

## **EXECUTIVE NOTE**

### **THE PRODUCTS OF ANIMAL ORIGIN (DISEASE CONTROL) (SCOTLAND) AMENDMENT ORDER 2009 SSI/2009/174**

#### **Introduction**

The above Order is made by Scottish Ministers under the Animal Health Act 1981. It is not subject to Parliamentary procedures.

#### **Policy Objective**

The Products Of Animal Origin (Disease Control) (Scotland) Amendment Order 2009 amends The Product of Animal Origin (Disease Control) (Scotland) Order 2008 (the principal Order). Amendments are being made to the principal Order in respect of pigs that have tested positive for anti-bodies to swine vesicular disease so as to implement paragraph 4(d) of Annex II of Council Directive 92/119/EEC.

The objective of the principal Order is to implement in Scotland Council Directive 2002/99/EC insofar as it deals with control of meat for human consumption during an outbreak of specified exotic diseases, and Commission Decision 2007/118/EC laying down detailed rules in relation to marking and supply of poultry meat during an outbreak of Newcastle Disease(a disease of birds). It is intended to reduce the risk of spread of certain exotic disease transmissible to animals via products of animal origin intended for human consumption by setting out general animal health requirements and optional derogations from those requirements.

The amendment provides for meat from pigs that have tested positive for anti-bodies to swine vesicular disease, but negative to live virus, to be sold for consumption on the national market, subject to being slaughtered at designated slaughterhouses and the meat identified by a special mark.

This amendment also addresses an unintended consequence of the principle Order. The principle Order provided for the sale on the national market of poultry meat from poultry originating in disease control zones during an outbreak of Newcastle Disease. However, an unintended consequence of the drafting was for anyone handling such meat to be committing an offence unless the premises or vehicle had been designated for that purpose. The instrument corrects this defect. It also clarifies the intended controls of meat produced before the date disease controls were applied at premises or in zones.

The amendment is related to The Swine Vesicular Disease (Scotland) Order 2009 which implements the Council Directive 92/119/EC which introduces general Community measures for the control of certain animal diseases and specific measures relating to swine vesicular disease. The Swine Vesicular Disease Order will be made at the same time as this amendment.

This policy continues to ensure meat will be traceable, handled safely and treated correctly thus providing confidence in the system of controls to minimise the risk of disease spread. In doing this the Order is designed to require the minimum of Scottish Government interventions in day-to-day meat production.

### **Consultation and financial effects**

An Impact Assessment has not been prepared for this instrument because no impact on industry or Government beyond that in the impact assessment for the principle Order is foreseen.

**Scottish Government Rural Directorate**  
**30 April 2009**