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SCOTTISH STATUTORY INSTRUMENTS

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**2004 No. 433**

**The Genetically Modified Animal  
Feed (Scotland) Regulations 2004**

**Inspection detention and seizure of suspect animal feed**

- 9.—(1) Any notice to be given under regulation 8—
- (a) shall be signed on behalf of the enforcement authority by an inspector acting on behalf of that authority;
  - (b) purporting to be so signed (which includes a facsimile of a signature by whatever means reproduced), shall be deemed to have been so signed unless the contrary is proved;
  - (c) shall be given to the person in charge of the material by either—
    - (i) delivering it to that person;
    - (ii) in the case of a company or other incorporated body, by delivering it to their secretary or clerk at their registered or principal office, or by sending it by prepaid letter to that person at that office; or
    - (iii) in the case of any other person by leaving it at or sending it by prepaid letter to that person at that person's usual or last known address;
  - (d) where it is not practicable after reasonable enquiry to ascertain the name and address of the person to whom the notice should be given, or where the premises in which material intended for use as feed is kept are unoccupied, may be addressed to the “owner” or “occupier” of the premises in which the material is situated, stating the postal address of those premises and delivered to some person on those premises, or if there is no person on the premises to whom it can be delivered, by affixing it or a copy of it to some conspicuous part of the premises; and
  - (e) may be served by electronic communications on the person in charge of the material where that person has consented to receive such a notice by electronic communications.
- (2) Where a notice is served using electronic communications, the service is deemed to have been effected by properly addressing and transmitting the notice.