p.83.

**Changes to legislation:**

There are currently no known outstanding effects for the The Food Hygiene (Scotland) Regulations 2006, SCHEDULE 7.