
SCOTTISH STATUTORY INSTRUMENTS

2016 No. 84

FOOD

**The Country of Origin of Certain
Meats (Scotland) Regulations 2016**

<i>Made</i>	- - - -	<i>2nd February 2016</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>4th February 2016</i>
<i>Coming into force</i>	- -	<i>14th March 2016</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 6(4), 16(1), 17(1), 26(1), (2) and (3), 31(1) and 48(1) of the Food Safety Act 1990 ^{M1}, section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972 ^{M2} and all other powers enabling them to do so.

The following Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972 and it appears to the Scottish Ministers that it is expedient for any reference to Commission Implementing Regulation (EU) No 1337/2013 laying down rules for the application of Regulation (EU) No 1169/2011 of the European Parliament and of the Council as regards the indication of the country of origin or place of provenance for fresh, chilled and frozen meat of swine, sheep, goats and poultry ^{M3} to be construed as a reference to that Regulation as amended from time to time.

So far as the following Regulations are made in exercise of powers under the Food Safety Act 1990, the Scottish Ministers have had regard to relevant advice given by Food Standards Scotland ^{M4} in accordance with section 48(4A) and (6) of that Act ^{M5}.

There has been consultation, as required by Article 9 of 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 ^{M6}, during the preparation and evaluation of the following Regulations.

Marginal Citations

- M1** 1990 c.16; section 6(4) was amended by the [Deregulation and Contracting Out Act 1994 \(c.40\)](#), [Schedule 9](#), paragraph 6, the [Food Standards Act 1999 \(c.28\)](#) (“the 1999 Act”), Schedule 5, paragraph 10(1) and (3) and Schedule 6, and [S.I. 2002/794](#). Section 6(4A) was inserted by paragraph 3(2) of the schedule to the [Food \(Scotland\) Act 2015 \(asp 1\)](#). Section 16(1) was inserted by section 34(1) of the [Food \(Scotland\) Act 2015](#). Section 17(1) was amended by the 1999 Act, Schedule 5, paragraphs 8 and 12(a), and [S.I. 2011/1043](#). Section 26(3) was amended by the 1999 Act, Schedule 6.

Sections 31(1) and 48(1) were amended by the 1999 Act, Schedule 5, paragraph 8. Section 48(6) was inserted by section 59 and paragraph 3(11) of the schedule to the Food (Scotland) Act 2015. Section 48(4) is disapplied in respect of these Regulations by virtue of section 48(4C) which was inserted by [S.I. 2004/2990](#). Amendments made by Schedule 5 to the 1999 Act shall be taken as pre-commencement enactments for the purposes of the [Scotland Act 1998 \(c.46\)](#) (“the 1998 Act”) by virtue of section 40(2) of the 1999 Act. The functions of the Secretary of State, in so far as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the 1998 Act. In so far as not so transferred, and in so far as relating to food (including drink) including the primary production of food, those functions were transferred to the Scottish Ministers by [S.I. 2005/849](#).

- M2** [1972 c.68](#). Section 2(2) was amended by the Scotland Act 1998 (“the 1998 Act”), Schedule 8, paragraph 15(3) (which was amended by section 27(4) of the [Legislative and Regulatory Reform Act 2006 \(c.51\)](#) (“the 2006 Act”). Section 2(2) was also amended by section 27(1)(a) of the 2006 Act and by the [European Union \(Amendment\) Act 2008 \(c.7\)](#) (“the 2008 Act”), Schedule, Part 1. Paragraph 1A of Schedule 2 was inserted by the 2006 Act, section 28 and was amended by the 2008 Act, Schedule, Part 1 and [S.I. 2007/1388](#). The functions conferred upon the Minister of the Crown under section 2(2), insofar as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the 1998 Act.
- M3** OJ L 335, 14.12.2013, p.19.
- M4** Food Standards Scotland was established under section 1 of the Food (Scotland) Act 2015.
- M5** [Section 48\(4A\)](#) was inserted by the 1999 Act, Schedule 5, paragraph 21. Section 48(6) was inserted by the Food (Scotland) Act 2015, schedule 1, paragraph 3(11).
- M6** OJ L 31, 1.2.2002, p.1, last amended by Regulation (EC) No 596/2009 of the European Parliament and of the Council (OJ L 188, 18.7.2009, p.14).

Changes to legislation:

There are currently no known outstanding effects for the The Country of Origin of Certain Meats (Scotland) Regulations 2016, Introductory Text.