Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Amendment (No. 2) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

SCOTTISH STATUTORY INSTRUMENTS

2002 No. 35

ANIMALS

ANIMAL HEALTH

The Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Amendment (No. 2) Regulations 2002

Made - - - -	*1st February 2002*
Laid before the Scottish Parliament - - - -	*1st February 2002*
Coming into force at 12 noon on - - - - - -	*1st February 2002*

The Scottish Ministers, in exercise of the powers conferred by section 2(2) of the European Communities Act 1972[F1] and of all other powers enabling them in that behalf, hereby make the following Regulations:

F1 1972 c.68. Section 2(2) was amended by the Scotland Act 1998 (c.46), **Schedule 8**, paragraph 15(3). The functions conferred upon the Minister of the Crown under section 2(2) of the 1972 Act, insofar as within devolved competence, were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998.

Citation, commencement and cessation

1.—(1) These Regulations may be cited as the Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Amendment (No. 2) Regulations 2002 and shall come into force at 12 noon on 1st February 2002.

(2) These Regulations shall remain in force until midnight on 31st March 2002.

Amendment to the Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Regulations 2001

[F2]**2.** . . . . . .

F2 Reg. 2 revoked (7.3.2002) by The Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Revocation Regulations 2002 (S.S.I. 2002/109), reg. 1, **sch.**

Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Amendment (No. 2) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

Amendment to Meat Products (Hygiene) Regulations 1994

3.—(1) The Meat Products (Hygiene) Regulations 1994 [F3] are amended in accordance with this regulation.

(2) For regulation 10(3) there is substituted–

"(3) Any person who sells for human consumption any meat product manufactured or re-wrapped in Great Britain shall ensure that it carries–

(a) the British EC health mark;

(b) the circular mark referred to in paragraph 3A of Part VI of Schedule 2 to these Regulations; or

(c) the British national health mark,

in each case applied in accordance with Part VI of Schedule 2.".

(3) Regulation 10(4) is omitted.

(4) For paragraph 3A of Part VI of Schedule 2 there is substituted–

"**3A.**—(1) Notwithstanding paragraphs 1 to 3 above, meat products made from fresh meat originating from animals of the bovine, ovine, caprine and porcine species and other biungulates slaughtered in Great Britain in the period from (and including) 1st February 2001 to the coming into force of the Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Amendment (No. 2) Regulations 2002 or containing meat from those species of animals and processed in Great Britain during that period shall be marked with a stamp consisting of a circular mark containing–

(a) in the upper part the letters "GB"; and

(b) in the lower part the meat product premises code.

(2) Meat products referred to in sub-paragraph (1) which have undergone one of the treatments laid down in Article 4(1) of Council Directive 80/215/EEC or which have been subjected during preparation uniformly throughout the substance to a pH value of less than 6 may be marked either in accordance with this paragraph or in accordance with paragraphs 1 to 3 above.

(3) Sub-paragraph (1) does not apply in relation to meat products made from fresh meat eligible for dispatch in accordance with Commission Decision 2001/172/EC, 2001/356/EC or 2001/740/EC.".

F3 S. I. 1994/3082 as relevantly amended by S.S.I. 2001/160, 358, 394 and 429.

Amendment to the Fresh Meat (Hygiene and Inspection) Regulations 1995

4.—(1) The Fresh Meat (Hygiene and Inspection) Regulations 1995 [F4] are amended in accordance with this regulation.

(2) For paragraph 9 of Schedule 12 there is substituted–

"**9.**—(1) Notwithstanding the provisions of paragraphs 1 and 8 of this Schedule, fresh meat originating from animals of the bovine, ovine, caprine and porcine species and other biungulates slaughtered in Great Britain in the period from (and including) 1st February 2001 to the coming into force of the Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Amendment (No. 2) Regulations 2002 and meat processed in Great Britain during that period which would otherwise have been marked in accordance with those paragraphs shall instead be marked

with a stamp consisting of a circular mark with an outer diameter of 50 mm, with a line thickness of circle of 3 mm and containing–

(a) in the upper part the letters "GB" 7 mm high; and

(b) in the lower part the approval number of the premises 10 mm high.

(2) Notwithstanding paragraph 6 of this Schedule, E129 Allura Red AC may not be used in a stamp applied under this paragraph.

(3) Sub-paragraph (1) does not apply to fresh meat eligible for dispatch in accordance with Commission Decision 2001/172/EC, 2001/356/EC or 2001/740/EC.".

F4 S. I. 1995/539 as relevantly amended by S.S.I. 2001/160, 358, 394 and 429.

Amendment to the Minced Meat and Meat Preparations (Hygiene) Regulations 1995

5.—(1) The Minced Meat and Meat Preparations (Hygiene) Regulations 1995 [F5] are amended in accordance with this regulation.

(2) For paragraphs (5), (6) and (7) of regulation 7, there is substituted–

"(5) No person shall affix the health mark to minced meat produced from fresh meat originating from animals of the bovine, ovine, caprine and porcine species and other biungulates slaughtered in Great Britain in the period from (and including) 1st February 2001 to the coming into force of the Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Amendment (No. 2) Regulations 2002 or meat processed during that period unless it was fresh meat eligible for dispatch in accordance with Commission Decision 2001/172/EC, 2001/356/EC or 2001/740/EC.".

(3) For paragraphs (6), (7) and (8) of regulation 8 there is substituted–

"(6) No person shall affix the health mark to any meat preparation produced from fresh meat originating from animals of the bovine, ovine, caprine and porcine species and other biungulates slaughtered in Great Britain in the period from (and including) 1 February 2001 to the coming into force of the Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Amendment (No. 2) Regulations 2002, unless it was fresh meat eligible for dispatch in accordance with Commission Decision 2001/172,/EC, 2001/356/EC or 2001/740/EC.".

F5 S. I. 1995/3205 as relevantly amended by S.S.I. 2001/ 358, 394 and 429.

Consequential amendments

6.—(1) Regulation 2(2) of the Foot-and-Mouth Disease (Marking of Meat and Meat Products) (Scotland) Regulations 2001 [F6] is omitted.

(2) The Foot-and-Mouth Disease (Marking of Meat, Meat Products, Minced Meat and Meat Preparations) (Scotland) Regulations 2001 [F7] are revoked.

(3) Regulations 4, 5, 6(4) and 7 of the Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 2) Amendment (No. 4) Regulations 2001 [F8] are omitted.

[F9](4) . . . . . .

[F9](5) . . . . . .

[F9](6) . . . . . .