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STATUTORY INSTRUMENTS

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**1995 No. 1372**

**The Dairy Products (Hygiene) (Scotland) Regulations 1995**

**PART VII**

**TRANSITIONAL PROVISIONS RELATING TO  
DAIRY FARMS AND DAIRY ESTABLISHMENTS**

**Temporary derogations under Directive 92/47**

**15.**—(1) Notwithstanding the requirements of regulation 6(3) and until 31st December 1997, the food authority shall approve a dairy establishment which does not comply with any or all of the requirements of Schedule 2, and which is listed in the Annex to Commission Decision [94/695/EC](#) establishing the list of Community establishments for which temporary and limited derogations are granted from Community health rules on the production and placing on the market of raw milk, heat-treated milk and milk-based products<sup>(1)</sup>, in accordance with Article 2 of Council Directive 92/47.

(2) Dairy products produced in a dairy establishment approved in accordance with paragraph (1) above shall not—

- (a) bear a health mark, or
- (b) be intended for export to another EEA State.

(3) In this regulation, “dairy establishment” includes a part of a dairy establishment, and “dairy products” mean dairy products in respect of which a derogation has been granted in accordance with Article 2 of Council Directive 92/47.

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(1) OJ No.L282, 29.10.94, p.1.