

2001 No. 455

ANIMALS

ANIMAL HEALTH

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

Made 3rd December 2001

Coming into force at 6 pm on 3rd December 2001

Laid before the Scottish Parliament 6th December 2001

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

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 Regulations 2001 and shall come into force at 6 pm on 3rd December 2001.

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

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

2.—(1) The Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Regulations 2001(b) are amended in accordance with the following paragraphs of this regulation.

(2) In regulation 1(3) for “midnight on 31st December 2001”, there is substituted “midnight on 31st January 2002”.

(3) In regulation 2-

(a) for the definition of “the Decision”, there is substituted—
““the Decision” means Commission Decision 2001/740/EC of 19th October 2001 (concerning certain protection measures with regard to foot-and-mouth disease in the United Kingdom and repealing Commission Decision 2001/356/EC)(c), as amended by Commission Decision 2001/763/EC(d), Commission Decision 2001/789/EC(e) and Commission Decision 2001/848/EC(f);”;

(a) 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.

(b) S.S.I. 2001/429.

(c) O.J. No. L 227, 20.10.01, p.30. Commission Decision 2001/356/EC (O.J. No. L 125, 5.5.01, p.46), was amended by Commission Decision 2001/372/EC (O.J. No. L 130, 12.5.01, p.47), Commission Decision 2001/415/EC (O.J. No. L 149, 2.6.01, p.38), Commission Decision 2001/430/EC (O.J. No. L 153, 8.6.01, p.33), Commission Decision 2001/437/EC (O.J. No. L 154, 9.6.01, p.66), Commission Decision 2001/518/EC (O.J. No. L 186, 7.7.01, p.58), Commission Decision 2001/547/EC (O.J. No. L 195, 19.7.01, p.61), and Commission Decision 2001/708/EC (O.J. No. L 261, 29.9.01, p.67).

(d) O.J. No. L 287, 31.10.01, p. 36.

(e) O.J. No. L 295, 13.11.01, p. 25.

(f) O.J. No. L 315, 1.12.01, p. 64.

- (b) for the definition of “port of import”, there is substituted-
““port of import” means the ports of Cairnryan, Dover, Dundee and Stranraer;”.
- (4) In regulation 4–
 - (a) in sub-paragraph (2)(b), for “Cairnryan or Stranraer”, there is substituted “Cairnryan, Dundee or Stranraer”; and
 - (b) in sub-paragraph (3)(b), for “three days”, there is substituted “three working days”.
- (5) In regulation 6(2)–
 - (a) in sub-paragraph (d)(iv), after “establishment”, there is inserted “in Scotland”; and
 - (b) for sub-paragraph (e)(iv), there is substituted-
 - “(iv) the carcasses were handled in accordance with the provisions of Annex I of Chapter III of Directive 92/45/EEC and transported to a wild game collection centre or to an approved processing house for chilling;”.
- (6) In regulation 16(3), for “article”, there is substituted “regulation”.
- (7) In regulation 20(1), for “export”, there is substituted “dispatch”.
- (8) For Schedule 1 there is substituted the Schedule 1 set out in the Schedule to these Regulations.

DAVID R DICKSON

A member of the staff of the Scottish Ministers

Pentland House,
Edinburgh
3rd December 2001

SCHEDULE

SCHEDULE 1 AS INSERTED BY THESE REGULATIONS

“SCHEDULE 1
PERMITTED AREAS

Areas in Scotland

Administrative Unit	B	S/G	P	FG	WG
<i>Local Authority Areas in Scotland</i>					
Orkney Islands consisting of <i>Orkney Islands</i>	+	+	+	+	+
Western Islands consisting of <i>Eilean Siar</i>	+	+	+	+	+
Shetland Islands consisting of <i>Shetland Islands</i>	+	+	+	+	+
Wick consisting of <i>Part of Highland*</i>	+	+	+	+	+
Elgin consisting of <i>Moray Part of Highland*</i>	+	+	+	+	+
Inverness consisting of <i>Part of Highland*</i>	+	+	+	+	+
Aberdeenshire consisting of <i>Aberdeen City Aberdeenshire</i>	+	+	+	+	+
Forfar consisting of <i>Angus Dundee City</i>	+	+	+	+	+
Perth consisting of <i>Clackmannanshire Perth & Kinross</i>	+	+	+	+	+
Cupar consisting of <i>Fife</i>	+	+	+	+	+
Edinburgh consisting of <i>Falkirk Midlothian West Lothian City of Edinburgh East Lothian</i>	+	+	+	+	+
Galashiels consisting of <i>Scottish Borders</i>	+	+	+	+	-
Stirling consisting of <i>Stirling</i>	+	+	+	+	+
Oban consisting of <i>Argyll and Bute</i>	+	+	+	+	+

Administrative Unit	B	S/G	P	FG	WG
<i>Local Authority Areas in Scotland</i>					
Hamilton consisting of <i>East Dunbartonshire East Renfrewshire City of Glasgow Inverclyde North Lanarkshire Renfrewshire South Lanarkshire West Dunbartonshire</i>	+	+	+	+	+
Ayr consisting of <i>East Ayrshire North Ayrshire South Ayrshire</i>	+	+	+	+	+
Stranraer consisting of <i>Part of Dumfries & Galloway#</i>	+	+	+	+	-
Dumfries consisting of <i>Part of Dumfries & Galloway#</i>	+	+	+	+	-

Areas in England

Administrative Unit	B	S/G	P	FG	WG
Bedfordshire consisting of <i>Bedford</i> <i>Luton District</i>	+	+	+	+	+
Berkshire consisting of <i>Bracknell Forest</i> <i>Reading</i> <i>West Berkshire</i> <i>Windsor & Maidenhead</i> <i>Wokingham</i> <i>Slough</i>	+	+	+	+	+
Buckinghamshire consisting of <i>Buckinghamshire County</i> <i>Milton Keynes</i>	+	+	+	+	+
Cambridgeshire consisting of <i>Cambridgeshire County</i> <i>City of Peterborough</i>	+	+	+	+	+
Cheshire consisting of <i>Halton</i> <i>Cheshire County</i> <i>Warrington</i>	+	+	+	+	+
Cornwall County consisting of <i>Cornwall County</i>	+	+	+	+	-
Derbyshire consisting of <i>City of Derby</i> <i>Derbyshire County</i>	+	+	+	+	+
Dorset consisting of <i>Dorset County</i> <i>Bournemouth</i> <i>Poole</i>	+	+	+	+	-
Essex consisting of <i>Southend-on-Sea</i> <i>Essex County</i> <i>Thurrock</i>	+	+	+	+	+
Gloucestershire consisting of <i>South Gloucestershire</i> <i>Gloucestershire County</i>	+	+	+	+	-
Hampshire consisting of <i>Hampshire County</i> <i>City of Portsmouth</i> <i>City of Southampton</i>	+	+	+	+	+
Isle of Wight consisting of <i>Isle of Wight</i>	+	+	+	+	+
Hereford & Worcester consisting of <i>Worcestershire</i>	+	+	+	+	-
Hertfordshire consisting of <i>Hertfordshire</i>	+	+	+	+	+
Kent consisting of <i>Medway</i> <i>Kent County</i>	+	+	+	+	+
Lancashire consisting of <i>Blackburn with Darwen</i> <i>Blackpool</i>	-	+	+	+	-
Leicestershire consisting of <i>City of Leicester</i> <i>Rutland</i> <i>Leicester County</i>	+	+	+	+	+

Administrative Unit	B	S/G	P	FG	WG
Lincolnshire consisting of <i>Lincolnshire</i>	+	+	+	+	+
Merseyside consisting of <i>Knowsley District</i> <i>Liverpool District</i> <i>Sefton District</i> <i>St Helens District</i>	+	+	+	+	-
East London consisting of <i>East London</i>	+	+	+	+	+
South East London consisting of <i>South East London</i>	+	+	+	+	+
Norfolk consisting of <i>Norfolk</i>	+	+	+	+	+
Northamptonshire consisting of <i>Northamptonshire</i>	+	+	+	+	+
Nottinghamshire consisting of <i>City of Nottingham</i> <i>Nottinghamshire County</i>	+	+	+	+	+
Oxfordshire consisting of <i>Oxfordshire</i>	+	+	+	+	+
Avon consisting of <i>Bath & North East Somerset</i> <i>City of Bristol</i> <i>South Gloucestershire</i> <i>North Somerset</i>	+	+	+	+	+
Shropshire consisting of <i>Telford and Wrekin</i> <i>Shropshire County</i>	+	+	+	+	+
	+	+	+	+	-
Somerset consisting of <i>Somerset</i>	+	+	+	+	-
Staffordshire consisting of <i>City of Stoke-on-Trent</i> <i>Staffordshire County</i>	+	+	+	+	+
Suffolk consisting of <i>Suffolk</i>	+	+	+	+	+
Isles of Scilly consisting of <i>Isles of Scilly</i>	+	+	+	+	+
Surrey consisting of <i>Surrey</i>	+	+	+	+	+
East Sussex consisting of <i>Brighton & Hove</i> <i>East Sussex County</i>	+	+	+	+	+
West Sussex consisting of <i>West Sussex</i>	+	+	+	+	+
Warwickshire consisting of <i>Warwickshire</i>	+	+	+	+	+
Greater Manchester consisting of <i>Tameside District</i> <i>Oldham District</i> <i>Rochdale District</i> <i>Bury District</i> <i>Bolton District</i> <i>Salford District</i> <i>Trafford District</i> <i>Manchester District</i> <i>Stockport District</i> <i>Wigan District</i>	+	+	+	+	+

Administrative Unit	B	S/G	P	FG	WG
Wiltshire consisting of <i>Swindon</i> <i>Wiltshire County</i>	+	+	+	+	+
West Midlands consisting of <i>Birmingham District</i> <i>Dudley District</i> <i>Sandwell District</i> <i>Solihull District</i> <i>Walshall District</i> <i>Wolverhampton District</i> <i>Coventry District</i>	+	+	+	+	+
South Yorkshire consisting of <i>Barnsley District</i> <i>Doncaster District</i> <i>Rotherham District</i> <i>Sheffield District</i>	+	+	+	+	+
West Yorkshire consisting of <i>Wakefield District</i> <i>Kirklees District</i> <i>Calderdale District</i>	+	+	+	+	-
Beverley-North Yorkshire consisting of <i>York</i> <i>Selby District</i>	+	+	+	+	-
Humberside consisting of <i>East Riding of Yorkshire</i> <i>City of Kingston upon Hull</i> <i>North East Lincolnshire</i> <i>North Lincolnshire</i>	+	+	+	+	-

Areas in Wales

Administrative Unit	<i>B</i>	<i>S/G</i>	<i>P</i>	<i>FG</i>	<i>WG</i>
Gwynedd consisting of					
<i>Conwy</i>	+	+	+	+	+
<i>Gwynedd</i>	+	+	+	+	+
<i>Isle of Anglesey</i>	+	+	+	+	+
Dyfed consisting of					
<i>Sir Gaerfyrddin-Carmarthen</i>	+	+	+	+	-
<i>Sir Ceredigion-Ceredigion</i>	+	+	+	+	-
<i>Sir Benfro-Pembrokeshire</i>	+	+	+	+	+
Clwyd consisting of					
<i>Sir Ddinbych-Denbigshir</i>	+	+	+	+	+
<i>Sir Y Fflint-Flintshire</i>	+	+	+	+	+
<i>Wrexham-Wrexham</i>	+	+	+	+	+
South Glamorgan consisting of					
<i>Bro Morgannwg-The Vale of Glamorgan</i>	+	+	+	+	-
<i>Caerdydd-Cardiff</i>	-	+	+	+	-
Mid Glamorgan consisting of					
<i>Pen-y-Bont Ar Ogwr-Bridgend</i>	+	+	+	+	-
West Glamorgan consisting of					
<i>Abertawe-Swansea</i>	+	+	+	+	-
<i>Castell-Nedd Port Talbot-Neath Port Talbot</i>	+	+	+	+	-
Gwent consisting of					
<i>Casnowydd-Newport</i>	+	+	+	+	-

In this Schedule–

B = bovine meat;

S/G = sheep and goat meat;

P = pig meat;

FG = farmed game of species susceptible to food-and-mouth disease;

WG = wild game of species susceptible to food-and-mouth disease;

+ means that the area is one where the animals in the column may be produced and the meat in question may be produced and dispatched;

* the three areas listed which consist of Parts of the Highland Council area together comprise the whole of the Highland Council area;

the two areas listed which consist of Parts of the Dumfries and Galloway Council area together comprise the whole of the Dumfries and Galloway Council area.”.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations implement in Scotland Commission Decision 2001/848/EC amending Commission Decision 2001/740/EC (concerning certain protection measures with regard to foot-and-mouth disease in the United Kingdom) for the third time.

They amend the restrictions on imports and exports of certain animals and animal products contained in the Import and Export Restrictions (Foot-and-Mouth Disease) (Scotland) (No. 3) Regulations 2001 (“the principal Regulations”) to continue the effect of those restrictions, with amendments, until midnight on 31st January 2002.

The principal Regulations are amended to permit the dispatch from Scotland of sheepmeat and goatmeat, and farmed game of species susceptible to foot-and-mouth disease, from those areas of Scotland from which such exports were prohibited, as set out in the Schedule to these Regulations. The Regulations also add Dundee to the list of ports of import, require 3 working days notice of relevant imports by importers, and alter the requirements for handling carcasses of wild game.

The areas referred to in regulation 6 of the principal Regulations are the council areas listed in Schedule 1 to the principal Regulations as inserted by these Regulations. The Administrative Unit is used by the European Commission to designate areas of the United Kingdom for the purpose of allowing exports.

Regulation 2(5)(a), (6) and (7) corrects errors in the principal Regulations.

A Regulatory Impact Assessment has not been prepared for these Regulations.

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Disease) (Scotland) (No. 3) Amendment Regulations 2001**

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