

2007 No. 493

AGRICULTURE

The Feed (Corn Gluten Feed and Brewers Grains) (Emergency Control) (Scotland) Revocation Regulations 2007

<i>Made</i> - - - -	<i>1st November 2007</i>
<i>Laid before the Scottish Parliament</i>	<i>2nd November 2007</i>
<i>Coming into force</i> - -	<i>30th November 2007</i>

The Scottish Ministers make the following Regulations, in exercise of the powers conferred by section 2(2) of the European Communities Act 1972(a) and all other powers enabling them to do so.

There has been consultation as required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(b).

Citation and commencement

1. These Regulations may be cited as the Feed (Corn Gluten Feed and Brewers Grains) (Emergency Control) (Scotland) Revocation Regulations 2007 and shall come into force on 30th November 2007.

Revocation

2. The Feed (Corn Gluten Feed and Brewers Grains) (Emergency Control) (Scotland) Regulations 2005(c) are revoked.

Consequential amendments to the Genetically Modified Animal Feed (Scotland) Regulations 2004

3. In regulation 8 (inspection, detention and seizure of suspect animal feed) of the Genetically Modified Animal Feed (Scotland) Regulations 2004(d) paragraphs (7A) and (7B) are omitted.

(a) 1972 c.68. Section 2(2) was amended by the Scotland Act 1998 (c.46) (“the 1998 Act”), Schedule 8, paragraph 15(3) and the Legislative and Regulatory Reform Act 2006 (c.51), section 27(1). The function conferred on a Minister of the Crown under section 2(2) of the 1972 Act, so far as exercisable within devolved competence, was transferred to the Scottish Ministers by section 53 of the 1998 Act. In so far as not so transferred and in so far as relating to food (including drink) including the primary production of food, that function was transferred to the Scottish Ministers by the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005 (S.I. 2005/849).

(b) O.J. No. L 31, 1.2.02, p.1 as amended by Regulation (EC) No. 1642/2003 of the European Parliament and of the Council (O.J. No. L 245, 29.9.03, p.4) and Commission Regulation (EC) No. 575/2006 (O.J. No. L 100, 8.4.06, p.3).

(c) S.S.I. 2005/246.

(d) S.S.I. 2004/433, amended by S.S.I. 2005/246.

Consequential amendment of the Official Feed and Food Controls (Scotland) Regulations 2005

4. In Schedule 2 (definition of relevant feed law) of the Official Feed and Food Controls (Scotland) Regulations 2005(a), paragraph (f) is omitted.

St Andrew's House,
Edinburgh
1st November 2007

SHONA ROBISON
Authorised to sign by the Scottish Ministers

(a) S.S.I. 2005/616, amended by S.S.I. 2006/3.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations revoke the Feed (Corn Gluten Feed and Brewers Grains) (Emergency Control) (Scotland) Regulations 2005 and make consequential amendments to The Genetically Modified Animal Feed (Scotland) Regulations and the Official Feed and Food Controls (Scotland) Regulations 2005 (S.S.I. 2005/616).

The Regulations implement Commission Decision 2007/157/EC repealing Decision 2005/317/EC on emergency measures regarding the non-authorized genetically modified organism Bt10 in maize products (O.J. No. L 68, 8.3.2007, p.8).

No regulatory impact assessment has been prepared in relation to these Regulations.

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Control) (Scotland) Revocation Regulations 2007**

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