
SCOTTISH STATUTORY INSTRUMENTS

2018 No. 391

The Environment, Food and Rural Affairs (Miscellaneous Amendments and Revocations) (Scotland) Regulations 2018

PART 8

Amendments to legislation concerning animal health

The Diseases of Poultry (Scotland) Order 2003

- 23.**—(1) The Diseases of Poultry (Scotland) Order 2003(1) is amended as follows.
- (2) In article 3(1) (interpretation)—
- (a) after the definition of “Chief Veterinary Officer” insert—
- ““Council [Directive 2005/94/EC](#)” means Council [Directive 2005/94/EC](#) on Community measures for the control of avian influenza and repealing [Directive 92/40/EEC](#)(2), as last amended by Commission Implementing Decision (EU) 2018/662(3),”,
- (b) omit the definition “Council [Directive 92/40/EEC](#)”,
- (c) in the definition of “Council [Directive 92/66/EEC](#)” after “Newcastle disease” insert “, as last amended by Directive (EU) 2018/597 of the European Parliament and of the Council(4)”, and
- (d) in the definition of “disinfect”, for “the Diseases of Animals (Approved Disinfectants) Order 1978(5)” substitute “the Diseases of Animals (Approved Disinfectants) (Scotland) Order 2008(6)”.
- (3) In article 6(3) (veterinary inquiry as to the existence of a designated disease), for “Annex III of Council [Directive 92/40/EEC](#)” substitute “Article 50 of Council [Directive 2005/94/EC](#)”.
- (4) In schedule 1 (premises where a designated disease is suspected or confirmed)—
- (a) in paragraph 6 (restriction on removal of eggs), for “article 4.2(e) of and Annex I to Council [Directive 92/40/EEC](#)” substitute “Article 7(2)(f) of, and Annex III to, Council [Directive 2005/94/EC](#)”, and
- (b) in paragraph 11 (disinfection and restocking), for “Annex II of Council [Directive 92/40/EEC](#)” substitute “Annex VI to Council [Directive 2005/94/EC](#)”.

(1) [S.S.I. 2003/354](#), to which there are amendments not relevant to these Regulations.

(2) OJ L 10, 14.1.2006, p.16.

(3) OJ L 110, 30.4.2018, p.134.

(4) OJ L 103, 23.4.2018, p.4.

(5) [S.I. 1978/32](#), revoked in relation to Scotland by [S.S.I. 2008/219](#).

(6) [S.S.I. 2008/219](#), to which there are amendments not relevant to these Regulations.