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SCOTTISH STATUTORY INSTRUMENTS

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**2007 No. 91**

**The Official Controls (Animals, Feed  
and Food) (Scotland) Regulations 2007**

**Part 4**

**Assistance and co-operation under Title IV**

**Duties of local authorities, etc, under Title IV**

**11.** A local authority or food authority which is designated a competent authority under regulation 5 shall notify the Scottish Ministers if it considers that it is unable to undertake action required in any individual case under Title IV (Administrative assistance and cooperation in the areas of feed and food) and shall provide such information to the Scottish Ministers as they may reasonably request.

**Facilitating assistance and co-operation under Title IV**

**12.—(1)** For the purposes of assisting a competent authority of another member State as provided for under Article 36.3, or enabling a competent authority designated under these Regulations to do so, an inspector who is exercising powers under relevant legislation to enter premises or to inspect records may—

- (a) be accompanied by authorised officers of a competent authority of another member State;
- (b) show to such authorised officers such records as the inspector inspects; and
- (c) make for them, or require to be made for them, copies of such records as the inspector has powers to make or require under the relevant legislation.

(2) For the purposes of facilitating a visit by an inspection team sent by the Commission as provided for in Article 40.3(a), an inspector may be accompanied by representatives of the Commission when the inspector is exercising powers under relevant legislation to enter premises or to inspect records.

**Recovery of expenses**

**13.—(1)** Expenses charged by a competent authority to a feed or food business pursuant to Article 40.4 shall be paid by that business on the written demand of the competent authority concerned.

(2) Expenses charged by a competent authority to an operator pursuant to Article 28 shall be paid by that operator on the written demand of the competent authority concerned.

(3) In this regulation, “competent authority” means a competent authority designated under regulation 4 or 5.