SCHEDULE

FUNCTIONS EXERCISABLE BY THE SCOTTISH MINISTERS

PART 11

Regulation (EC) No 1774/2002

1. In Article 10 (approval of intermediate plants) of Regulation (EC) No 1774/2002 of the European Parliament and of the Council laying down health rules concerning animal by-products not intended for human consumption(**1**) ("the 2002 Community Regulation") paragraphs (1), (2)(d) and (3)(d).

2. In Article 11 of the 2002 Community Regulation (approval of storage plants), paragraphs (1) and (2)(b).

3. In Article 12 of the 2002 Community Regulation (approval of incineration and co-incineration plants), paragraphs (2) and (3).

4. In Article 13 of the 2002 Community Regulation (approval of Category 1 and Category 2 processing plants), paragraphs (1), (2)(c) and (e).

5. In Article 14 of the 2002 Community Regulation (approval of Category 2 and 3 oleochemical plants), paragraphs (1) and (2)(c).

6. In Article 15 of the 2002 Community Regulation (approval of biogas and composting plants), paragraph (1).

7. In Article 17 of the 2002 Community Regulation (approval of Category 3 processing plants), paragraphs (1) and (2)(e).

8. In Article 18 of the 2002 Community Regulation (approval of petfood and technical plants), paragraphs (1) and (2)(a)(iii) to (v).

9. In Article 23 of the 2002 Community Regulation (derogations regarding the use of animal by-products), paragraphs (1), (2)(a) and (d), and (4).

10. In Article 24 of the 2002 Community Regulation (derogations regarding the disposal of animal by products), paragraph (1), paragraph (3) so far as relating to the last mentioned paragraph, and paragraph (5).

11. In Article 25 of the 2002 Community Regulation (plants' own checks), paragraph (2)(a), (c) and (d).

12. Article 26 of the 2002 Community Regulation (official controls and lists of approved plants), paragraphs (1) and (3).

13. In Annex II of the 2002 Community Regulation (hygiene requirements for the collection and transport of animal by-products and processed products), Chapter II (vehicles and containers), paragraph 4.

(**1**) O.J. L 273, 10.10.2002, p.1. The 2002 Community Regulation has been amended by Commission Regulations (EC) No. 808/2003 (O.J. L 117, 13.5.2003, page 1), 668/2004 (O.J. L 112, 19.4.2004, page 1), 92/2005 (O.J. L 19, 21.1.2005, page 27), 93/2005 (O.J. L 19, 21.1.2005, page 34), 416/2005 (O.J. L 66, 12.3.2005, page 10), 181/2006 (O.J. L 29, 2.2.2006, page 31), 208/2006 (O.J. L 36, 8.2.2006, page 25), 2007/2006 (O.J. L 379, 28.12.2006, page 98) and 829/2007 (O.J. L 191, 21.7.2007, page 1). The functions specified in Part 10 of the Schedule are exercisable by the Scottish Ministers as the competent authority for the purposes of the 2002 Community Regulation by virtue of regulation 13 of the Animal By-Products (Scotland) Regulations 2003 (S.S.I. 2003/411). Article 2(1)(i) of the 2002 Community Regulation contains a definition of "competent authority".

14. In Annex II of the 2002 Community Regulation, Chapter III (commercial documents and health certificates), paragraph 5.

15. In Annex II of the 2002 Community Regulation, Chapter VIII (control measures).

16. In Annex IV of the 2002 Community Regulation (requirements for incineration and co incineration plants), Chapter II (Operating conditions), paragraph 3.

17. In Annex IV of the 2002 Community Regulation, Chapter VII (incineration of Category 1 material referred to in Article 4(1)(b)), paragraph 8.

18. In Annex V of the 2002 Community Regulation (general hygiene requirements for the processing of Category 1, 2 and 3 material), Chapter I (general approval requirements), paragraphs 4 and 5.

19. In Annex V of the 2002 Community Regulation, Chapter III (processing methods), method 7, paragraph 1.

20. In Annex V of the 2002 Community Regulation, Chapter IV (supervision of production), paragraph 1.

21. In Annex V of the 2002 Community Regulation, Chapter V (validation procedures), paragraphs 1 and 4.

22. In Annex VI of the 2002 Community Regulation (specific requirements for the processing of Category 1 and 2 material and for biogas and composting plants), Chapter I (specific processing requirements), paragraphs 2 and 8.

23. In Annex VI of the 2002 Community Regulation, Chapter II (specific requirements for the approval of biogas and composting plants), paragraphs 3, 12, 13a, 14 and 15.

24. In Annex VII of the 2002 Community Regulation (specific hygiene requirements for the processing and placing on the market of processed animal protein and other processed products that could be used as feed material), Chapter I (approval of Category 3 processing plants), paragraph 2.

25. In Annex VII of the 2002 Community Regulation, Chapter II (specific requirements for processed animal protein), paragraphs 10 to 12 and 13(b).

26. In Annex VII of the 2002 Community Regulation, Chapter V (specific requirements for milk, milk-based products and colostrum), paragraph 3(b)(ii).

27. In Annex VIII (requirements for the placing on the market of petfood, dogchews and technical products) of the 2002 Community Regulation, Chapter III (requirements for manure, processed manure and manure products), paragraphs 1(a)(ii) and (b) and 5(c).

28. In Annex VIII of the 2002 Community Regulation, Chapter VIII (requirements for wool, hair, pig bristles and feathers), paragraph 1(a).

29. In Annex VIII of the 2002 Community Regulation, Chapter IX (requirements for apiculture products), paragraph 1(a)(i).

30. In Annex VIII of the 2002 Community Regulation, Chapter XI (requirements for the manufacture of feed including petfood, and certain technical products), paragraph 7(a) and (c).

31. In Annex IX of the 2002 Community Regulation (rules applicable to the use of category 2 and 3 material for the feeding of certain animals), paragraphs 3(**2**) and 5(a)(i) and (iii).

(**2**) Paragraph 3 provides that the Member State may authorise the use of a Category 2 processing plant as a collection centre. The Scottish Ministers are the competent authority for the purpose of this authorisation by virtue of regulation 13(2)(h) of the Animal By-Products (Scotland) Regulations 2003 (S.S.I. 2003/411).