
SCOTTISH STATUTORY INSTRUMENTS

2005 No.91

FOOD

The Dairy Produce Quotas (Scotland) Regulations 2005

Made - - - - 28th February 2005
Laid before the Scottish
Parliament - - 1st March 2005
Coming into force 31st March 2005

**THE DAIRY PRODUCE QUOTAS
(SCOTLAND) REGULATIONS 2005**

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Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Dairy Produce Quotas (Scotland) Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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1. (1) Subject to sub-paragraphs (2) and (3), all apportionments and...
2. (1) An arbiter or the Scottish Land Court, as the...

PART II APPORTIONMENTS CARRIED OUT BY ARBITRATION

3. (1) Subject to sub-paragraph (4), in any case where an...
4. (1) In any case where a prospective apportionment is to...
5. (1) Where, in terms of a notice given by the...
6. (1) If the person appointed arbiter dies, or is incapable...
7. No party to the arbitration shall have power to revoke...
8. Every appointment, application, notice, revocation and consent under paragraphs 1...
9. The remuneration of the arbiter shall be—
10. (1) Subject to sub-paragraph (2), in any arbitration to which...
11. The parties to the arbitration shall within twenty-eight days of...
12. The parties to the arbitration, and all persons claiming through...
13. Any person having an interest in the holding to which...
14. The arbiter shall have power to administer oaths, and to...
15. (1) The arbiter shall make and sign the award within...
16. The award to be made by the arbiter shall be...
17. The arbiter may correct in an award any clerical mistake...
18. Where the arbiter is requested by any party to the...
19. The expenses of and incidental to the arbitration and award...
20. (1) The arbiter shall, in awarding expenses, take into consideration—...
21. It shall not be lawful to include in the expenses...
22. The arbiter may at any stage of the proceedings, and...
23. Where an arbiter has committed any misconduct, the sheriff may...
24. Where an arbiter has committed any misconduct, or an arbitration...
25. Any amount paid in respect of the remuneration of an...
26. The Arbitration (Scotland) Act 1894 shall not apply to any...

PART III APPORTIONMENTS CARRIED OUT BY THE SCOTTISH LAND COURT

27. The provisions of the Scottish Land Court Act 1993 with...
28. Where an apportionment or prospective apportionment is to be dealt...
29. Where, in terms of a notice given by the Scottish...
30. Any person having an interest in the holding to which...

SCHEDULE 2 KEEPING AND RETENTION OF RECORDS

Records to be kept by purchasers

1. In respect of each quota year, a purchaser shall keep,...

Records to be kept by producers

2. (1) In respect of each quota year, a direct seller...
3. A wholesale quota holder who makes deliveries to a purchaser...

Records to be kept by any person undertaking butterfat testing in a laboratory

4. Any person undertaking butterfat testing for a purchaser in a...

Records to be kept by hauliers

5. Any haulier collecting milk or milk products on behalf of...

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Records to be kept by processors

6. Any processor in receipt of milk or milk products for...

Records to be kept by persons buying, selling or supplying milk or milk products obtained directly from a producer or purchaser

7. Any person who in the course of a business buys,...
8. In this Schedule, in relation to any records— “the relevant...
Explanatory Note

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Changes and effects yet to be applied to :

- sch 2 am by [S.S.I. 2007/118 reg 10](#)
- Regulations revoked by [S.S.I. 2018/391 sch. Pt. 2](#)
- reg 2 am by [S.S.I. 2007/118 reg 3](#)
- reg. 4(9) words substituted by [S.S.I. 2011/83 Sch. para. 2](#)
- reg 7 rev in pt by [S.S.I. 2007/118 reg 4](#)
- reg 9 am by [S.S.I. 2007/118 reg 5](#)
- reg. 9(1) words substituted by [S.S.I. 2011/83 Sch. para. 3](#)
- reg. 13(2) words substituted by [S.S.I. 2011/83 Sch. para. 4](#)
- reg. 15(1) words substituted by [S.S.I. 2011/83 Sch. para. 5](#)
- reg 16 am by [S.S.I. 2006/119 reg 2](#)
- reg. 19(2) words substituted by [S.S.I. 2011/83 Sch. para. 6](#)
- reg. 21(1)(a) words substituted by [S.S.I. 2011/83 Sch. para. 7\(a\)](#)
- reg. 21(1)(b) words substituted by [S.S.I. 2011/83 Sch. para. 7\(b\)](#)
- reg. 21(2)(b) words substituted by [S.S.I. 2011/83 Sch. para. 7\(a\)](#)
- reg. 22(1) words substituted by [S.S.I. 2011/83 Sch. para. 8](#)
- reg 23 am by [S.S.I. 2006/119 reg 2](#)
- reg. 23(2) words substituted by [S.S.I. 2011/83 Sch. para. 9](#)
- reg. 25(4)-(7) omitted by [S.S.I. 2011/83 Sch. para. 10](#)
- reg. 26(1) substituted by [S.S.I. 2011/83 Sch. para. 11\(a\)](#)
- reg. 26(3) substituted by [S.S.I. 2011/83 Sch. para. 11\(b\)](#)
- reg. 27(1) words substituted by [S.S.I. 2011/83 Sch. para. 12\(a\)](#)
- reg. 27(2) words omitted by [S.S.I. 2011/83 Sch. para. 12\(b\)](#)
- reg. 28(1) words substituted by [S.S.I. 2011/83 Sch. para. 13\(a\)](#)
- reg. 28(2)(b) words substituted by [S.S.I. 2011/83 Sch. para. 13\(b\)](#)
- reg. 30(1) words substituted by [S.S.I. 2011/83 Sch. para. 14\(a\)](#)
- reg. 30(11)(b) words substituted by [S.S.I. 2011/83 Sch. para. 14\(b\)](#)
- reg. 30(14) words substituted by [S.S.I. 2011/83 Sch. para. 14\(b\)](#)
- reg 31 am by [S.S.I. 2007/118 reg 6](#)
- reg. 31(2)(a) words substituted by [S.S.I. 2011/83 Sch. para. 15\(a\)\(i\)](#)
- reg. 31(2)(b) words substituted by [S.S.I. 2011/83 Sch. para. 15\(a\)\(ii\)](#)
- reg. 31(3) words substituted by [S.S.I. 2011/83 Sch. para. 15\(b\)](#)
- reg 33 subst by [S.S.I. 2006/119 reg 2](#)
- reg. 33(2) words substituted by [S.S.I. 2011/83 Sch. para. 16](#)
- regs 35 - 36 am by [S.S.I. 2006/119 reg 2](#)
- reg 36 am by [S.S.I. 2007/118 reg 7](#)
- reg 38 rev in pt by [S.S.I. 2007/118 reg 8](#)
- reg. 38(1) words substituted by [S.S.I. 2011/83 Sch. para. 17](#)
- reg. 38(3) words substituted by [S.S.I. 2011/83 Sch. para. 17](#)
- reg 39 am by [S.S.I. 2007/118 reg 9](#)
- reg. 39(1) words substituted by [S.S.I. 2011/83 Sch. para. 18](#)
- reg. 39(3) words substituted by [S.S.I. 2011/83 Sch. para. 18](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

– reg. 2(1)(1A) substituted for reg. 2(1) by [S.S.I. 2011/83 Sch. para. 1](#)