

2002 No. 197

PUBLIC HEALTH

CONTAMINATION OF FOOD

**The Food Protection (Emergency Prohibitions) (Amnesic,
Paralytic and Diarrhetic Shellfish Poisoning) (Orkney)
(Scotland) Revocation Order 2002**

Made

19th April 2002

Coming into force in accordance with article 1

Laid before the Scottish Parliament

23rd April 2002

The Scottish Ministers, in exercise of the powers conferred by section 1(1) and (2) 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) (Amnesic, Paralytic and Diarrhetic Shellfish Poisoning) (Orkney) (Scotland) Revocation Order 2002 and shall come into force at 1600 hours on 19th April 2002.

Revocation

2. The Food Protection (Emergency Prohibitions) (Amnesic, Paralytic and Diarrhetic Shellfish Poisoning) (Orkney) (Scotland) Order 2001(b) and the Food Protection (Emergency Prohibitions) (Amnesic, Paralytic and Diarrhetic Shellfish Poisoning) (Orkney) (Scotland) Partial Revocation Order 2001(c) are hereby revoked.

MARY MULLIGAN

Authorised to sign by the Scottish Ministers

St Andrew's House,
Edinburgh
19th April 2002

(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. 2001/282, partially revoked by S.S.I. 2001/463.

(c) S.S.I. 2001/463.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order revokes the Food Protection (Emergency Prohibitions) (Amnesic, Paralytic and Diarrhetic Shellfish Poisoning) (Orkney) (Scotland) Order 2001 (“the principal Order”) which prohibited—

- (a) fishing for or taking scallops within the area designated in the Schedule to that Order (article 4 of the principal Order);
- (b) movement of such 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 scallops from the designated area (article 6 of the principal Order).

The principal Order had been partially revoked by the Food Protection (Emergency Prohibitions) (Amnesic, Paralytic and Diarrhetic Shellfish Poisoning) (Orkney) (Scotland) Partial Revocation Order 2001, which is also revoked by this Order. The effect of this Order is to remove the remaining prohibitions in respect of scallops of the class *pecten maximus* in respect of the area of sea designated in the Schedule to the principal Order.

£1.50

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150 04/02 19593

