SCOTTISH STATUTORY INSTRUMENTS

2002 No. 445

AGRICULTURE

The Products of Animal Origin (Third Country Imports) (Scotland) Regulations 2002 (revoked)^{F1}

> Made - - - -Laid before the Scottish Parliament - -Coming into force

29th September 2002 30th September 2002 1st October 2002

THE PRODUCTS OF ANIMAL ORIGIN (THIRD COUNTRY IMPORTS) (SCOTLAND) REGULATIONS 2002 (REVOKED)

PART I

INTRODUCTION

1. Citation, commencement and extent

2. Interpretation

- 3. Exemptions for trade samples
- 3A Other exemptions

PART II

ENFORCEMENT

- 4. Enforcement authorities
- 5. Enforcement by an authorised officer or the Agency in place of local authority
- 6. Appointment of official veterinary surgeons and official fish inspectors
- 7. Exercise of enforcement powers
- 8. Powers of entry and inspection
- 9. Powers in relation to documents
- 10. Protection of officials acting in good faith
- 11. Entry warrants
- 12. Local authority returns
- 12A Exchange of Information
- 13. Suspension of border inspection posts
- 14. Regulatory functions of official fish inspectors

PART III

PROVISIONS APPLICABLE TO PRODUCTS IN GENERAL

- 15. Prohibition of non-conforming products
- 16. Prohibition on introduction of products except at border inspection posts
- 17. Advance notice of introduction or presentation
- 18. Presentation of products at border inspection posts
- 19. Veterinary checks
- 20. Certificate of veterinary clearance to accompany consignment
- 21. Products which fail veterinary checks
- 22. Treatment as animal by-products
- 23. Products containing unauthorised substances and excess residues
- 24. Consignments and products illegally introduced
- 25. Products dangerous to animal or public health
- 26. Serious or repeated infringements
- 27. Invalidation of veterinary documents
- 28. Costs in respect of products re-dispatched or disposed of

PART IV

ON-BOARD CATERING SUPPLIES

29. Disposal of unused catering supplies

PART IVA

Burial of Unused On-Board Catering Supplies in Landfills

- 29A Approval of landfills
- 29B Operators of landfills
- 29C Amendment, suspension and revocation of approvals
- 29D Appeals

PART V

PRODUCTS INTENDED FOR IMPORT

- 30. Retention of documents at border inspection posts
- 31. Evidence of certification of, and payment for, veterinary checks
- 32. Products not intended for the United Kingdom
- 33. Products transported under supervision
- 34. Transhipment of products intended for import

PART VI

TRANSIT PRODUCTS

- 35. Border inspection posts of entry and exit
- 36. Prior authorisation of transit
- 37. Physical check of transit products
- 38. Movement of transit products
- 39. Disposal of returned transit products

PART VII

PRODUCTS INTENDED FOR WAREHOUSES OR SHIPS' STORES

- 40. Application of Part VII
- 41. Additional information to be given in advance
- 42. Physical check of non-conforming products
- 43. Exclusion of non-conforming products from warehouses

PART VIII

PRODUCTS RETURNED FROM THIRD COUNTRIES

- 44. Meaning of "export certificate"
- 45. Additional documentation for returned products
- 46. Physical check of returned products
- 47. Movement of returned products

PART IX

CHARGES FOR VETERINARY CHECKS

- 48. Payment of charges
- 49. Calculation of charges
- 50. Conversion of charges to sterling
- 51. Liability for charges
- 52. Information relating to charges
- 53. Appeals against charges

PART X

EMERGENCY DECLARATIONS

54. Disease outbreaks in third countries

PART XI

OFFENCES AND PENALTIES

- 55. Obstruction
- 56. Contraventions
- 57. Defence of due diligence
- 58. Penalties
- 59. Offences by bodies corporate

PART XII

NOTICES AND DECISIONS

- 60. Form and content of notices
- 61. Service of notices
- 62. Notification of decisions

PART XIII

DISAPPLICATIONS AND CONSEQUENTIAL AMENDMENTS

- 63. Disapplication of existing provisions
- 64. Consequential amendments

Document Generated: 2023-12-26 Changes to legislation: There are currently no known outstanding effects for the The Products of Animal Origin (Third Country Imports) (Scotland) Regulations 2002 (revoked). (See end of Document for details)

Signature

SCHEDULE 1

SHEET 1 NOTICE OF INTRODUCTION OR PRESENTATION

CERTIFICATE FOR VETERINARY CHECKS ON PRODUCTS INTRODUCED INTO THE EC FROM NON-MEMBER COUNTRIES

1. Details of consignment presented

SHEET 2 CERTIFICATE OF VETERINARY CLEARANCE

2. Decision on consignment

SCHEDULE 2 IMPORT CONDITIONS FOR PRODUCTS PART I Provisions common to several categories of product

A.

Maximum residue limits and contaminants

- 1. Council Regulation (EEC) No. 2377/90 laying down a Community procedure...
- 2. Council Directive 96/23/EC on measures to monitor certain substances and...
- 3. Commission Decision 2000/159/EC on the provisional approval of residue plans...
- 4. Commission Regulation (EC) No. 466/2001 setting maximum levels for certain...

В.

Transmissible spongiform encephalopathies

- 1. Council Decision 2000/766/EC concerning certain protection measures with regard to...
- 2. Regulation (EC) No. 999/2001 of the European Parliament and of...

С.

Protective measures – all products

China

PART II Fresh Meat of Bovine, Ovine and Caprine Animals and Swine

A.

General Provisions

- 1. Council Directive 64/433/EEC on health problems affecting intra-Community trade in...
- 2. Council Directive 72/462/EEC on health and veterinary inspection problems upon...
- 3. Council Directive 77/96/EEC on the examination for trichinae (trichinella spiralis)...

В.

Third countries from which fresh meat may be imported

С.

Third country establishments from which fresh meat may be imported

- 1. Commission Decision 95/408/EC on conditions for drawing up, for an...
- 2. Argentina
- 3. Australia
- 4. Botswana
- 5. Brazil
- 6. Bulgaria
- 7. Canada
- 8. Chile
- 9. Croatia
- 10. Czech Republic
- 11. Greenland
- 12. Hungary
- 13. Iceland
- 14. Former Yugoslav Republic of Macedonia
- 15. Lithuania
- 16. Madagascar
- 17. Malta
- 18. Mexico

- 19. Morocco
- 20. Namibia
- 21. New Zealand
- 22. Paraguay
- 23. Poland
- 24. Romania
- 25. Slovak Republic
- 26. Slovenia
- 27. South Africa
- 28. Swaziland
- 29. Switzerland
- 30. United States of America
- 31. Uruguay
- 32. Federal Republic of Yugoslavia
- 33. Zimbabwe

D.

Health certification requirements

- 1. Argentina, Brazil, Chile, Columbia, Paraguay and Uruguay
- 2. Australia
- 3. Belize
- 4. Botswana, Madagascar, Morocco, Namibia, South Africa, Swaziland and Zimbabwe
- Albania, Bosnia-Herzegovina, Belarus, Bulgaria, Croatia, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Former Yugoslav Republic of Macedonia, Poland, Romania, Russia, Slovak Republic, Slovenia and Federal Republic of Yugoslavia
- 6. Canada
- 7. Costa Rica
- 8. Cuba
- 9. Cyprus
- 10. The Falkland Islands
- 11. Greenland
- 12. Guatemala
- 13. Honduras
- 14. Iceland
- 15. Malta
- 16. Mexico
- 17. New Caledonia
- 18. New Zealand
- 19. Panama
- 20. Switzerland
- 21. Turkey
- 22. United States of America

E.

Third countries/Regions from which fresh imports of meat are prohibited

- 1. Albania
- 2. Nicaragua

PART III Meat Products

A.

General Provisions

- 1. Council Directive 72/462/EEC (See Part II, Section A, no 2...
- 2. Council Directive 77/99/EEC on health problems affecting intra-Community trade in...
- 3. Council Directive 80/215/EEC on animal health problems affecting intra-Community trade...

В.

Third countries from which meat products may be imported

- 1. Council Decision 79/542/EEC (see Part II, section B above).
- 2. Commission Decision 97/222/EEC laying down the list of third countries...

C.

Third country establishments from which meat products may be imported

- 1. Commission Decision 95/408/EC (see Part I, section C, No. 1...
- 2. Argentina
- 3. Botswana
- 4. Brazil
- 5. Czech Republic
- 6. Namibia
- 7. Uruguay
- 8. Zimbabwe
- 9. Miscellaneous third countries
- 10. Miscellaneous third countries

D.

Health Certification Requirements

- 1. Commission Decision 97/221/EC (O.J. No. L 89, 4.4.97, p.32) (meat...
- 2. Commission Decision 97/41/EC (O.J. No. L 17, 21.1.97, p.34) (poultry...

PART IV Milk, heat-treated milk and milk-based products

A.

General

- 1. Council Directive 92/46/EEC laying down the health rules for the...
- 2. Commission Decision 95/343/EC providing for the specimens of the health...
- 3. Commission Decision 95/342/EC on treatment of milk and milk-based products...

В.

Third countries from which milk, etc may be imported

C.

Third country establishments from which milk, etc may be imported

- 1. Commission Decision 95/408/EC (see part II, section C, No. 1...
- 2. Commission Decision 97/252/EC (O.J. No. L 101, 18.4.97, p.46) as... PART V Fresh poultry-meat

A.

General

- 1. Council Directive 71/118/EEC on health problems affecting trade in fresh...
- 2. Council Directive 91/494/EEC on animal health conditions governing intra-Community trade...

Β.

Third Countries from which fresh poultrymeat may be imported

C.

Third Country establishments from which fresh poultry meat may be imported.

- 1. Commission Decision 95/408/EC (see part II, section C, No. 1...
- 2. Commission Decision 97/4/EC (O.J. No. L 2, 4.1.97, p.6) as...

D.

Health Certification Requirements

E.

Protective measures – fresh poultrymeat, poultrymeat products and poultrymeat preparations

- Brazil Commission Decision 2002/794/ EC (O.J. No. L 276, 12.10.2002,...Regulation (EC) No. 1774/2002 of the European Parliament...
- 2. Thailand Commission Decision 2002/251/ EC (O.J. No. L 84, 28.3.2002,... PART VI Wild Game Meat

A.

General

1. Council Directive 92/45 on public health and animal health problems...

2. Commission Decision 2000/585/EC laying down animal and public health conditions...

B.

Third Country establishments from which game meat may be imported

- 1. Commission Decision 95/408/EC (see part II, section C, No. 1...
- 2. Commission Decision 97/498/EC (O.J. No. 199, 26.7.97, p.62) as last...

PART Minced Meat And Meat Preparations VII

A.

General

B.

Health Certification requirements

С.

Third Country Establishments from which minced meat and meat preparations may be imported

- 1. Commission Decision 95/408/EC (see part II, section C, No. 1...
- 2. Commission Decision 1999/710/EC (O.J. No. L 281, 4.11.1999, p.82) as...
 - PART Miscellaneous Products

VIII

A.

General

- 1. Council Directive 92/118/EEC laying down animal and public health requirements...
- 2. Council Directive 91/495/EEC concerning public health and animal health problems...
- 3. Commission Decision 2000/609/EC laying down animal and public health conditions...
- 4. Commission Decision 2005/760/ EC concerning certain protection measures in relation...
- 5. Commission Decision 2006/7/ EC concerning certain protection measures in relation...

Third countries from which products covered by Council Directive 92/118/EEC may be imported

С.

Third country establishments from which products covered by Council Directive 92/118/EEC may be imported

- 1. Commission Decision 95/408/EC (see part II, section C, No. 1...
- 2. Commission Decision 1999/120/EC (O.J. No. L 36, 10.2.1999, p.21), as...
- 3. Commission Decision 97/467/EC (O.J. No. L 199, 26.7.97 p.57) as...

D.

Health Certification Requirements

- 1. Commission Decision 95/341/EC (O.J. No. L 200, 24.8.95, p.42) as...
- 2. Commission Decision 94/187/EC (O.J. No. L 89, 6.4.94, p.18) as...
- 3. Commission Decision 97/168/EC (O.J. No. L 67, 7.3.97, p.19) (hides...
- 4. Commission Decision 94/309/EC (O.J. No. L 137, 1.6.94, p.62), as...
- 5. Commission Decision 97/199/EC (O.J. No. L 84, 26.3.97, p.4) (pet-food...
- 6. Commission Decision 94/446/EC (O.J. No. L 183, 19.7.94, p.46) as...
- 7. Commission Decision 94/344/EC (O.J. No. L 154, 21.6.94, p.45) as...
- 8. Commission Decision 97/198/EC (O.J. No. L 84, 26.3.97, p.36) (processed...
- 9. Commission Decision 94/143/EC (O.J. No. L 62, 5.3.94, p.41) as...
- 10. Commission Decision 2000/585/EC (see Part VI, Section A, No. 2...
- 11. Commission Decision 2000/609/EC (O.J. No. L 258, 12.10.2000, p.49) as...
- 12. Commission Decision 94/860/EC (O.J. No. L 352, 31.12.94, p.69) (apiculture...
- 13. Commission Decision 96/500/EC (O.J. No. L 203, 13.8.96, p.13) (game...
- 14. Commission Decision 94/435/EC (O.J. No. L 180, 14.7.94, p.40) as...
- 15. Commission Decision 97/38/EC (O.J. No. L 14, 17.1.97, p.61) (egg...
- 16. Commission Decision 2000/20/EC (O.J. No. L 6, 11.1.2000, p.60) (gelatine)....

E.

Animal By-Products

PART IX Fishery Products

A.

General Provisions

- 1. Council Directive 91/67/EEC concerning the animal health conditions governing the...
- 2. Council Directive 91/492/EEC laying down the health conditions for the...
- 3. Council Directive 91/493/EEC laying down the health conditions for the...
- 4. Council Directive 92/48/EEC laying down minimum hygiene rules applicable to...
- 5. Commission Decision 93/25/EEC approving certain treatments to inhibit the development...
- 6. Commission Decision 93/51/EEC on the microbiological criteria applicable to the...

- 7. Commission Decision 93/140/EEC laying down the detailed rules relating to...
- 8. Commission Decision 94/356/EC laying down detailed rules for the application...
- 9. Commission Decision 95/149/EC fixing total volatile basic nitrogen (TVB-N) limit...
- 10. Commission Decision 95/352/EC laying down the animal health conditions and...
- 11. Council Directive 2001/22/EC laying down the sampling methods and the...

В.

Health certification

- 1. Commission Decision 95/328/EC establishing health certification for fishery products from...
- 2. Commission Decision 96/333/EC establishing health certification of live bivalve molluscs,...
- Commission Decision 1998/418/EC (O.J. No. L 190, 4.7.98, p.53) (Uganda,...
- 4. Commission Decision 2000/127/EC (O.J. No. L 36, 11.2.2000, p.43) (Tanzania)....
- Commission Decision 2001/493/EC (O.J. No. L 199, 5.8.2000, p.84) (Uganda)....
- 6. Commission Decision 2000/759/EC (O.J. No. L 304, 5.12.2000, p.18). (Kenya)....

С.

Third Country Equivalence

D.

Third countries from which fishery products may be imported

E.

Third country establishments from which fishery products may be imported

F.

Special import conditions for fishery products

- 1. Albania
- 2. Argentina
- 3. Australia
- 4. Bangladesh
- 5. Brazil
- 6. Canada

- 7. Chile
- 8. China
- 9. Colombia
- 10. Croatia
- 11. Cuba
- 12. Czech Republic
- 13. Equador
- 14. Estonia
- 15. Falkland Islands
- 16. Gabon
- 17. Gambia
- 18. Ghana
- 19. Guatemala
- 20. Guinea
- 21. India
- 22. Indonesia
- 23. Iran
- 24. Ivory Coast
- 25. Jamaica
- 26. Japan
- 27. Korea
- 28. Latvia
- 29. Lithuania
- 30. Madagascar
- 31. Malaysia
- 32. Maldives
- 33. Mauritania
- 34. Mauritius
- 35. Mexico
- 36. Morocco
- 37. Namibia
- 38. New Zealand
- 39. Nicaragua
- 40. Nigeria
- 41. Oman
- 42. Pakistan
- 43. Panama
- 44. Peru
- 45. Philippines
- 46. Poland
- 47. Russia
- 48. Senegal
- 49. Seychelles
- 50. Singapore
- 51. Slovenia
- 52. South Africa
- 53. Taiwan
- 54. Tanzania
- 55. Thailand
- 56. Tunisia
- 57. Turkey
- 58. Uganda

- 59. Uruguay
- 60. Venezuela
- 61. Vietnam
- 62. Yemen

G

Special import conditions for bivalve molluscs

- 1. Australia
- 2. Chile
- 3. Japan
- 4. Jamaica
- 5. Korea
- 6. Morocco
- 7. Peru
- 8. Thailand
- 9. Tunisia
- 10. Turkey
- 11. Uruguay
- 12. Vietnam

Н.

Protective measures – fishery products

- 1. Albania
- 2. ..
- 3. Indonesia
- 4. Myanmar
- 5. ...
- 6. Thailand
- 7. ...

I.

Protective measures – bivalve molluscs

1. Peru

SCHEDULE 3 DIRECTIVES WHICH COVER PRODUCTS OF ANIMAL ORIGIN

- 1. Council Directive 64/433/EEC on health problems affecting intra-Community trade in...
- 2. Council Directive 71/118/EEC on health problems affecting trade in fresh...
- 3. Council Directive 72/461/EEC on health problems affecting intra-Community trade in...
- 4. Council Directive 77/99/EEC on health problems affecting intra-Community trade in...
- 5. Council Directive 80/215/EEC on animal health problems affecting intra-Community trade...
- 6. Council Directive 89/437/EEC on hygiene and health problems affecting the...

- 7. Council Directive 90/425/EEC concerning veterinary and zootechnical checks applicable in...
- 8. Council Directive 91/67/EEC concerning the animal health conditions governing the...
- 9. Council Directive 91/492/EEC laying down the health conditions for the...
- 10. Council Directive 91/493/EEC laying down the health conditions for the...
- 11. Council Directive 91/494/EEC on animal health conditions governing intra-Community trade...
- 12. Council Directive 91/495/EEC concerning public health problems affecting the production...
- 13. Council Directive 92/45/EEC on public health and animal health problems...
- 14. Council Directive 92/46/EEC laying down the health rules for the...
- 15. Council Directive 92/118/EEC laying down animal health and public health...
- 16. Council Directive 94/95/EC laying down the requirements for the placing...
- 17. Council Directive 88/407/EEC laying down the animal health requirements applicable...
- 18. Council Directive 89/556/EEC on animal health conditions governing intra-Community trade...
- 19. Council Directive 90/429/EECA laying down the animal health requirements applicable...
 - SCHEDULE 4 EQUIVALENCE DECISIONS
- 1. Council Decision 1999/201/EEC on the conclusion of the Agreement between...
- 2. Council Decision 98/250/EC on the conclusion of a Protocol concerning...
- Council Decision 97/132/EC on the conclusion of the Agreement between...
 SCHEDULE 5 CALCULATION OF CHARGES FOR VETERINARY CHECKS
 PART I COSTS COVERED BY THE CHARGES
 - For the purposes of this Schedule "the actual cost" of...
- For the purposes of this Schedule "the actual cost"
 The items referred to in paragraph 1 above are–
 - PART II CONSIGNMENTS FROM SPECIFIED THIRD COUNTRIES
 - PART III MEAT AND MEAT PRODUCTS
 - PART IV FISHERY PRODUCTS
 - PART V ALL OTHER PRODUCTS

SCHEDULE 6 OFFENCE PROVISIONS

PART I PROVISIONS WHERE DUE DILIGENCE DEFENCE IS AVAILABLE

Regulations-

1.

PART II PROVISIONS WHERE DUE DILIGENCE DEFENCE IS NOT AVAILABLE

Regulations-
SCHEDULE 7DISAPPLICATIONS
CONSEQUENTIAL AMENDMENTSThe Dairy Products (Hygiene) (Scotland) Regulations 1995 (S.I.

^{1995/1372,} as amended by S.I. 1996/2465 and S.S.I. 2000/62)

- 2. The Fresh Meat (Import Conditions) Regulations 1996 (S.I. 1996/3125)
- 3. The Imported Food Regulations 1997 (S.I. 1997/2537) Explanatory Note

Changes to legislation: There are currently no known outstanding effects for the The Products of Animal Origin (Third Country Imports) (Scotland) Regulations 2002 (revoked).