

SCHEDULE 8

Regulation 101

CONSEQUENTIAL AMENDMENTS

Part I

Amendment to the Welfare of Animals (Slaughter or Killing) Regulations 1995(1)

For regulation 3A(2) (laceration of central nervous tissue after stunning), there is substituted–

“**3A.** Nothing in these Regulations shall be taken as permitting, on or after 19th June 2002, the laceration after stunning, of central nervous tissue by means of an elongated rod shaped instrument introduced into the cranial cavity of any bovine, ovine or caprine animal prior to slaughtering it for human or animal consumption, as prohibited by the TSE (Scotland) Regulations 2002.”.

Part II

Amendments to the Specified Risk Material Order 1997(3)

1. In the list of countries in article 3(3) (specified sheep or goat material)(4), there are inserted in the appropriate alphabetical places–

- (a) “El Salvador”; and
- (b) “Panama”.

2. In article 4(5) (specified bovine material)(5), “Austria, Finland or” is omitted.

3. In article 6(2A)(a) (import of class I specified risk material)(6) for “designated under regulation 15A of the Specified Risk Material Regulations 1997(a)”, there is substituted “licensed under regulation 55(1) of the TSE (Scotland) Regulations 2002”.

4. In the list of countries(7) in the declaration on the form in Schedule 2 (form of importation certificate), there are inserted in the appropriate alphabetical places–

- (a) “El Salvador”; and
- (b) “Panama”.

Part III

Amendment to the Cattle Identification Regulations 1998(8)

For regulation 26(1A) (animal deaths or lost or stolen animals)(9), there is substituted–

“(1A) If a notifiable bovine animal with a cattle passport dies, the keeper will be treated as having complied with paragraph (1) above if, on notifying the fact in accordance with regulation 10(3) of the

(1) S.I.1995/539, as amended by S.I. 1995/731, 1763, 2148, 2200, 3124 and 3189, 1996/1148 and 2235, 1997/1729 and 2074, S.S.I.2000/62, 171 and 288.

(2) Regulation 3A was inserted by S.S.I. 2001/73.

(3) S.I 1997/2964, as amended by S.S.I. 2000/344, 2001/4 and 2001/287.

(4) Article 3(3) was inserted by S.S.I. 2001/287.

(5) Article 4(5) was inserted by S.S.I. 2001/287.

(6) Article 6(2A) was inserted by S.S.I. 2001/287.

(7) The list of countries in the declaration was inserted by S.S.I. 2001/287.

(8) S.I. 1998/871, as amended by S.I. 1998/1796, 1998/2969, 1999/1339, S.S.I. 2001/231 and 2002/1.

(9) Regulation 26(1A) was inserted by S.S.I.2001/231.

TSE (Scotland) Regulations 2002, the keeper surrenders the cattle passport to the Scottish Ministers or, where the Scottish Ministers have appointed an agent to receive notifications, to that agent.”.

Part IV

Amendments to the Animal By-Products Order 1999⁽¹⁰⁾

1. For article 3(3)(b) (interpretation and scope), there is substituted—
 - “(b) specified risk material controlled by the Specified Risk Material Order 1997 or the TSE (Scotland) Regulations 2002”.
2. For article 7(2)(d) (approval of premises and equipment for rendering animal by-products), there is substituted—
 - “(d) the equipment will not be used to render any specified risk material controlled by the Specified Risk Material Order 1997 or the TSE (Scotland) Regulations 2002”.
3. For article 8(2) (operation of approved rendering plants), there is substituted—

“No person shall render specified risk material controlled by the Specified Risk Material Order 1997 or the TSE (Scotland) Regulations 2002 in any equipment approved for rendering animal by-products under article 7”.

Part V

Amendment to the Feeding Stuffs (Scotland) Order 2000⁽¹¹⁾

For the definition of “mammalian meat and bone meal” in article 2(1) (interpretation), there is substituted—

““mammalian meat and bone meal” has the meaning given in article 3(1) of the TSE (Scotland) Regulations 2002;”.

Part VI

Amendment to the Cattle (Identification of Older Animals) (Scotland) Regulations 2001⁽¹²⁾

For regulation 9(2) (notification of death)⁽¹³⁾, there is substituted—

“(2) If a notifiable bovine animal with a registration certificate dies, the keeper will be treated as having complied with paragraph (1) above if, on notifying the fact in accordance with regulation 10(3) of the TSE (Scotland) Regulations 2002, the keeper surrenders the registration certificate to the Scottish Ministers or, where the Scottish Ministers have appointed an agent to receive notifications, to that agent.”.

(10) S.I. 1999/646, as amended by S.S.I. 2001/171.
(11) S.S.I. 2000/453, as amended by S.S.I. 2001/231 and 334.
(12) S.S.I. 2001/1, as amended by S.S.I. 2001/231 and 2002/1 and 22.
(13) Regulation 9(2) was inserted by S.S.I. 2001/231.

Part VII

Amendment to the Rendering (Fluid Treatment) (Scotland) Order 2001(14)

In the definition of “animal by-product” in article 2 (interpretation), for “the Specified Risk Material Regulations 1997”, there is substituted “the TSE (Scotland) Regulations 2002.