

**THE OFFICIAL FEED AND FOOD CONTROLS (SCOTLAND) REGULATIONS 2009
(S.S.I. 2009/446) ("the Regulations")**

REVOCATION OF DECLARATION UNDER REGULATION 35

Whereas on 26th September 2008 the Commission of the European Communities adopted Commission Decision 2008/757/EC imposing special conditions governing the import of products containing milk or milk products originating in or consigned from China (OJ No. L 259, 27.9.2008, p.10);

Whereas on 14th October 2008 the Commission of the European Communities adopted Commission Decision 2008/798/EC imposing special conditions governing the import of products containing milk or milk products originating in or consigned from China, and repealing Commission Decision 2008/757/EC (OJ No. L 273, 15.10.2008, p.18);

Whereas on 9th December 2008 the Commission of the European Communities adopted Commission Decision 2008/921/EC amending Decision 2008/798/EC (OJ No. L 331, 10.12.2008, p.19);

Whereas on 25th November 2009 the Commission of the European Communities adopted Commission Regulation (EC) No. 1135/2009 imposing special conditions governing the import of certain products originating in or consigned from China, and repealing Commission Decision 2008/798/EC (OJ No. L 311, 26.11.2009, p.3);

Whereas on 15th December 2009 the Food Standards Agency declared in accordance with regulation 33 of the Official Feed and Food Controls (Scotland) Regulations 2007 that with effect from 16th December 2009: (a) the introduction into Scotland of products containing milk, milk products, soya or soya products intended for the particular nutritional use of infants and young children within the meaning of Directive 2009/39/EC of the European Parliament and of the Council on foodstuffs intended for particular nutritional uses (OJ No. L124, 20.5.2009, p.21) originating or consigned from China was suspended; and (b) the introduction into Scotland of consignments originating in or consigned from China of ammonium bicarbonate intended for food and feed and of feed and food containing milk, milk products, soya or soya products was permitted subject to the conditions specified in Articles 3, 4 and 6 of Commission Regulation (EC) No. 1135/2009 (the "Declaration");

Whereas on 25th January 2010 the Official Feed and Food Controls (Scotland) Regulations 2007 were revoked and replaced by the Regulations;

Whereas the issue, modification, suspension or revocation of a written declaration under regulation 33 of the Official Feed and Food Controls (Scotland) Regulations 2007 has effect as if made or done under regulation 35 of the Regulations;

And whereas on 4th February 2015 the Commission of the European Union adopted Commission Implementing Regulation (EU) 2015/170 repealing Regulation (EC) No. 1135/2009 imposing special conditions governing the import of certain products originating in or consigned from China (OJ No. L 29, 5.2.2015, p.1);

The Food Standards Agency declares that the Declaration is revoked with immediate effect.

Signed by *Geoff Ogle* on 9 February 2015

Print name: Geoff Ogle

Give details of post held: Director

For and on behalf of the Food Standards Agency in Scotland

NOTES

(1) Any expression used both in this declaration and Commission Implementing Regulation (EU) 2015/170 has the same meaning as it bears in that Implementing Regulation.