
SCOTTISH STATUTORY INSTRUMENTS

2013 No. 307

**The Animal By-Products (Enforcement)
(Scotland) Regulations 2013**

PART 8

Revocations and saving and transitional provisions

Revocations

30. The instruments specified in column 1 of Schedule 3 are revoked to the extent specified in column 3 of that Schedule.

Saving provisions

31. Notwithstanding their revocation, the Animal By-Products (Enforcement) (Scotland) Regulations 2011⁽¹⁾ continue to have effect in relation to any amendments made by regulation 28 (consequential amendments) of, and paragraphs 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 38, 39, 40, 41, 42, 43, 44, 45, 51, 52, 53, 54, 55 and 56 of Schedule 2 to, those Regulations.

Small quantities transitional provision

32.—(1) By way of derogation from Article 14 of the EU Control Regulation, the collection, transport and disposal of Category 3 material as mentioned in Article 10(f) of the EU Control Regulation (Category 3 material), is authorised under Article 36(3) of the EU Implementing Regulation (transitional measures) until 31st December 2014⁽²⁾, where the requirements of paragraph (2) are satisfied.

(2) The requirements are—

- (a) the material satisfies Article 36(3) of, and paragraphs (a) to (c) of Chapter IV of Annex VI to, the EU Implementing Regulation; and
- (b) the means of disposal for such material, in addition to the means specified in Article 14 of the EU Control Regulation, are disposal—
 - (i) in an authorised landfill without prior processing; or
 - (ii) where Article 21 of the EU Control Regulation (collection and identification as regards category and transport) is satisfied, to a biogas or composting plant for transformation in accordance with an authorisation under point 2 of section 2 of Chapter III of Annex V to the EU Implementing Regulation.

⁽¹⁾ [S.S.I. 2011/171](#) as amended by [S.S.I. 2012/179](#).

⁽²⁾ The period of the derogation in Article 36(3) of the EU Implementing Regulation was extended by Commission Regulation (EU) No 294/2013 (OJ L 98, 6.4.2013, p.1).