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SCOTTISH STATUTORY INSTRUMENTS

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**2015 No. 401**

**The Trade in Animals and Related Products  
(Scotland) Amendment Regulations 2015**

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Trade in Animals and Related Products (Scotland) Amendment Regulations 2015 and come into force on 8th January 2016.

(2) In these Regulations “the principal Regulations” means the Trade in Animals and Related Products (Scotland) Regulations 2012(1).

**Amendment to the Trade in Animals and Related Products (Scotland) Regulations 2012**

2.—(1) The principal Regulations are amended as follows.

(2) In regulation 27 (enforcement)—

(a) in paragraph (2)—

(i) before sub-paragraph (a) insert—

“(za) in relation to aquatic animals and aquaculture animal products by the Scottish Ministers;”;

(ii) in sub-paragraph (a), after “animals” insert “, other than those mentioned in sub-paragraph (za),”; and

(iii) in sub-paragraph (b) after “products” insert “, other than those mentioned in sub-paragraph (za),”; and

(b) after paragraph (6) insert—

“(7) In paragraph (2)(za)—

“aquatic animal” has the same meaning as in Council [Directive 2006/88/EC](#) on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals; and

“aquaculture animal product” means any product of an aquaculture animal to which Article 6(1), 8(1) or (3) or 12(1) of [Commission Regulation \(EC\) No 1251/2008](#) implementing Council [Directive 2006/88/EC](#) as regards conditions and certification requirements for the placing on the market and the import into the Community of aquaculture animals and products thereof and laying down a list of vector species applies.”.

**Savings**

3. The amendments made by regulation 2 of these Regulations do not apply in relation to—

(a) any function exercised, or decision made, by a local authority under the principal Regulations before 8th January 2016;

- (b) an appeal under regulation 22 of the principal Regulations against a decision made by a local authority under regulation 18(3) or 21(3) of those Regulations before 8th January 2016;
- (c) any reconsideration by a local authority of its decision made under regulation 18(3) or 21(3) of the principal Regulations before 8th January 2016 where (whether before, on or after that date) the sheriff remits the matter to the local authority for reconsideration under regulation 22(8)(a) of those Regulations.

St Andrew's House,  
Edinburgh  
19th November 2015

*RICHARD LOCHHEAD*  
A member of the Scottish Government