
 STATUTORY INSTRUMENTS

1981 No. 996 (S. 101)

FOOD AND DRUGS

FOOD HYGIENE

**The Food (Meat Inspection) (Scotland) Amendment Regulations
1981**

<i>Made</i>	- - - -	8th July 1981
<i>Laid before Parliament</i>		21st July 1981
<i>Coming into Operation</i>		1st September 1981

In exercise of the powers conferred on me by sections 13 and 56 of the Food and Drugs (Scotland) Act 1956(a), and of all other powers enabling me in that behalf, having in accordance with section 56(6) of that Act consulted with such organisations as appear to me to be representative of interests substantially affected by these regulations, I hereby make the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Food (Meat Inspection) (Scotland) Amendment Regulations 1981 and shall come into operation on 1st September 1981.

(2) In these regulations “the principal regulations” means the Food (Meat Inspection) (Scotland) Regulations 1961(b).

Amendment of principal regulations

2.—(1) In regulation 2(1) of the principal regulations for the definition of “local authority” there shall be substituted the following definition:—

“ “local authority” means the council of an islands area or district;”

(2) In regulation 14(1) of the principal regulations—

(a) for the words “town or county council” there shall be substituted the words “local authority”; and

(b) the proviso shall be deleted.

(3) Regulation 14(2) of the principal regulations shall be deleted.

(4) For regulation 22 of the principal regulations there shall be substituted the following regulation:—

(a) 1956 c. 30.

(b) S.I. 1961/243; relevant amending instruments are S.I. 1963/1231, 1971/1196, 1975/685, 1976/874.

“Charges by local authorities for meat inspection

22.—(1) Subject to the provisions of this regulation, a local authority may make charges for inspections carried out in pursuance of these regulations of such amounts as are determined by them from time to time.

(2) Charges made in pursuance of this regulation shall relate to inspections carried out in individual premises within the local authority area.

(3) In determining such charges as aforesaid a local authority shall ensure that from time to time the charges are reasonably sufficient to meet the costs of the authority which are—

(a) specified in the Fifth Schedule to these regulations and

(b) necessarily incurred in securing inspections in pursuance of these regulations.

(4) In determining such charges as aforesaid a local authority shall consult with such persons or organisations as appear to them to be representative of interests substantially affected by the charges and shall provide to any such person or organisation at his or their written request a breakdown in writing of the calculation of the charges against the costs specified in the said Fifth Schedule.”.

(5) After the Fourth Schedule to the principal regulations there shall be added the following Schedule:—

“FIFTH SCHEDULE

Regulation 22

COSTS FOR DETERMINATION OF LOCAL AUTHORITY CHARGES
FOR MEAT INSPECTION

1. The remuneration paid to inspectors engaged in meat inspection in the premises concerned, together with related costs being employers' National Insurance and superannuation contributions. Where an inspector is engaged part-time on meat inspection in the premises concerned, such remuneration and costs shall relate to the proportion of time actually engaged in meat inspection in the premises.

2. The cost of protective clothing and meat inspection equipment, including the cleaning, maintenance and repair of these items, used by inspectors engaged in meat inspection in the premises concerned. Where such items are not used exclusively in the premises concerned, such costs shall be apportioned according to usage.

3. The cost of travel and subsistence incurred by inspectors in respect of their meat inspection duties in relation to the premises concerned. Where such travel and subsistence does not relate exclusively to meat inspection in the premises concerned, such costs shall be apportioned accordingly.

4. The administration costs incurred by the local authority in respect of meat inspection in the premises concerned.”

G. Younger,

One of Her Majesty's Principal
Secretaries of State.

New St. Andrew's House,
Edinburgh.
8th July 1981.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Food (Meat Inspection) (Scotland) Regulations 1961. The principal changes are—

- (a) the substitution of a new Regulation 22, and the addition of a new Schedule, with regard to local authority charges for meat inspection. The new Regulation enables a local authority to make charges for meat inspections carried out in pursuance of the Regulations, indicates by reference to the new Fifth Schedule the costs to be taken into account in fixing such charges, and provides for consultation with interested persons or organisations on the calculation and determination of those charges;
- (b) the deletion of Regulation 14(2) removing the provision for appeal to the Secretary of State against a local authority's fixing of the days on which, and the hours on those days during which, animals may be slaughtered in a private slaughterhouse.

The other changes (to the definition in Regulation 2(1) of "local authority" and to Regulation 14(1)) take account of the re-organisation of local government under the Local Government (Scotland) Act 1973 (c. 65).

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