

2000 No. 413

PUBLIC HEALTH

CONTAMINATION OF FOOD

The Food Protection (Emergency Prohibitions) (Paralytic Shellfish Poisoning) (Orkney) (Scotland) Partial Revocation Order 2000

Made

20th November 2000

Coming into force in accordance with article 1

Laid before the Scottish Parliament

23rd November 2000

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(a), 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) (Paralytic Shellfish Poisoning) (Orkney) (Scotland) Partial Revocation Order 2000 and shall come into force at 1700 hours on 20th November 2000.

Interpretation

2. In this Order “the principal Order” means the Food Protection (Emergency Prohibitions) (Paralytic Shellfish Poisoning) (Orkney) (Scotland) Order 2000(b).

Partial Revocation of the principal Order

3. The principal Order is revoked insofar as it applies to *ensis s.p.p.* (referred to in the principal Order as razor clams) and Queen scallops of the class *chlamys opercularis*.

MALCOLM CHISHOLM

Authorised to sign by the Scottish Ministers

St Andrew’s House,
Edinburgh
20th November 2000

(a) 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), Schedule, paragraph 10(2) and (3), the Food Standards Act 1999 (c.28), Schedule 5, paragraph 6 and the Scotland Act 1998 (Consequential Modifications) Order 2000 (S.I. 2000/2040), Schedule, Part I, paragraph 12.
(b) S.S.I. 2000/192.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order is the first partial revocation of the Food Protection (Emergency Prohibitions) (Paralytic Shellfish Poisoning) (Orkney) (Scotland) Order 2000 (S.S.I. 2000/192) (“the principal Order”) which prohibited—

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

The effect of this Order is to remove the prohibitions in respect of razor clams (*ensis s.p.p.*) and Queen scallops of the class *chlamys opercularis* from the area of sea designated in the Schedule to the principal Order.

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