



# Regulatory Reform (Scotland) Act 2014

## 2014 asp 3

### PART 4

#### MISCELLANEOUS

##### *Street traders' licences*

#### **56 Application for street trader's licence: food businesses**

In section 39 of the Civic Government (Scotland) Act 1982 (street traders' licences)—

- (a) in subsection (4)—
  - (i) for “the food ” substitute “a food”,
  - (ii) after “1990)” insert “mentioned in subsection (4A)”,
- (b) after subsection (4) insert—

“(4A) A food authority referred to in subsection (4) is a food authority in Scotland which, in respect of the activity mentioned in that subsection—

- (a) has registered the establishment that carries out or intends to carry out the activity for the purposes of Article 6.2 of Regulation EC No. 852/2004 of the European Parliament and of the Council of 29 April 2004 on the hygiene of foodstuffs, or
- (b) where no such food authority has registered the establishment for those purposes, a food authority which is—
  - (i) the licensing authority to which the application mentioned in subsection (4) in respect of the activity is made, or
  - (ii) another licensing authority to which an application for a street trader's licence in respect of the activity is or has been made.”