
SCOTTISH STATUTORY INSTRUMENTS

2010 No. 373

The Animal Feed (Scotland) Regulations 2010

PART 2

Marketing and use of feed

Interpretation of this Part and Schedule 1

3. In this Part and in Schedule 1 any reference to a numbered Article or Annex is a reference to the Article or Annex so numbered in Regulation 767/2009.

Enforcement of requirements of Regulation 767/2009

4.—(1) Subject to the transitional provisions contained in Article 32, any person who contravenes or fails to comply with any provision of Regulation 767/2009 specified in Schedule 1 is guilty of an offence.

(2) Where, pursuant to Article 17(2)(c) (specific mandatory labelling requirements for compound feed), the name of a specific feed material may be replaced by the name of the category to which the feed material belongs, only the categories listed in the Annex to Directive 82/475 may be indicated.

Competent authorities for the purposes of Regulation 767/2009

5.—(1) Each feed authority in its area is the competent authority for the purposes of—

- (a) Article 5(3) (responsibilities and obligations of feed businesses), 13(1)(a) (claims) and 17(3) (provision of information in the event of urgency) and Annex VII, Chapter 1, paragraph 8 (verification of labelling information accuracy); and
- (b) Article 13(1)(b) (claims) as the competent authority that may request scientific substantiation of a claim and to whose attention purchasers have the right to bring doubts regarding the truthfulness of a claim.

(2) The Food Standards Agency is the competent authority for the purposes of—

- (a) Article 26(1)(b) (EU catalogue and codes); and
- (b) Article 13(1)(b) (claims) as the competent authority that may submit to the Commission doubts concerning the scientific substantiation of a claim.

(3) The Food Standards Agency and each feed authority in its area is the competent authority for the purposes of Article 5(2) (verification of labelling information accuracy).