
SCOTTISH STATUTORY INSTRUMENTS

2007 No. 522

**AGRICULTURE
FOOD**

**The Official Feed and Food Controls
(Scotland) Regulations 2007**

Made - - - - 21st November 2007
Laid before the Scottish Parliament - - 22nd November 2007
Coming into force 14th December 2007

**THE OFFICIAL FEED AND FOOD CONTROLS
(SCOTLAND) REGULATIONS 2007**

PART 1

PRELIMINARY

1. Citation, commencement and extent
2. Interpretation

PART 2

MAIN PROVISIONS

3. Appointment of authorised officers
4. Competent authorities
5. Exchanging and providing information
6. Obtaining information
7. Power to issue codes of recommended practice
8. Monitoring of enforcement action
9. Power to request information relating to enforcement action
10. Power of entry for persons monitoring enforcement action
11. Meaning of “enforcement authority” and related expressions
12. Offences relating to regulations 9 and 10
13. Right of appeal
14. Appeal to Court of Session against dismissal of appeal under regulation 13(1)
15. Staff of competent authority of another member State

Status: This is the original version (as it was originally made).

16. Commission experts
17. Prohibition on disclosure of trade secrets
18. Execution and enforcement
19. Powers of entry
20. Obstruction etc. of officers
21. Penalties
22. Time limit for prosecutions

PART 3

OFFICIAL CONTROLS ON FEED AND FOOD OF NON-ANIMAL ORIGIN FROM THIRD COUNTRIES

23. Interpretation of this Part of these Regulations
24. Feed enforcement responsibilities
25. Food enforcement responsibilities
26. Deferred execution and enforcement
27. Prohibition on introduction of certain feed and food
28. Checks on products
29. Detention, destruction, special treatment, re-dispatch and other appropriate measures and costs
30. Notices pursuant to Articles 18 and 19 of Regulation 882/2004 (imports of feed and food from third countries)
31. Right of appeal in respect of notices served under regulation 30
32. Appeal to Court of Session against dismissal of appeal under regulation 31
33. Serious risk to animal or public health
34. Liability for Charges
35. Procurement by authorised officers of samples with regard to food
36. Analysis etc. of samples
37. Powers of entry of authorised officers of a food authority
38. Obstruction etc. of officers (imports)
39. Offences and penalties
40. Time limit for prosecution (imports)

PART 4

RECOVERY OF EXPENSES

41. Expenses arising from additional official controls
42. Expenses arising in respect of co-ordinated assistance and follow-up by the Commission

PART 5

ENFORCEMENT AND SUPPLEMENTARY PROVISIONS

43. Offences due to fault of another person
44. Defence of due diligence
45. Offences by bodies corporate
46. Offences by Scottish partnerships
47. Protection of officers acting in good faith
48. Service of documents
49. Revocation and savings
Signature

SCHEDULE 1	DEFINITIONS OF COMMUNITY LEGISLATION
SCHEDULE 2	DEFINITION OF RELEVANT FEED LAW
SCHEDULE 3	DEFINITION OF RELEVANT FOOD LAW
SCHEDULE 4	COMPETENT AUTHORITIES FOR THE PURPOSES OF CERTAIN PROVISIONS OF REGULATION 882/2004 IN SO FAR AS THEY APPLY IN RELATION TO RELEVANT FEED LAW
SCHEDULE 5	COMPETENT AUTHORITIES FOR THE PURPOSES OF CERTAIN PROVISIONS OF REGULATION 882/2004 IN SO FAR AS THEY APPLY IN RELATION TO RELEVANT FOOD LAW

Explanatory Note