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SCOTTISH STATUTORY INSTRUMENTS

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**2007 No. 1**

**The Products of Animal Origin (Third  
Country Imports) (Scotland) Regulations 2007**

**PART 4**

**The Disposal and Burial of Unused On-Board Catering Supplies and Other Material**

**Amendment, suspension and revocation of approvals**

**32.**—(1) Where the Scottish Ministers are satisfied that any condition of the approval is no longer fulfilled, or that the requirements in regulation 30(2)(a) and (b) are not being complied with, or that it is necessary to do so for public or animal health reasons, they may, by notice in writing served on the operator, suspend the approval.

(2) Where the Scottish Ministers are satisfied that any condition of the approval should be amended for public or animal health reasons, they may, by notice in writing served on the operator, amend the approval.

(3) A suspension under paragraph (1) or an amendment under paragraph (2)—

- (a) has immediate effect if the Scottish Ministers are satisfied that it is necessary for it to do so for the protection of public or animal health; and
- (b) otherwise does not have effect for at least twenty-one days following service of the notice.

(4) The notice in paragraph (1) or (2) must—

- (a) give the reasons for the suspension or amendment; and
- (b) explain the right of the operator of the premises to make written representations to the Scottish Ministers and to be heard by an independent person appointed by the Scottish Ministers in accordance with regulation 33.

(5) Where there is an appeal under regulation 33, an amendment or suspension does not have effect until the final determination by the Scottish Ministers in accordance with that regulation unless the Scottish Ministers consider it necessary for the protection of public or animal health for the amendment or suspension to take effect sooner.

(6) Where the Scottish Ministers have suspended an approval, and—

- (a) no appeal is brought in accordance with regulation 33; or
- (b) the Scottish Ministers uphold the suspension following such an appeal,

the Scottish Ministers may by notice in writing revoke the approval provided that they are satisfied, taking into account all the circumstances of the case, that the premises will not be operated in accordance with the requirements of regulation 30(2)(a) or (b) or the conditions, if any, of the approval.