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SCOTTISH STATUTORY INSTRUMENTS

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**2000 No. 62**

**FOOD**

The Food Standards Act 1999 (Transitional and Consequential Provisions and Savings) (Scotland) Regulations 2000

<i>Made</i>	- - - -	<i>10th March 2000</i>
<i>Laid before the Scottish Parliament</i>	- -	<i>10th March 2000</i>
<i>Coming into force</i>		<i>1st April 2000</i>

THE FOOD STANDARDS ACT 1999 (TRANSITIONAL AND CONSEQUENTIAL PROVISIONS AND SAVINGS) (SCOTLAND) REGULATIONS 2000

1. Citation commencement and extent
  2. Interpretation
  3. Regulations relating to dairy and egg hygiene: consequential provisions
  4. Regulations relating to feedingstuffs: consequential provisions
  5. Regulations relating to general food hygiene, temperature control and fish and shellfish hygiene: consequential provisions
  6. Regulations relating to meat hygiene, etc.: consequential provisions
  7. Regulations relating to imports and exports: consequential provisions
  8. Regulations relating to novel foods and food irradiation: consequential provisions
  9. Emergency Control Orders: consequential provisions
  10. Miscellaneous enactments: consequential provisions
  11. Monitoring of enforcement action, etc.: consequential provisions
  12. Instruments, orders and judgments: consequential provisions
  13. Transitional provisions and savings
- Signature

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SCHEDULE 1 REGULATIONS RELATING TO DAIRY AND EGG HYGIENE: CONSEQUENTIAL PROVISIONS  
PART I Consequential modifications to the Ice Cream (Scotland) Regulations 1948

1. In regulation 1(3) there is inserted before the definition of...

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2. In regulations 9(c) and 13(4) for the words “the Secretary...
  - PART II Consequential modifications to the Dairy Products (Hygiene) (Scotland) Regulations 1995
1. In regulation 2(1) after the definition of “the Act” there...
2. For regulation 17 there is substituted– Every food authority shall provide the Agency with such information...
  - PART III Consequential modifications to the Egg Products Regulations 1993
1. In regulation 2(1) the definition of “appropriate Minister” is deleted....
2. (1) In regulation 6(1)– (a) for the words “The appropriate...
  - PART IV Consequential modifications to the Eggs (Marketing Standards) Regulations 1995
1. In regulation 2, after the definition of “the Act” there...
2. For paragraph (2) of regulation 4, there is substituted the...
3. In regulation 5– (a) after the words “Community provision”, in...
4. For regulation 6 there is substituted the following– If so requested by notice in writing served on him...
5. In regulation 8(1)(a) for the words “to him by an...
  - SCHEDULE 2 REGULATIONS RELATING TO FEEDINGSTUFFS: CONSEQUENTIAL PROVISIONS
  - PART I Consequential modifications to the Feeding Stuffs Regulations 1995
1. In the definition of “national list” in regulation 2(1), for...
2. In regulation 15(9) for the words “the Minister of Agriculture,...
  - PART II Consequential modifications to the Feeding Stuffs (Establishment and Intermediaries) Regulations 1999
1. (1) In regulation 2(2)– (a) after the definition of “additive”...
2. (1) In the provisions specified in sub-paragraph (2) below, for...
3. (1) In the provisions specified in sub-paragraph (2) below, for...
4. In regulations 35(4) and 36(2), for the words “the Minister”,...
5. In regulations 36(1) and 37(1) and (2), for the words...
6. For regulation 38 there is substituted– Obligation of competent bodies...
7. In regulation 39, in the definitions of “approved third country...
  - PART III Consequential modifications to the Feeding Stuffs (Enforcement) Regulations 1999 except in relation to zootechnical products (as referred to in section 29(2)(d) of the 1999 Act)
1. (1) In regulation 2(1)– (a) after the definition of “the...
2. (1) In regulations 4(13) and 6(6), for the words “the...
3. For regulation 14 there is substituted– Every competent authority shall provide the Agency, in writing, such...
  - PART IV Consequential modifications to the Animal Feedingstuffs from Belgium (Control) (Scotland) Regulations 2000
1. In regulation 1(3) after the definition of “the Act” that...
2. (1) In regulations 4(1), (2) and (4) and 5(1)(a), for...
3. In regulation 4(4) for the words “as they may request”...
  - SCHEDULE 3 REGULATIONS RELATING TO GENERAL FOOD HYGIENE, TEMPERATURE CONTROL AND FISH

AND SHELLFISH HYGIENE: CONSEQUENTIAL PROVISIONS

PART I Consequential modifications to the Food Safety (General Food Hygiene) Regulations 1995

PART II Consequential modifications to the Food Safety (Temperature Control) Regulations 1995

PART III Consequential modifications to the Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998

1. In regulation 2(1)– (a) after the definition of the “Act”...
2. (1) In each of the provisions specified in sub-paragraph (2)...
3. In regulations 6(2) and 52(1), for the words “the Ministers”...
4. In regulation 52(2)(b)– (a) for the words “the Ministers”, where...
5. In regulation 52(3)– (a) for the words “the Ministers” there...
6. In paragraph 5 of Chapter III of Schedule 2, for...
7. In paragraph 1 of Chapter VI of Schedule 2–

SCHEDULE 4 REGULATIONS RELATING TO MEAT HYGIENE, ETC.: CONSEQUENTIAL PROVISIONS

PART I Consequential modifications to the Meat Hygiene Appeals Tribunal (Procedure) Regulations 1992

1. In regulation 1, after paragraph (2) there is added the...
2. (1) In each of the provisions specified in sub-paragraph (2)...

PART II Consequential modifications to the Meat Products (Hygiene) Regulations 1994

1. In regulation 2(1) after the definition of “the Act” there...
2. (1) In each of the provisions specified in sub-paragraph (2)...
3. For regulation 19(2) there is substituted the following–

PART III Consequential modifications to the Fresh Meat (Hygiene and Inspection) Regulations 1995

1. In regulation 2(1) after the definition of “the Act” there...
2. (1) In each of the provisions specified in sub-paragraph (2)...
3. In the definition of “veterinary officer” in regulation 2(1), for...
4. (1) In each of the provisions specified in sub-paragraph (2)...
5. (1) In each of the provisions specified in sub-paragraph (2)...
6. (1) In each of the provisions specified in sub-paragraph (2)...
7. In paragraph 2(1) of Schedule 21 for the words “the...”
8. For regulation 23 that is substituted– These Regulations shall be enforced and executed in Scotland by...

PART IV Consequential modifications to the Poultry Meat, Farmed Game Bird Meat and Rabbit Meat (Hygiene and Inspection) Regulations 1995

1. In regulation 2(1)– (a) after the definition of “the Act”...
2. (1) In each of the provisions specified in sub-paragraph (2)...
3. In regulation 4(2) for the word “him”, where that word...
4. (1) In each of the provisions specified in sub-paragraph (2)...
5. In regulations 9(2) and 13(2) for the word “he”, where...
6. (1) For regulation 23(1) there is substituted–

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PART V Consequential modifications to the Animal  
By-Products (Identification) Regulations 1995

1. In regulation 2(1), after the definition of “the Act” there...
2. In regulation 3(3) for the words “the Minister or any...
3. For regulation 12 there is substituted the following—
4. In regulation 13 for the words “the Minister” there is...

PART VI Consequential modifications to the Wild  
Game Meat (Hygiene and Inspection)  
Regulations 1995

1. In regulation 2(1)— (a) after the definition of “the Act”...
2. (1) In each of the provisions specified in sub-paragraph (2)...
3. (1) In each of the provisions specified in sub-paragraph (2)...
4. (1) In each of the provisions specified in sub-paragraph (2)...
5. (1) In each of the provisions specified in sub-paragraph (2)...
6. For regulation 18 that is substituted— These Regulations shall be enforced and executed by the Agency...

PART VII Consequential modifications to the Minced  
Meat and Meat Preparation (Hygiene)  
Regulations 1995

1. In regulation 2(1)— (a) after the definition of “the Act”...
2. (1) In each of the provisions specified in sub-paragraph (2)...

PART VIII Consequential modifications to the Fresh  
Meat (Beef Controls) (No. 2) Regulations  
1996

1. In regulation 2(1), the following definition is inserted in the...
2. In regulation 4(1) and (2), for the words “the Minister”...
3. In regulation 5(2), after the words “the Minister” there is...
4. For regulation 7 there is substituted— In premises in Scotland licensed under the Fresh Meat (Hygiene...
5. In Part II of Schedule 1— (a) in paragraph 1,...

PART IX Consequential modifications to the Beef  
Bones (Scotland) Regulations 1999

1. In regulation 2(1), after the definition of “the Act” there...
2. In regulation 10(1) for the words “the Scottish Ministers” there...

PART X Consequential modifications to the Specified  
Risk Material Regulations 1997

1. In regulation 2(1), after the definition of “the Act” there...
2. (1) In each of the provisions specified in sub-paragraph (2)...
3. In regulation 6— (a) for paragraph (1) there is substituted...
4. (1) Where in any of the provisions specified in sub...
5. For regulation 31(1) there is substituted— (1) These Regulations shall...

PART XI Consequential modifications to the Meat  
(Hygiene and Inspection) (Charges)  
Regulations 1998

1. In regulation 2(1)— (a) in the definitions of “accounting period”...
2. (1) For regulation 3(4) there is substituted—
3. (1) In each of the provisions specified in sub-paragraph (2)...
4. (1) In each of the provisions specified in sub-paragraph (2)...
5. (1) In each of the provisions specified in sub-paragraph (2)...

PART XII Consequential modifications to the Specified  
Risk Material (Inspection Charges)  
Regulations 1999

1. In regulation 2(1)— (a) the following definition shall be inserted...

2. For regulation 3(2) there is substituted– (2) As soon as...
  3. (1) In each of the provisions specified in sub-paragraph (2)...
  4. (1) In each of the provisions specified in sub-paragraph (2)...
- SCHEDULE 5 REGULATIONS RELATING TO IMPORTS AND EXPORTS: CONSEQUENTIAL PROVISIONS
- PART I Consequential modifications to the Imported Food (Scotland) Regulations 1985
1. In regulation 12(1), there is inserted before the definition of...
  2. In regulation 13(1) and (3) for the words “the Secretary...
- PART II Consequential modifications to the Products of Animal Origin (Import and Export) Regulations 1996
1. In regulation 1(2), there is inserted in the appropriate alphabetical...
  2. (1) In regulation 3(1)(a) the words “by the Minister of...
  3. (1) After regulation 4(1) there is inserted the following–
  4. (1) In paragraphs (1), (2), (3) and (6) of regulation...
  5. In regulation 13– (a) in paragraphs (2) and (3), for...
  6. In regulation 15, for the words “the Minister” there is...
  7. In regulation 16, in paragraphs (1), (2), (3), and (6)...
  8. For regulation 21(5) there is substituted– (5) Before authorising the...
  9. In regulation 25– (a) in paragraph (2), for the words...
  10. (1) In regulations 28, 29 and 33(1), for the words...
  11. (1) In regulation 34(1), for the words “appeal to the...
  12. In regulation 35(1) and (2), for the words “the Minister...
  13. In regulations 37(4), 39(1) and (2), after the words “the...
- SCHEDULE 6 REGULATIONS RELATING TO NOVEL FOODS AND FOOD IRRADIATION: CONSEQUENTIAL PROVISIONS
- PART I Consequential modifications to the Novel Foods and Novel Food Ingredients Regulations 1997
1. In regulation 3(1)(a), for the words “the Secretary of State...
  2. Regulation 3(2) is deleted.
- PART II Consequential modifications to the Novel Foods and Novel Food Ingredients (Fees) Regulations 1997
1. Regulation 2 is deleted.
  2. For regulation 3(1) there is substituted the following paragraph–
  3. Regulation 3(2) is deleted.
- PART III Consequential modifications to the Food (Control of Irradiation) Regulations 1990
1. In regulation 2(1)– (a) after the definition of “the Act”...
  2. In Schedule 2– (a) in paragraph 1, for the words...
- SCHEDULE 7 EMERGENCY CONTROL ORDERS: CONSEQUENTIAL PROVISIONS
- PART I Consequential modifications to the Food (Pistachios from Iran) (Emergency Control) Order 1997
- PART II Consequential modifications to the Food (Peanuts from Egypt) (Emergency Control) (Scotland) Order 2000

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PART III Consequential modifications to the Food  
(Animal Products from Belgium) (Emergency  
Control) (Scotland) Order 2000

1. In article 1(2), after the definition of “the Act” there...
2. In articles 4(1), (2) and 5(1)(a), for the words “the...
3. In article 4(3)– (a) for the words “the Scottish Ministers”...

SCHEDULE 8 OTHER ENACTMENTS: CONSEQUENTIAL  
PROVISIONS

PART I Consequential modifications to the Sludge  
(Use in Agriculture) Regulations 1989

PART II Consequential modifications to the  
Environmental Protection (Applications,  
Appeals and Registers) Regulations 1991

1. In regulation 4(1), after sub-paragraph (l) there is added the...

PART III Consequential modifications to the Welfare  
of Animals (Slaughter or Killing) Regulations  
1995

1. In regulation 2(1), the following definition is inserted in the...
2. (1) In each of the provisions specified in sub-paragraph (2)...
3. In paragraph 4(1)(a) of Schedule 1, after the words “the...
4. (1) In paragraph 5(1) of Schedule 1, for the word...

PART IV Consequential modifications to the Bovines  
and Bovine Products (Trade) Regulations  
1999

1. In regulation 2(1), after the definition of “additional mark” there...
2. In regulation 14(1), (2) and (3), for the words “the...

PART V Consequential modifications to the Natural  
Mineral Water, Spring Water and Bottled  
Drinking Water Regulations 1999

1. In regulation 2(1)– (a) after the definition of “the Act”...
2. (1) In regulations 4(1)(d)(i), (2) and (6) and paragraphs 1,...

SCHEDULE 9 MONITORING OF ENFORCEMENT ACTION, ETC.:  
CONSEQUENTIAL PROVISIONS

Explanatory Note