

SCHEDULE 4

regulation 6

REGULATIONS RELATING TO MEAT HYGIENE, ETC.: CONSEQUENTIAL PROVISIONS

PART I

CONSEQUENTIAL MODIFICATIONS TO THE MEAT HYGIENE
APPEALS TRIBUNAL (PROCEDURE) REGULATIONS 1992

1. In regulation 1, after paragraph (2) there shall be added the following paragraph—

“(3) In these Regulations “the Agency” means the Food Standards Agency;”.

2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 3(1) and (2), 7, 8(3), 9(1)(c), 11(3)(d), (4) and (5), 12(3) and 18(1)(a) and (6).

PART II

CONSEQUENTIAL MODIFICATIONS TO THE
MEAT PRODUCTS (HYGIENE) REGULATIONS 1994

1. In regulation 2(1)—

(a) after the definition of “the Act” there shall be inserted the following definition—

““the Agency” means the Food Standards Agency;”; and

(b) the definition of “the Minister” shall be deleted.

2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are the definition of “approval authority” in regulation 2(1) and regulations 19(4) and 22.

3. In regulation 19 for paragraph (2) there shall be substituted the following paragraph—

“(2) The Agency shall be responsible for the supervision of, and the execution and enforcement of these Regulations in relation to, combined premises; and accordingly shall be responsible through authorised officers for checks under Part IV of Schedule 2 in combined premises.”.

PART III

CONSEQUENTIAL MODIFICATIONS TO THE FRESH
MEAT (HYGIENE AND INSPECTION) REGULATIONS 1995

1. In regulation 2(1)—

(a) after the definition of “the Act” there shall be inserted the following definition—

““the Agency” means the Food Standards Agency;”; and

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(b) the definition of “the Minister” shall be deleted.

2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are the definition of “OVS” in regulation 2(1), and regulations 4(1)(a) and (c)(iii), (2), (3) to (10), (11)(b)(i) and (ii), (12) and (13), 4A(1) to (4), 5(1), (1)(a) and (e), (2) and (3), 5A(1), (1)(b)(i), (2), (4) and (5), 6(1), (3), (4) and (5), 7A, 8(1), (2) and (3), 9(1), (2) and (4), 11(1), 12(1), (2), (3) and (5), 13(3)(b), 19(1) and (2), 20(1) (d), 21(2)(b) and (3) and paragraph 1(b) of Part I of Schedule 6, paragraphs 13 and 14 of Part IX of Schedule 10, paragraph 2(d) of Schedule 14, paragraph 2 of Schedule 16 and paragraphs 2(3), 3 and 4 of Schedule 21.

3. In the definition of “veterinary officer” in regulation 2(1), for the words “the Minister of Agriculture, Fisheries and Food” there shall be substituted the words “the Agency”.

4.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “him”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 4(2), 5(1) and 5A(1)(a).

5.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “his”, where this relates to “the Minister”, there shall be substituted the word “its”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 4(4) and (5), (12), 5(2) (a), 5A(2)(a) and 9(4).

6.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “he”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 4(2)(a)(i) to (vi), (b) and (5), 5(1), 5A(2), (2)(b), (4) and (5), 9(2) and 12(2).

7. In paragraph 2(1) of Schedule 21 for the words “the appropriate Minister” there shall be substituted the words “the Agency”.

8. In regulation 23—

(a) as it has effect in relation to England, in paragraphs (1)(a) and (2), for the words “the Minister” there shall be substituted the words “the Agency”; and

(b) as it has effect in relation to Wales for the words “the Secretary of State”(1) there shall be substituted the words “the Agency”.

PART IV

CONSEQUENTIAL MODIFICATIONS TO THE POULTRY MEAT, FARMED GAME BIRD MEAT AND RABBIT MEAT (HYGIENE AND INSPECTION) REGULATIONS 1995

1. In regulation 2(1)—

(a) after the definition of “the Act” there shall be inserted the following definition—

(1) Under article 2(a) of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I.1999/672) the functions of the Secretary of State under the provisions of the Food Safety Act 1990 specified in Schedule 1 to that Order, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales.

““the Agency” means the Food Standards Agency”;

- (b) in the definition of “licensed”, for the words “the Minister” there shall be substituted the words “the Agency”;
- (c) in the definition of “official veterinary surgeon” for the words “the Minister” there shall be substituted the words “the Agency”; and
- (d) in the definition of “veterinary officer” for the words “the Minister of Agriculture, Fisheries and Food” there shall be substituted the words “the Agency”.

2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 3(4)(c), 4(1)(a) and (c) (iii), (2), (a)(i)(aa), (a)(i)(bb) and (a)(i), (ii), (ii)(aa) and (bb), (iii), (iii)(aa) and (bb), (iv), (iv)(aa) and (bb), (v) and (vi), (2)(b), (3) and (4), (6) to (9), 4A(1) to (4), 5(1), (1)(a) and (c), (2) and (4), 5A(1), (1)(b)(i), (2), (4) and (5), 6(1), (3), (4) and (5), 7A, 8(1), (2) and (4), 9(1) to (3), 11(1), (3), (4) and (5), 12(1), 13(1) to (3), 16(3) and (4), 17(2), 18(1)(d) and (e)(iii), (3), 20(2)(b) and (3), 21 and 22, paragraphs 5, 7(a) and 14 of Schedule 7, paragraph 8(b)(iv) of Schedule 11, paragraphs 2(1) and (3), 3 and 4 of Schedule 15 and paragraphs 3 and 4(d) of Schedule 16.

3.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “him”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 4(2) and 5A(1)(a).

4.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “his”, where this relates to “the Minister”, there shall be substituted the word “its”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 4(4), 5(2), 5A(2)(a) and 11(5).

5.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “he”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 5A(2) and 2(b), (4) and (5), 9(2) and 13(2).

6. In regulation 23—

- (a) as it has effect in relation to England, in paragraphs (1)(a) and (4), for the words “the Minister” there shall be substituted the words “the Agency”; and
- (b) as it has effect in relation to Wales, in paragraph (1) for the words “the Secretary of State”(2) there shall be substituted the words “the Agency”.

PART V

CONSEQUENTIAL MODIFICATIONS TO THE ANIMAL BY-PRODUCTS (IDENTIFICATION) REGULATIONS 1995

1. In regulation 2(1), after the definition of “the Act” there shall be added the following definition—

(2) Under article 2(a) of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) the functions of the Secretary of State under the provisions of the Food Safety Act 1990 specified in Schedule 1 to that Order, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

““the Agency” means the Food Standards Agency;”.

2. In regulations 3(3) and 13, for the words “the Minister” there shall be substituted the words “the Agency”.

3. In regulation 12(1)(a)—

- (a) for the words “by the Minister of Agriculture, Fisheries and Food in relation to England” there shall be substituted the words “by the Agency in relation to England and Wales”; and
- (b) the words at the end “or Wales” shall be deleted.

PART VI

CONSEQUENTIAL MODIFICATIONS TO THE WILD GAME MEAT (HYGIENE AND INSPECTION) REGULATIONS 1995

1. In regulation 2(1)—

- (a) after the definition of “the Act” there shall be inserted the following definition—
““the Agency” means the Food Standards Agency;”;
- (b) in the definition of “licensed” for the words “the Minister” there shall be substituted the words “the Agency”; and
- (c) in the definition of “OVS” for the words “the Minister” there shall be substituted the words “the Agency”; and
- (d) in the definition of “veterinary officer”, for the words “the Minister of Agriculture, Fisheries and Food” there shall be substituted the words “the Agency”.

2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 3(2), (2)(a), (3), (4), (6) and (7), 4(1), (1)(a) and (c), (2) and (4), 5(1), (3) and (4), 6(1), (2) and (4), 7(1), (2) and (3), 9(1), (3), (4) and (5), 10(1), 11(1), (2) and (3), 14(1) and (2), 15(1)(d) and (3), 16(2)(b) and (3) and paragraphs 3(b)(iv) of Schedule 7 and 2(1) and (3), 3 and 4 of Schedule 12.

3.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “him”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 3(2), 4(1), 6(2) and 9(3).

4.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “his”, where this relates to “the Minister”, there shall be substituted the word “its”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 3(4), 4(2), 7(3) and 9(5).

5.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “he”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 3(2) and (2)(b), 4(1), 7(2), 9(4) and 11(2).

6. In regulation 18—

- (a) as it has effect in relation to England, for the words “the Minister of Agriculture, Fisheries and Food” there shall be substituted the words “the Agency”; and

- (b) as it has effect in relation to Wales, for the words “the Secretary of State”(3) there shall be substituted the words “the Agency”.

PART VII

CONSEQUENTIAL MODIFICATIONS TO THE MINCED MEAT AND MEAT PREPARATIONS (HYGIENE) REGULATIONS 1995

1. In regulation 2(1)—
 - (a) after the definition of the “the Act” there shall be inserted the following definition—

““the Agency” means the Food Standards Agency;”;
 - (b) in the definition of “approval authority” for the words “the Minister” there shall be substituted the words “the Agency”; and
 - (c) the definition of “the Minister” shall be deleted.
- 2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.
- (2) The provisions referred to in sub-paragraph (1) above are regulations 10 and 12(1), (2), (3) and (8).

PART VIII

CONSEQUENTIAL MODIFICATIONS TO THE FRESH MEAT (BEEF CONTROLS) (NO. 2) REGULATIONS 1996

1. In Regulation 2(1), the following definition shall be inserted in the appropriate alphabetical position—

““the Agency” means the Food Standards Agency;”.
2. In regulation 4(1) and (2), for the words “the Minister” there shall be substituted the words “the Agency”.
3. In regulation 5(2), after the words “the Minister” there shall be inserted the words “the Agency”.
4. In regulation 7—
 - (a) as it has effect in relation to England, for the words “the Minister of Agriculture, Fisheries and Food” there shall be substituted the words “the Agency”; and
 - (b) as it has effect in relation to Wales, for the words “the Secretary of State”(4) there shall be substituted the words “the Agency”.
5. In Part II of Schedule 1—
 - (a) in paragraph 1, for the words “the Minister” there shall be substituted the words “the Agency”; and

(3) Under article 2(a) of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) the functions of the Secretary of State under the provisions of the Food Safety Act 1990 specified in Schedule 1 to that Order, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales.

(4) Under article 2(a) of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) the functions of the Secretary of State under the provisions of the Food Safety Act 1990 specified in Schedule 1 to that Order, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (b) in paragraph 5, for the words “the Minister” there shall be substituted the words “the Agency”.

PART IX

CONSEQUENTIAL MODIFICATIONS TO THE BEEF BONES REGULATIONS 1997

- 1. In regulation 2(1), after the definition of “additive” there shall be added the following definition—

““the Agency” means the Food Standards Agency;”.

- 2. In regulation 12(1)—

- (a) in sub-paragraph (a), as it has effect in relation to England, for the words “the Minister” there shall be substituted the words “the Agency”; and
- (b) in sub-paragraph (b), as it has effect in relation to Wales, for the words “the Secretary of State”(a) there shall be substituted the words “the Agency”.

PART X

CONSEQUENTIAL MODIFICATIONS TO THE SPECIFIED RISK MATERIAL REGULATIONS 1997

- 1. In regulation 2(1), after the definition of “the Act” there shall be added the following definition—

““the Agency” means the Food Standards Agency;”.

- 2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are the definition of “listed premises” in regulation 2(1) and regulations 9(1), (2), (3), (4) and (5), 15(7) and (8), 16(4), 16A(4), 18(5).

- 3. In regulation 6—

- (a) for paragraph (1) there shall be substituted the following paragraphs—

“(1) The Minister may, on application, approve any premises for the purposes of Part VI of these Regulations (transport and disposal of specified risk material) if he is satisfied that the premises—

- (a) are properly equipped to carry out the functions to which the approval relates; and

- (b) comply with the requirements of that Part of these Regulations.

(1A) The Agency may, on application, authorise or register any premises for the purposes of Parts II, IV or V of these Regulations (respectively: restrictions on the use of specified risk material and vertebral column of ruminant animals, prohibitions on the removal of certain specified risk materials from ruminant animals and particular requirements in relation to sheep and goats) if it is satisfied that the premises—

- (a) are properly equipped to carry out the functions to which the authorisation or registration relates; and

- (b) comply with the requirements of the Part of these Regulations to which the authorisation or registration relates.”; and
 - (b) in paragraph (3) for the words “the Minister” there shall be substituted the words “the Minister or, as the case may be, the Agency”.
- 4.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “him”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.
- (2) The provisions referred to in sub-paragraph (1) above are regulations 9(4) and (5), 15(7) and 26(1).
5. In regulation 26(1), for the word “he”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.
6. In regulation 31(1)—
- (a) in sub-paragraph (a), as it has effect in relation to England, for the words “the Minister” there shall be substituted the words “the Agency”; and
 - (b) in sub-paragraph (b), as it has effect in relation to Wales, for the words “the Secretary of State”(5) there shall be substituted the words “the Agency”.

PART XI

CONSEQUENTIAL MODIFICATIONS TO THE MEAT (HYGIENE AND INSPECTION) (CHARGES) REGULATIONS 1998

1. In regulation 2(1)—
- (a) in the definitions of “accounting period” and “agreed PIA costs” for the words “the Minister” there shall be substituted the words “the Agency”; and
 - (b) after the definition of “accounting period” there shall be inserted the following definition—
““the Agency” means the Food Standards Agency;”.
- 2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.
- (2) The provisions referred to in sub-paragraph (1) above are regulations 3(1), (2), (3), (4), (5) and (10), 3A, 4(1), (1)(a) and (b) paragraphs 4(a)(ii), (b) and (b)(ii), 13, 14(b), 16 and 17(1)(a) of the Schedule.
- 3.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “him”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.
- (2) The provisions referred to in sub-paragraph (1) above are regulations 3(2) and (3) and 4(1) (b) and paragraph 13 of the Schedule.
- 4.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “he”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.
- (2) The provisions referred to in sub-paragraph (1) above are regulations 3(2), (3) and (10).

(5) Under article 2(a) of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) the functions of the Secretary of State under the provisions of the Food Safety Act 1990 specified in Schedule 1 to that Order, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART XII

CONSEQUENTIAL MODIFICATIONS TO THE SPECIFIED RISK MATERIAL (INSPECTION CHARGES) REGULATIONS 1999

1. In regulation 2(1)—

(a) the following definition shall be inserted in the appropriate alphabetical position—

““the Agency” means the Food Standards Agency;” and

(b) in the definitions of “SRM charge” and “SRM inspector” for the words “the Minister” there shall be substituted the words “the Agency”.

2.—(1) In each of the provisions specified in sub-paragraph (2) below for the words “the Minister”, wherever they occur in those provisions, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulations 3(1), (2) and (3) and 4(1), (1)(a) and (b) and paragraphs 2, 3(b) and 5 of the Schedule.

3.—(1) In each of the provisions specified in sub-paragraph (2) below for the word “him”, where this relates to “the Minister”, there shall be substituted the words “the Agency”.

(2) The provisions referred to in sub-paragraph (1) above are regulation 4(1)(b) and paragraph 2 of the Schedule.