SCHEDULE 4

REGULATIONS RELATING TO MEAT HYGIENE, ETC.: CONSEQUENTIAL PROVISIONS

PART X

Consequential modifications to the Specified Risk Material Regulations 1997

1. In regulation 2(1), after the definition of "the Act" there is added the following definition–

""the Agency" means the Food Standards Agency;".

2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words "the Minister", wherever they occur in those provisions, there is substituted the words "the Agency".

(2) The provisions referred to in sub-paragraph (1) above are the definition of "listed premises" in regulation 2(1) and regulations 9(1) to (5), 15(7) and (8), 16(4), 16A(4) and 18(5).

3. In regulation 6–

(a) for paragraph (1) there is substituted the following–

"(1) The Scottish Ministers may, on application, approve any premises for the purposes of Part VI of these Regulations (transport and disposal of specified risk material) if they are satisfied that the premises–

(a) are properly equipped to carry out the functions to which the approval relates; and

(b) comply with the requirements of that Part of these Regulations.

(1A) The Agency may, on application, authorise or register any premises for the purposes of Parts II (restrictions on use of specified risk material and vertebral column of ruminant animals), IV (prohibitions on the removal of certain specified risk materials for ruminant animals) or V (particular requirements in relation to sheep and goats) of these Regulations if it is satisfied that the premises–

(a) are properly equipped to carry out the functions to which the authorisation or registration relates; and

(b) comply with the requirements of that Part of these Regulations to which authorisation or registration relates."; and

(b) in paragraph (3) for the words "the Minister" there is substituted the words "the Scottish Ministers or, as the case may be, the Agency".

4.—(1) Where in any of the provisions specified in sub paragraph (2) below the words "him", "his" or "he", where these words relate to "the Minister", occurs there is substituted the words "the Agency", "its" or "the Agency" respectively.

(2) The provisions referred to in sub-paragraph (1) above are regulations 9(4) and (5), 15(7) and 26(1).

5. For regulation 31(1) there is substituted–

"(1) These Regulations shall be enforced in Scotland–

(a) in relation to premises licensed under the Fresh Meat (Hygiene and Inspection) Regulations 1995 by the Agency; and

(b) in relation to any other premises by the food authority in whose area the premises are situated.".