

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

DECLARATION UNDER REGULATION 35

Whereas the Food Standards Agency has reasonable grounds to suspect the presence of pentachlorophenol and dioxins in guar gum originating in or consigned from India;

Whereas this is likely to constitute a serious risk to public health;

Whereas on 29 April 2008 the Commission of the European Communities adopted Commission Decision 2008/352/EC imposing special conditions governing guar gum originating in or consigned from India due to contamination risks of those products by pentachlorophenol and dioxins (OJ No. L 117, 1.5.2008, p.42);

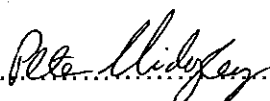
Whereas on 25 March 2010 the Commission of the European Union adopted Commission Regulation (EU) No. 258/2010 imposing special conditions on the import of guar gum originating in or consigned from India due to contamination risks by pentachlorophenol and dioxins, and repealing Decision 2008/352/EC (OJ No. L 80, 26.3.2010, p.28);

And whereas on 5 February 2015 the Commission of the European Union adopted Commission Implementing Regulation (EU) 2015/175 laying down special conditions applicable to the import of guar gum originating in or consigned from India due to contamination risks by pentachlorophenol and dioxins, and repealing Regulation (EU) No. 258/2010 (OJ No. L 30, 6.2.2015, p.10);

The Food Standards Agency declares in accordance with regulation 35 of the Regulations that with effect from 26 February 2015 the introduction into Scotland of the products referred to in Article 1(1) and (2) of Commission Implementing Regulation (EU) 2015/175 is permitted subject to:

- (a) the conditions specified in Articles 3, 4, 5, 6, 7, 9, 10, and 13; and
- (b) the transitional arrangements provided for by Article 15; of that Implementing Regulation.

Declaration OFFC 2010/S/001 is revoked with effect from 26 February 2015.

Signed by  on 10 February 2015

Print name Peter Midgley

Give details of post held..... Head of Policy and Operations.....

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) 2015/175 has the meaning it bears in that Implementing Regulation.

(2) Introduction into Scotland of products originating in or consigned from India in contravention of this declaration is an offence, punishable by a fine or with imprisonment or both.