STATUTORY INSTRUMENTS

1983 No. 703 (S. 60)

FOOD

FOOD HYGIENE

The Fresh Meat Export (Hygiene and Inspection) (Scotland) Amendment Regulations 1983

Made - - - -	11*th May* 1983
Laid before Parliament	12*th May* 1983
Coming into Operation	1*st August* 1983

In exercise of the powers conferred on me by section 2(2) of the European Communities Act 1972(a) (being one of the Ministers designated(b) for the purposes of that section in relation to the common agricultural policy of the European Economic Community), and by sections 13 and 56 of the Food and Drugs (Scotland) Act 1956(c), and of all other powers enabling me in that behalf, having in accordance with section 56(6) of the said Act of 1956 consulted with such organisations as appear to me to be representative of interests substantially affected by the regulations, I hereby make the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Fresh Meat Export (Hygiene and Inspection) (Scotland) Amendment Regulations 1983 and shall come into operation on 1st August 1983.

(2) In these regulations "the principal regulations" means the Fresh Meat Export (Hygiene and Inspection) (Scotland) Regulations 1981(d).

Amendment of the principal regulations

2.—(1) For regulation 8 of the principal regulations there shall be substituted the following regulation:—

"**8.**—(1) Subject to paragraph (2) of this regulation, every animal which is to be slaughtered in an export slaughterhouse shall be subjected to an ante-mortem health inspection in accordance with Schedule 6.

(2) In the case of an animal to which the provisions of regulation 14 of the Slaughter of Animals (Prevention of Cruelty) (Scotland) Regulations 1955(e) apply, such animal may be slaughtered in an export slaughterhouse without having been subjected to an ante-mortem health inspection if, after taking all reasonable steps to that end, the occupier is unable to secure such inspection before it is necessary in compliance with the said regulation 14 for the animal to be slaughtered.

(3) Every animal slaughtered in an export slaughterhouse shall be subjected to a post-mortem health inspection in accordance with Schedule 8.

(a) 1972 c.68. (b) S.I. 1972/1811. (c) 1956 c.30.
(d) S.I. 1981/1034. (e) S.I. 1955/1993.

(4) Where fresh meat intended for export has been passed as fit for human consumption following ante- and post-mortem health inspections and is eligible for export in accordance with these regulations, it shall be marked in accordance with the requirements of Schedule 11 and subject to paragraph (5) of this regulation, no other meat shall be so marked.

(5) Where fresh meat is not intended for export but has been passed as fit for human consumption following ante- and post-mortem inspection and is eligible for export in accordance with these regulations, it shall be marked in accordance with regulation 9A of, and Schedule 6 to, the Food (Meat Inspection) (Scotland) Regulations 1961 (a) except that where the owner of the meat so requests it shall be marked in accordance with the requirements of Schedule 11.

(6) Where fresh meat has been passed as fit for human consumption following ante- and post-mortem health inspections but is not eligible for export in accordance with these regulations, it shall be marked in accordance with regulation 9A of, and Schedule 6 to, the Food (Meat Inspection) (Scotland) Regulations 1961 (a).

(7) No person shall remove, or cause or permit to be removed, from an export slaughterhouse any blood intended for human consumption or any carcase or part of a carcase or any offal until it has been inspected in accordance with these regulations and, in the case of fresh meat passed as fit for human consumption after inspection, until it has been marked in accordance with paragraphs (4) to (6) of this regulation.

(8) The occupier shall give the local authority not less than 24 hours' notice of the day and time on and at which fresh meat intended for export is to be cut up on, or despatched from, any export cutting premises or admitted to, or despatched from, any export cold store.

(9) Where a local authority have been given notice under paragraph (8) of this regulation they shall arrange for fresh meat intended for export to be supervised—

(a) during cutting up on and despatch from any export cutting premises in accordance with the requirements of Schedule 10; and

(b) during admission to and despatch from any export cold store in accordance with the requirements of Schedule 13.

(10) No person shall use the health mark described in Schedule 11 except in premises currently approved by the Secretary of State as an export slaughterhouse or export cutting premises.".

(2) In regulation 19 after the words "shall not apply" there shall be inserted the words "(other than by virtue of regulation 8(5) and (6))".

George Younger,
One of Her Majesty's Principal Secretaries of State.

New St Andrew's House,
Edinburgh.
11th May 1983.

(a) S.I. 1961/243; relevant amending instrument is S.I. 1983/702.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Fresh Meat Export (Hygiene and Inspection) (Scotland) Regulations 1981 which implemented in part the provisions of Council Directive No. 64/433/EEC (OJ No. 121, 29.7.1964, p.2012/64; OJ/SE 1963–64, p.185) on health problems affecting intra-Community trade in fresh meat, as amended by Council Directive No. 66/601/EEC (OJ No. 192, 27.10.1966, p.3302/66; OJ/SE 1965–66, p.244), Council Directive No. 69/349/EEC (OJ No. L256, 11.10.1969, p.5; OJ/SE 1969(II), p.431) and the Act annexed to the Treaty of Accession to the European Economic Community (Annex I(II)(F)—Cmnd 5179 I).

The amending Regulations substitute a new regulation 8 concerning inspection and health marking. The changes relate to the marking of meat produced and passed as fit for human consumption in an export slaughterhouse and reflect the introduction under the Food (Meat Inspection) (Scotland) Amendment Regulations 1983 (S.I. 1983/702) of a requirement to mark meat passed for human consumption produced in any slaughterhouse other than an export slaughterhouse. Paragraphs (4)–(6) of the substituted regulation 8 provide that where meat is produced and passed fit for human consumption in an export slaughterhouse it shall—

(a) if eligible and intended for export be marked in accordance with Schedule 11 to the said 1981 Regulations,

(b) if eligible but not intended for export be marked in accordance with regulation 9A of, and the Sixth Schedule to, the Food (Meat Inspection) (Scotland) Regulations 1961 (S.I. 1961/243) as amended by the said 1983 Regulations, except that where the owner of the meat so requests it shall be marked in accordance with the requirements of the said Schedule 11,

(c) if not eligible for export be marked in accordance with the said provisions of the 1961 Regulations.

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