

SCOTTISH STATUTORY INSTRUMENTS

2009 No. 446

**The Official Feed and Food Controls
(Scotland) Regulations 2009**

PART 3

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

Interpretation of this Part of these Regulations

22. In this Part of these Regulations—

“authorised officer”, in relation to an enforcement authority, means any person (whether or not an officer of the authority) who is authorised by them in writing, either generally or specially, to act in matters arising under the Import Provisions;

“the Commissioners” means the Commissioners for Her Majesty's Revenue and Customs;

“enforcement authority” means the feed authority or the food authority;

“feed” does not include additives of a type mentioned in Article 6(1)(e) of or paragraph 4(d) of Annex I to Regulation (EC) No. 1831/2003 of the European Parliament and of the Council on additives for use in animal nutrition ^{M1} or any premixture consisting solely of a combination of such additives;

“outside Scotland enforcement authority” means the body responsible for enforcing the legislation in force with respect to imported products in any part of the United Kingdom except Scotland;

[^{F1}“product” means food and feed—

- (a) of non-animal origin whose import is regulated by Articles 44, [^{F2}Article 47(1)(d), 47(1)(e) or 47(1)(f)] of Regulation 2017/625, and the Regulation 2017/625 package, and
- (b) those composite products and foodstuffs which are not required to be subject to veterinary checks as provided in Commission Decision 2007/275/EC concerning lists of animals and products to be subject to controls at border inspection posts under Council Directives 91/496/EEC and 97/78/EC;]

^{F3}
...

[^{F4}“specified import provision” means any provision of Regulation 2017/625 or the Regulation 2017/625 package that is specified in column 1 of schedule 6 and whose subject-matter is described in column 2 of that schedule.]

Textual Amendments

- F1** Words in reg. 22 substituted (14.12.2019) by [The Official Feed and Food Controls \(Miscellaneous Amendments\) \(Scotland\) Regulations 2019 \(S.S.I. 2019/407\)](#), regs. 1, **7(11)(a)**

Changes to legislation: *There are currently no known outstanding effects for the The Official Feed and Food Controls (Scotland) Regulations 2009, Section 22. (See end of Document for details)*

- F2** Words in reg. 22 substituted (30.12.2020) by [The Official Feed and Food Controls \(Miscellaneous Amendments\) \(Scotland\) Regulations 2020 \(S.S.I. 2020/398\)](#), regs. 1, **4(4)**
- F3** Words in reg. 22 omitted (31.12.2020) by virtue of [The Food and Feed Safety and Hygiene \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2019 \(S.S.I. 2019/52\)](#), regs. 1(1), **7(9)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in reg. 22 substituted (14.12.2019) by [The Official Feed and Food Controls \(Miscellaneous Amendments\) \(Scotland\) Regulations 2019 \(S.S.I. 2019/407\)](#), regs. 1, **7(11)(c)**

Marginal Citations

- M1** O.J. No. L 268, 18.10.2003, p.29, as last amended by Regulation (EC) No. 596/2009 of the European Parliament and of the Council adapting a number of instruments subject to the procedure referred to in Article 251 of the Treaty to Council Decision 1999/468/EC with regard to the regulatory procedure with scrutiny: Adaptation to the regulatory procedure with scrutiny – Part Four (O.J. No. L 188, 18.7.2009, p.14).

Changes to legislation:

There are currently no known outstanding effects for the The Official Feed and Food Controls (Scotland) Regulations 2009, Section 22.