
SCOTTISH STATUTORY INSTRUMENTS

1999 No. 42

The Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No.2) (Scotland) Order 1999

Citation, commencement, interpretation and extent

1.—(1) This Order may be cited as the Food Protection (Emergency Prohibitions) (Amnesic Shellfish Poisoning) (Orkney) (No. 2) (Scotland) Order 1999 and shall come into force at hours on August 1999.

(2) In this Order “scallops” means scallops of the class of *pecten maximus* and Queen scallops of the class of *chlamys opercularis* and “relevant time” means 00.01 on 27th August 1999.

(3) This Order extends to Scotland and the Scottish zone.

Designated circumstances

2. In the opinion of the Scottish Ministers, scallops in the area designated in article 3 below may be affected by the toxin which causes amnesic shellfish poisoning in human beings and are likely to create a hazard to human health if they are consumed.

Designated area

3. The area described in the Schedule to this Order is hereby designated for the purposes of Part I of the Food and Environment Protection Act 1985.

Activity prohibited in the designated area

4. No person shall fish for or take any scallops in the designated area.

Prohibited movement of scallops

5. No person shall move any scallops out of the designated area.

Restrictions

6. No person shall—

- (a) use any scallops taken out of the designated area after the relevant time in the preparation or processing for supply of food and anything from which food could be derived,
- (b) land any scallops which were in waters in the designated area after the relevant time,
- (c) supply, or have in possession for supply, any scallops which were in the designated area after the relevant time,
- (d) supply, or have in possession for supply, any food or anything from which food could be derived in the preparation or processing of which anything was used in contravention of paragraph (a) of this article,
- (e) feed to any creature a feeding stuff in the preparation or processing of which anything was used in contravention of paragraph (a) of this article.

Status: This is the original version (as it was originally made).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

Pentland House,
Edinburgh
27th August 1999

J S GRAHAM
A member of the staff of the Scottish Ministers