

SCHEDULE 5

Feedingstuffs

PART 2

Production of protein and feedingstuffs

Suspension and amendment of registration of home compounders and transporters

23.—(1) The Scottish Ministers may suspend or amend any registration granted under this Schedule if—

- (a) any of the conditions under which it was granted is not fulfilled; or
- (b) they are satisfied that the provisions of the Community TSE Regulation or these Regulations are not being complied with.

(2) A suspension or amendment—

- (a) shall have immediate effect if the Scottish Ministers consider it necessary for the protection of public or animal health; and
- (b) otherwise, shall not have effect for at least 21 days from notification of the suspension or amendment.

(3) Notification of the suspension or amendment shall—

- (a) be in writing;
- (b) state when it comes into effect;
- (c) give the reasons; and
- (d) explain the right of the person who has been notified to make written representations to a person appointed by the Scottish Ministers.

(4) The appeals procedure in regulation 10 applies.

(5) If the suspension or amendment does not have immediate effect and representations are made under regulation 10, the suspension or amendment shall not have effect until the final determination of the appeal by the Scottish Ministers unless they consider that it is necessary for the protection of public or animal health for the suspension or amendment to have effect before then.