

## SCHEDULES

### SCHEDULE 1

Regulation 2(1)

#### DEFINITIONS OF COMMUNITY LEGISLATION

“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<sup>(1)</sup> as last amended by 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<sup>(2)</sup>;

“Regulation 1831/2003” means Regulation (EC) No. 1831/2003 of the European Parliament and of the Council on additives for use in animal nutrition<sup>(3)</sup>;

“Regulation 852/2004” means Regulation (EC) No. 852/2004 of the European Parliament and of the Council on the hygiene of foodstuffs<sup>(4)</sup> as read with Regulation 1688/2005;

“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>(5)</sup> as read with Directive 2004/41 and Regulation 1688/2005;

“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>(6)</sup>;

“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>(7)</sup>.

### SCHEDULE 2

Regulation 2(1)

#### DEFINITION OF RELEVANT FEED LAW

“relevant feed law” means—

- (a) Part IV of the Agriculture Act 1970<sup>(8)</sup>, in so far as it applies in relation to feeding stuffs;

---

(1) O.J. No. L 31, 1.2.02, p.1.

(2) O.J. No. L 245, 29.9.03, p.4.

(3) O.J. No. L 268, 18.10.03, p.29. That Regulation was amended by Commission Regulation (EC) No. 378/2005 (O.J. No. L 59, 5.03.05, p.8).

(4) 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).

(5) 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).

(6) O.J. No. L 165, 30.4.04, p.1. The revised text of Regulation 882/2004 is now set out in a Corrigendum (O.J. No. L 191, 28.5.04, p.1).

(7) O.J. No. L 271, 15.10.05, p.17.

(8) 1970 c. 40.

*Status: This is the original version (as it was originally made).*

- (b) the Feeding Stuffs (Sampling and Analysis) Regulations 1999<sup>(9)</sup>;
  - (c) the Feeding Stuffs (Scotland) Regulations 2000<sup>(10)</sup>;
  - (d) the Genetically Modified Animal Feed (Scotland) Regulations 2004<sup>(11)</sup>
  - (e) the Food Hygiene (Scotland) Regulations 2005<sup>(12)</sup> in so far as they apply in relation to feed;
  - (f) the Feed (Corn Gluten Feed and Brewers Grains) (Emergency Control) (Scotland) Regulations 2005<sup>(13)</sup>;
  - (g) the Feeding Stuffs (Scotland) Regulations 2005<sup>(14)</sup>; and
  - (h) the Feed (Hygiene and Enforcement) (Scotland) Regulations 2005<sup>(15)</sup>,
- but excluding the Act and Regulations listed above in so far as they may apply to—
- (a) any of the following feed additives—
    - (i) coccidiostats;
    - (ii) histomonostats; or
    - (iii) any zootechnical additive falling within category (d) of Article 6(1) of Regulation 1831/2003; or
  - (b) any premixture within the meaning given in Article 2(2)(e) of Regulation 1831/2003 consisting solely of a combination of such additives.

### SCHEDULE 3

Regulation 2(1)

#### DEFINITION OF RELEVANT FOOD LAW

“relevant food law” means—

- (a) food law in so far as it applies in relation to food, except in so far as it involves—
  - (i) the regulation of residues of veterinary medicines and other substances under the Animals and Animal Products (Examination for Residues and Maximum Residue Limits) Regulations 1997<sup>(16)</sup>,
  - (ii) the regulation of residues of pesticides under the Pesticides (Maximum Residue Levels in Crops, Food and Feeding Stuffs) (Scotland) Regulations 2000<sup>(17)</sup>,
  - (iii) the application of the rules laid down for the protection of designations of origin and geographical indications of agricultural products and foodstuffs in Council Regulation (EEC) No. 2081/92 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs<sup>(18)</sup> as last amended by the Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of

<sup>(9)</sup> S.I. 1999/1663, as amended by S.I. 1999/1871, S.S.I. 2000/453, 2001/104, 2002/285 and 2003/277.

<sup>(10)</sup> S.S.I. 2000/453, as amended by S.S.I. 2001/334, 2002/255 and 285, 2003/101, 312 and 474, 2004/208 and 458 and S.S.I. 2005/605.

<sup>(11)</sup> S.S.I. 2004/433.

<sup>(12)</sup> S.S.I. 2005/505.

<sup>(13)</sup> S.S.I. 2005/246.

<sup>(14)</sup> S.S.I. 2005/605.

<sup>(15)</sup> S.S.I. 2005/608.

<sup>(16)</sup> S.I. 1997/1729, amended by S.I. 2001/3590 and S.I. 2004/147.

<sup>(17)</sup> S.S.I. 2000/22, as amended by S.S.I. 2001/84, 221 and 435, 2002/271 and 489, 2003/118 and 445, 2004/104, 220 and 399 and 2005/109 and 281.

<sup>(18)</sup> O.J. No. L 208, 24.7.92, p.1.

- Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded<sup>(19)</sup>,
- (iv) the application of the rules laid down for Community certificates of specific character which may be obtained for certain agricultural products and foodstuffs in Council Regulation (EEC) No. 2082/92 on certificates of specific character for agricultural products and foodstuffs<sup>(20)</sup> as last amended by the Act concerning the conditions of accession of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic and the adjustments to the Treaties on which the European Union is founded,
  - (v) the regulation of organic products under the Organic Products (Imports from Third Countries) Regulations 2003<sup>(21)</sup> and the Organic Products Regulations 2004<sup>(22)</sup>,
  - (vi) the regulation of beef labelling under the Beef Labelling (Enforcement) (Scotland) Regulations 2001<sup>(23)</sup>, and
  - (vii) the regulation of the import of and trade in products of animal origin–
    - (aa) under the Products of Animal Origin (Import and Export) Regulations 1996<sup>(24)</sup>, with the exception of the execution and enforcement of regulation 3 thereof by the Agency, and
    - (bb) under the Products of Animal Origin (Third Country Imports) (Scotland) Regulations 2002<sup>(25)</sup>, with the exception of the execution and enforcement of regulation 4 thereof by the Agency;
  - (b) food law in so far as it applies in relation to materials and articles in contact with food except in so far as it involves the regulation of food contact materials under the Ceramic Ware (Safety) Regulations 1988<sup>(26)</sup>; and
  - (c) food law in so far as it involves the regulation of primary production and those associated operations listed in paragraph 1 of Part AI of Annex I to Regulation 852/2004 under the Food Hygiene (Scotland) Regulations 2005.

## SCHEDULE 4

Regulation 4(1)

COMPETENT AUTHORITIES FOR THE PURPOSES OF  
CERTAIN PROVISIONS OF REGULATION 882/2004 IN SO FAR  
AS THEY APPLY IN RELATION TO RELEVANT FEED LAW

<i>Column 1</i> <i>Competent authority</i>	<i>Column 2</i> <i>Provisions of Regulation 882/2004</i>
The Agency	Articles 3(6), 4(2) to (6), 5(1) to (3), 6, 7, 8(1) and (3), 9, 10, 11(1) to (3) and (5) to (7), 12, 19(1), (2) and (3), 24, 31(1) and (2)(f), 34,

<sup>(19)</sup> O.J. No. L 236, 23.9.03, p.33.<sup>(20)</sup> O.J. No. L 208, 24.7.92, p.9.<sup>(21)</sup> S.I. 2003/2821.<sup>(22)</sup> S.I. 2004/1604.<sup>(23)</sup> S.S.I. 2001/252.<sup>(24)</sup> S.I. 1996/3124, amended by S.I. 1996/3125, 1997/1181 and 3023, 1998/994, 1999/221 and 683, S.S.I. 2000/62, 171 and 288, 2001/169 and 257, 2002/87, 234 and 445, 2003/299, 405, 466 and 568.<sup>(25)</sup> S.S.I. 2002/445 as amended by S.S.I. 2002/565, 2003/165, 225, 333 and 411 and 2005/323.<sup>(26)</sup> S.I. 1988/1647.

*Status: This is the original version (as it was originally made).*

<i>Column 1</i> <i>Competent authority</i>	<i>Column 2</i> <i>Provisions of Regulation 882/2004</i>
The feed authority	35(3) and (4), 36, 37(1), 38, 39, 40(2) and (4), 52(1) and 54.  Articles 3(6), 4(2) to (6), 5(1) to (3), 6, 7, 8(1) and (3), 9, 10, 11(1) to (3) and (5) to (7), 15(1) to (4), 16(1) and (2), 18, 19(1) and (2), 20, 21, 22, 24, 31, 34, 35(3), 36, 37(1), 38, 39, 40(2) and (4) and 54.

## SCHEDULE 5

Regulation 4(3)

COMPETENT AUTHORITIES FOR THE PURPOSES OF  
CERTAIN PROVISIONS OF REGULATION 882/2004 IN SO FAR  
AS THEY APPLY IN RELATION TO RELEVANT FOOD LAW

<i>Column 1</i> <i>Competent authority</i>	<i>Column 2</i> <i>Provisions of Regulation 882/2004</i>
The Agency	Articles 3(6), 4(2) to (6), 5(1) to (3), 6, 7, 8(1) and (3), 9, 10, 11(1) to (3) and (5) to (7), 12, 14, 19(1), (2) and (3), 24, 31, 34, 35(3) and (4), 36, 37(1), 38, 39, 40(2) and (4), 52(1) and 54.
The food authority	Articles 3(6), 4(2) to (6), 5(1) to (3), 6, 7, 8(1) and (3), 9, 10, 11(1) to (3) and (5) to (7), 15(1) to (4), 16(1) and (2), 18, 19(1) and (2), 20, 21, 22, 24, 31, 34, 35(3), 36, 37(1), 38, 39, 40(2) and (4) and 54.

## SCHEDULE 6

Regulation 49

## REVOCATIONS

<i>Column 1</i> <i>Instruments</i>	<i>Column 2</i> <i>Reference</i>	<i>Column 3</i> <i>Extent of revocation</i>
The Mineral Hydrocarbons in Food (Scotland) Regulations 1966	S.I. <a href="#">1966/1263</a>	Regulation 10
The Erucic Acid in Food (Scotland) Regulations 1977	S.I. <a href="#">1977/1028</a>	Regulation 9
The Chloroform in Food (Scotland) Regulations 1980	S.I. <a href="#">1980/289</a>	Regulation 9
The Imported Food (Scotland) Regulations 1985	S.I. <a href="#">1985/913</a>	The whole Regulations

<i>Column 1</i> <i>Instruments</i>	<i>Column 2</i> <i>Reference</i>	<i>Column 3</i> <i>Extent of revocation</i>
The Caseins and Caseinates (Scotland) Regulations 1986	S.I. <a href="#">1986/836</a>	Regulation 10(27)
The Food (Control of Irradiation) Regulations 1990	S.I. <a href="#">1990/2490</a>	Regulation 8
The Food Safety Act 1990 (Consequential Modifications) (Scotland) Order 1990	S.I. <a href="#">1990/2625</a>	Article 8
The Food Safety (Exports) Regulations 1991	S.I. <a href="#">1991/1476</a>	The whole Regulations
The Flavourings in Food Regulations 1992	S.I. <a href="#">1992/1971</a>	Regulation 8
The Food Additives Labelling Regulations 1992	S.I. <a href="#">1992/1978</a>	Regulation 6
The Extraction Solvents in Food Regulations 1993	S.I. <a href="#">1993/1658</a>	Regulation 6
The Infant Formula and Follow-on Formula Regulations 1995	S.I. <a href="#">1995/77</a>	Regulations 5(2) and 6(2)
The Sweeteners in Food Regulations 1995	S.I. <a href="#">1995/3123</a>	Regulation 8
The Colours in Food Regulations 1995	S.I. <a href="#">1995/3124</a>	Regulation 10
The Miscellaneous Food Additives Regulations 1995	S.I. <a href="#">1995/3187</a>	Regulation 8
The Food Labelling Regulations 1996	S.I. <a href="#">1996/1499</a>	Regulation 47
The Miscellaneous Food Additives (Amendment) Regulations 1997	S.I. <a href="#">1997/1413</a>	Regulation 5
The Animals and Animal Products (Examination for Residues and Maximum Residue Limits) Regulations 1997	S.I. <a href="#">1997/1729</a>	Regulation 29
The Foods Intended for Use in Energy Restricted Diets for Weight Reduction Regulations 1997	S.I. <a href="#">1997/2182</a>	Regulation 8
The Imported Food Regulations 1997	S.I. <a href="#">1997/2537</a>	The whole Regulations

(27) Regulation 10 was inserted by the Food Safety (Exports) Regulations 1991 (S.I. [1991/1476](#)), regulation 2(1).

*Status: This is the original version (as it was originally made).*

<i>Column 1 Instruments</i>	<i>Column 2 Reference</i>	<i>Column 3 Extent of revocation</i>
The Bread and Flour Regulations 1998	S.I. <a href="#">1998/141</a>	Regulation 9
The Plastic Materials and Articles in Contact with Food Regulations 1998	S.I. <a href="#">1998/1376</a>	Regulation 3(2)
The Food Labelling (Amendment) Regulations 1998	S.I. <a href="#">1998/1398</a>	Regulation 12
The Drinking Milk Regulations 1998	S.I. <a href="#">1998/2424</a>	Regulation 7
The Food Labelling (Amendment) Regulations 1999	S.I. <a href="#">1999/747</a>	Regulation 10
The Natural Mineral Water, Spring Water and Bottled Drinking Water Regulations 1999	S.I. <a href="#">1999/1540</a>	Regulation 18(1) and (3)
The Spreadable Fats (Marketing Standards) (Scotland) Regulations 1999	S.S.I. <a href="#">1999/34</a>	Regulation 7
The Food Standards Act 1999 (Transitional and Consequential Provisions and Savings) (Scotland) Regulations 2000	S.S.I. <a href="#">2000/62</a>	Regulation 7(1) and Part I of Schedule 5
The Foods for Special Medical Purposes (Scotland) Regulations 2000	S.S.I. <a href="#">2000/130</a>	Regulation 6
The Food Irradiation Provisions (Scotland) Regulations 2000	S.S.I. <a href="#">2000/309</a>	Regulation 8
The Coffee Extracts and Chicory Extracts (Scotland) Regulations 2001	S.S.I. <a href="#">2001/38</a>	Regulation 9
The Food For Particular Nutritional Uses (Addition of Substances for Specific Nutritional Purposes) (Scotland) Regulations 2002	S.S.I. <a href="#">2002/397</a>	Regulation 7
The Products of Animal Origin (Third Country Imports) (Scotland) Regulations 2002	S.S.I. <a href="#">2002/445</a>	Schedule 8, paragraph 3

<i>Column 1</i> <i>Instruments</i>	<i>Column 2</i> <i>Reference</i>	<i>Column 3</i> <i>Extent of revocation</i>
The Plastic Materials and Articles in Contact with Food (Amendment) (Scotland) Regulations 2002	<a href="#">S.S.I. 2002/498</a>	Regulation 5(a) in so far as it amends regulation 3(2) of S.I. <a href="#">1998/1376</a>
The Natural Mineral Water, Spring Water and Bottled Drinking Water (Amendment) (Scotland) Regulations 2003	<a href="#">S.S.I. 2003/139</a>	Regulation 13(a) and (c)
The Food Supplements (Scotland) Regulations 2003	<a href="#">S.S.I. 2003/278</a>	Regulation 10
The Cocoa and Chocolate Products (Scotland) Regulations 2003	<a href="#">S.S.I. 2003/291</a>	Regulation 9
The Fruit Juices and Fruit Nectars (Scotland) Regulations 2003	<a href="#">S.S.I. 2003/293</a>	Regulation 8
The Condensed Milk and Dried Milk (Scotland) Regulations 2003	<a href="#">S.S.I. 2003/311</a>	Regulation 8
The Specified Sugar Products (Scotland) Regulations 2003	<a href="#">S.S.I. 2003/527</a>	Regulation 8
The Honey (Scotland) Regulations 2003	<a href="#">S.S.I. 2003/569</a>	Regulation 9
The Food Labelling Amendment (Scotland) Regulations 2003	<a href="#">S.S.I. 2003/578</a>	In Regulation 4(2), the reference to regulation 47(b)
The Meat Products (Scotland) Regulations 2004	<a href="#">S.S.I. 2004/6</a>	In Regulation 8(a)(iii) “or” and Regulation 8(b)
The Processed Cereal-based Foods and Baby Foods for Infants and Young Children (Scotland) Regulations 2004	<a href="#">S.S.I. 2004/8</a>	Regulation 11
The Jam and Similar Products (Scotland) Regulations 2004	<a href="#">S.S.I. 2004/133</a>	Regulation 8
The Food Safety (Act of Accession concerning the Czech Republic and other States) (Consequential Amendments) (Scotland) Regulations 2004	<a href="#">S.S.I. 2004/395</a>	Regulation 7
The Food Labelling (Added Phytosterols or Phytostanols) (Scotland) Regulations 2005	<a href="#">S.S.I. 2005/1</a>	Regulation 9

**Status:** *This is the original version (as it was originally made).*