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SCOTTISH STATUTORY INSTRUMENTS

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**2019 No. 407**

**The Official Feed and Food Controls (Miscellaneous Amendments) (Scotland) Regulations 2019**

**Amendment of the Fishery Products (Official Controls Charges)(Scotland) Regulations 2007**

5.—(1) The Fishery Products (Official Controls Charges)(Scotland) Regulations 2007(1) are amended in accordance with paragraphs (2) to (8).

(2) In regulation 2 (interpretation)—

(a) the current text becomes paragraph (1), and

(b) in new paragraph (1)—

(i) for the definition that begins “Directive 2004/41” substitute—

““Directive 2004/41”, “Regulation 2406/96”, “Regulation 852/2004”, “Regulation 853/2004”, “Regulation 1688/2005”, “Regulation 2073/2005”, “Regulation 2074/2005”, “Regulation 2017/185”, “Regulation 2017/625”, “Regulation 2019/624” and “Regulation 2019/627” have the meanings respectively given to them in the schedule.”,

(ii) in the definition of “first placing on the market” for “Regulation 882/2004” substitute “Regulation 2017/625”,

(iii) in the definition of “first sale in a fish market” for “Regulation 882/2004” substitute “Regulation 2017/625”,

(iv) in the definition of “official controls” for “paragraph 1 of Article 2 of Regulation 882/2004” substitute “Article 2(1) of Regulation 2017/625”,

(v) in the definition of “processing” for “Chapter V of Section B of Annex IV to Regulation 882/2004” substitute “Regulation 2017/625”, and

(vi) in the definition of “third country import” for “Regulation 882/2004” substitute “Article 79 of Regulation 2017/625”.

(3) In regulation 3 (actual costs) for “Annex VI to Regulation 882/2004 directly incurred in the exercise of the official controls required under Annex III to Regulation 854/2004” substitute “Articles 80, 81 and 82 of Regulation 2017/625 directly incurred in the exercise of the official controls required under Title VI of and Annex IV to Regulation 2019/627”.

(4) In regulation 4 (sterling equivalents of euro) for paragraph (3) substitute—

“(3) The Euro/Sterling conversion rate is the average of the rates published in the C Series of the Official Journal of the European Union for each of the days of the period of charge (only counting days when the rate is published).”.

(5) In regulation 9 (sums remitted from one food authority to another) for “Annex III to Regulation 854/2004” substitute “Title VI of and Annex VI to Regulation 2019/627”.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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(6) In regulation 10 (payment of landings charge in respect of the first placing on the market and the first sale in a fish market of fishery products) for “Annex III to Regulation 854/2004” in each place where it occurs, substitute “Title VI of and Annex VI to Regulation 2019/627”.

(7) In regulation 12 (charge in respect of processing establishments) for “Annex III to Regulation 854/2004” in both places where it occurs substitute “Title VI of and Annex VI to Regulation 2019/627”.

(8) For the schedule (definitions of Community legislation) substitute the schedule in schedule 2 of these Regulations.