
 STATUTORY INSTRUMENTS

1986 No. 789 (S. 72)

FOOD

The Cream (Heat Treatment) (Scotland) Amendment Regulations 1986

<i>Made</i> - - - -	30th April 1986
<i>Laid before Parliament</i>	9th May 1986
<i>Coming into Operation</i>	1st June 1986

The Secretary of State, in exercise of the powers conferred on him by sections 4, 7, 13 and 56 of the Food and Drugs (Scotland) Act 1956(a), and of all other powers enabling him in that behalf, after consultation in accordance with section 56(6) of that Act with such organisations as appear to him to be representative of interests substantially affected by the regulations, hereby makes the following regulations:-

Citation and commencement

1. These regulations may be cited as the Cream (Heat Treatment) (Scotland) Amendment Regulations 1986 and shall come into operation on 1st June 1986.

Amendment of the Cream (Heat Treatment) (Scotland) Regulations 1983

2.—(1) The Cream (Heat Treatment) (Scotland) Regulations 1983(b) shall be amended in accordance with the following provisions of this regulation.

(2) In regulation 2 (interpretation) -

(a) the definition of “milk” shall be deleted; and

(b) in the definition of “untreated cream” the words “and which has been derived from milk” shall be deleted.

(3) In regulation 4A (untreated cream) -

(a) in paragraph (1) there shall be added at the end -

“and the conditions of sale specified in Schedule 5 are satisfied in relation to that cream.”;

(b) paragraph (4) shall be revoked.

(a) 1956 c.30; section 4 was amended by the European Communities Act 1972 (c.68), Schedule 4, paragraph 3(1); section 56 was amended by the Weights and Measures Act 1963 (c.31), Schedule 9, Part II, the European Communities Act 1972, Schedule 4, paragraph 3(2), the Criminal Justice Act 1982 (c.48), Schedule 15, paragraph 8, the Law Reform (Miscellaneous Provisions) (Scotland) Act 1985 (c.73), section 41 and S.I. 1984/526.

(b) S.I. 1983/1515, amended by S.I. 1985/1068, 1222; regulation 4 was disappplied to permitted imported cream by S.I. 1983/1545.

- (4) In regulation 5 (cream from England, Wales and Northern Ireland) -
- (a) in paragraph (1) after the word “Wales” in both places where it occurs there shall be inserted the words “or Northern Ireland”; and
- (b) paragraph (2) shall be deleted.
- (5) In Schedule 1, paragraph 1 (general requirements in connection with the heat treatment of cream) -
- (a) for the words “Great Britain” in both places where they occur, there shall be substituted the words “the United Kingdom”; and
- (b) the words “raw” and “untreated” shall be deleted.
- (6) In Schedule 3 (sampling and testing of pasteurised cream) -
- (a) (i) in Part II, paragraph 2(b); and
- (ii) in Part V, paragraph 2(b),
- the words “or B.S.625:1959”, and “or 625:1959, 35/8” where they occur shall be deleted; and
- (b) in Part III, paragraph 1(i) the words “or 625:1959” shall be deleted.
- (7) For Schedule 4 (permitted boiler feed water treatment compounds) there shall be substituted the following Schedule:-

“SCHEDULE 4

PERMITTED BOILER FEED WATER TREATMENT COMPOUNDS

Potassium alginate
 Sodium alginate
 Potassium carbonate
 Sodium carbonate
 Sodium hydroxide
 Sodium dihydrogen orthophosphate
*di*Sodium hydrogen orthophosphate
*tri*Sodium orthophosphate
*penta*Sodium triphosphate
 Sodium polyphosphates
*tetra*Sodium diphosphate
 Sodium silicate
 Sodium metasilicate
 Sodium sulphate
 Magnesium sulphate
 Neutral or alkaline sodium sulphite
 Unmodified starch

Sodium aluminate

Polyoxyethylene glycol (minimum molecular weight 1,000).”.

Gray of Contin,
Minister of State,
Scottish Office.

New St. Andrew's House,
Edinburgh.
30th April 1986.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations amend the Cream (Heat Treatment) (Scotland) Regulations 1983 (“the principal regulations”). The principal amendment is the removal of the restriction on the importation into Scotland of pasteurised cream produced in Northern Ireland. Such cream is now subject to controls similar to those which apply to pasteurised cream originating in England and Wales (regulation 2(4) and (5)).

Regulation 2 of these regulations also removes the requirement that only raw milk and untreated cream may be used to produce heat treated cream in accordance with the principal regulations (paragraphs (2) and 5(b)) corrects a drafting error in the principal regulations (paragraph (3)) and makes certain other minor amendments concerning the apparatus used in the testing of pasteurised cream and in the nomenclature of boiler feed water treatment compounds (paragraphs (6) and (7) respectively).

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