
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 91

The Dairy Produce Quotas (Scotland) Regulations 2005

PART 7

PENALTIES AND MISCELLANEOUS PROVISIONS

Withholding or recovery of compensation

37.—(1) Where—

- (a) a producer has submitted an application for compensation in accordance with the Community compensation scheme; and
- (b) it appears to the Scottish Ministers that the producer has—
 - (i) made a false or misleading statement in that application; or
 - (ii) failed to comply with any of the requirements of the scheme,

the Scottish Ministers may withhold or recover on demand from that producer the whole or any part of the compensation payable or paid to the producer.

(2) In this regulation, “Community compensation scheme” means the scheme instituted by Council Regulation (EC) No. 2330/98 providing for an offer of compensation to certain producers of milk and milk products temporarily restricted in carrying out their trade⁽¹⁾ and Commission Regulation (EC) No. 2647/98 laying down detailed rules for the application of Council Regulation (EC) No. 2330/98⁽²⁾.

Commencement Information

II [Reg. 37](#) in force at 31.3.2005, see [reg. 1\(2\)](#)

(1) O.J. No. L 291, 30.10.98, p.4.
(2) O.J. No. L 335, 10.12.98, p.33.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Dairy Produce Quotas (Scotland) Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations revoked by [S.S.I. 2018/391 sch. Pt. 2](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 2(1)(1A) substituted for reg. 2(1) by [S.S.I. 2011/83 Sch. para. 1](#)