1990 No. 1494

PUBLIC HEALTH, ENGLAND AND WALES
PUBLIC HEALTH, SCOTLAND
PUBLIC HEALTH, NORTHERN IRELAND
CONTAMINATION OF FOOD

The Food Protection (Emergency Prohibitions) (England) Amendment No. 3 Order 1990

Made - - - -	*23rd July 1990*
Laid before Parliament	*25th July 1990*
Coming into force	*30th July 1990*

The Minister of Agriculture, Fisheries and Food, in exercise of the powers conferred on him by sections 1(1), 1(2), 24(1) and 24(3) of the Food and Environment Protection Act 1985(**a**), and of all other powers enabling him in that behalf, being of the opinion in accordance with section 1(1) of that Act that there exist or may exist circumstances which are likely to create a hazard to human health through human consumption of food and that in consequence food which is or may be in the future in the area described in Schedule 1 to the Food Protection (Emergency Prohibitions) (England) Order 1987(**b**), or which is derived or may be in the future derived from anything in that area, is, or may be, or may become, unsuitable for human consumption, hereby makes the following Order:

Title and commencement

1. This Order may be cited as the Food Protection (Emergency Prohibitions) (England) Amendment No. 3 Order 1990 and shall come into force on 30th July 1990.

Partial revocation and amendment

2. The Food Protection (Emergency Prohibitions) (England) Order 1987 is revoked to the extent that it imposes prohibitions on—

(a) the slaughter of a sheep which—

(i) is moved from any place in accordance with a consent given under section 2(1) of the Act on or after 30th July 1990 which consent was subject to the condition that the sheep to which it applies should be marked with a green mark; and

(ii) has been examined and marked with an ear-tag by a person authorised in that behalf by one of the Ministers; and

(b) the supply or having in possession for supply of meat, or food containing meat, derived from a sheep described in paragraph (a) of this article,

and accordingly that Order is further amended in accordance with the following provisions of this Order.

(**a**) 1985 c.48; section 1 was amended by section 51 of the Food Safety Act 1990 (c.16); section 1(2) defines " designating authority " and section 24(1) defines " the Ministers ".

(**b**) S.I. 1987/1893, amended by S.I. 1988/7, 954, 1292, 1679, 1989/6, 658, 1283, 1768, 1990/31, 1121.

3. In article 6, for paragraph (2) there shall be substituted the following paragraph—

"(2) Paragraph (1) above shall not apply in the case of—

(a) any sheep which was moved to a market in accordance with a consent given under section 2(1) of the Act which consent did not require that the sheep to which it applies should be marked in a manner specified therein;

(b) any sheep which was moved from any place in accordance with a consent given under the said section 2(1) on or before 14th January 1990 which consent was subject to the condition that the sheep to which it applies should be marked with a blue mark;

(c) any sheep which was moved from any place in accordance with a consent given under the said section 2(1) on or before 30th July 1989 which consent was subject to the condition that the sheep to which it applies should be marked with an apricot mark;

(d) any sheep which was moved from any place in accordance with a consent given under the said section 2(1) on or before 1st October 1989 which consent was subject to the condition that the sheep to which it applies should be marked with a green mark; or

(e) any sheep which—

(i) was moved from any place in accordance with a consent given under the said section 2(1) which consent was subject to the condition that the sheep to which it applies should be marked with a red mark; or

(ii) was moved from any place in accordance with such a consent given on or after 15th January 1990 which consent was subject to the condition that the sheep to which it applies should be marked with an apricot mark; or

(iii) was moved from any place in accordance with such a consent given on or after 30th July 1990 which consent was subject to the condition that the sheep to which it applies should be marked with a green mark,

and which, in any case, has been examined and marked with an ear-tag by a person authorised in that behalf by one of the Ministers.".

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 23rd July 1990.

L.S.

John Selwyn Gummer
Minister of Agriculture, Fisheries and Food

EXPLANATORY NOTE

(This note is not part of the Order)

The Food Protection (Emergency Prohibitions) (England) Order 1987 contains emergency prohibitions restricting various activities in order to prevent the human consumption of food which has been or which may have been rendered unsuitable for that purpose in consequence of the escape of radioactive substances from a nuclear reactor situated at Chernobyl in the USSR.

This Order excepts from the prohibition on slaughter throughout the United Kingdom any sheep, and from the prohibition on supply throughout the United Kingdom any meat derived from such a sheep, identified by a green paint mark on or after 30th July 1990 which has been examined and marked with an ear-tag by a person authorised by the Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland or Wales or the Department of Agriculture for Northern Ireland.