
SCOTTISH STATUTORY INSTRUMENTS

2002 No. 284

**The Food (Control of Irradiation)
Amendment (Scotland) Regulations 2002**

Amendments to the Food (Control of Irradiation) Regulations 1990

5. In Schedule 1 (irradiation licences)–

- (a) in Part I (grant of irradiation licences), in paragraph 1(f)(i) for “and how that would benefit consumers” there shall be substituted “and how irradiating that description of food for that purpose would benefit consumers”;
- (b) in Part II (terms and conditions of irradiation licences)–
 - (i) for paragraph 9 there shall be substituted–

“9.—(1) The licence shall prohibit the licensee from subjecting any food to treatment by ionising radiation in combination with any chemical treatment having the same purpose as the treatment by ionising radiation.

(2) Subject to sub-paragraph (3) below, the licence shall prohibit the licensee from subjecting to treatment by ionising radiation any food which, or any part of which, has previously been treated by ionising radiation.

(3) The licence shall specify that the removal of food from and return of the food to the facility where subsection to treatment by ionising radiation takes place shall, where that removal and return form part of a continuous process required by the design and construction of that facility, not be treated as a subsection to treatment required to be prohibited by sub-paragraph (2) above.”;

- (ii) in paragraph 15(1) the words from “and shall prohibit the licensee from consigning food” to the end shall be omitted;

(iii) after paragraph 15(2) there shall be inserted–

“(3) Subject to sub-paragraph (4) below, the licence shall prohibit the licensee from consigning food within a batch of food referred to in sub-paragraph (1) above to any other person unless that food is accompanied by documentation containing–

- (a) the name of the licensee and the address of the premises to which the licence relates;
- (b) the official reference number of the facility as referred to in Article 7.1 of Directive 1999/2;
- (c) the name and address of each consignor and each consignee of food within that batch;
- (d) a statement that the food within that batch has been subjected to treatment by ionising radiation by use of the word “irradiated” or the words “treated with ionising radiation”;
- (e) the numerical reference by which that batch can be identified;
- (f) the description and quantity of food within that batch;

- (g) the date on which the treatment took place; and
 - (h) the overall average dose specified in sub-paragraph (1)(h) above.
- (4) In the case of foods not intended for sale to the ultimate consumer or catering establishments, either the information specified in sub-paragraph 3(a) or (b) above shall be indicated in the documentation accompanying the food.
- (5) In sub-paragraph (4) above, “ultimate consumer” and “catering establishment” shall have the same meaning as in regulation 2(1) of the Food Labelling Regulations 1996(1).”.
- (c) in Part III (variation of irradiation licence) in paragraph 1(1)(a)–
 - (i) the words “one of the seven permitted” shall be omitted; and
 - (ii) for “are appropriate to the new description of food”, there shall be substituted “will remain appropriate if that variation is effected”.

(1) S.I.1996/1499, to which there are amendments not relevant to these Regulations.