
SCOTTISH STATUTORY INSTRUMENTS

2004 No. 548

**The Sweeteners in Food Amendment
(Scotland) Regulations 2004**

Amendments to the Sweeteners in Food Regulations 1995

6. In regulation 11 (transitional provision and exemption), after paragraph (1A)(1), insert—
- “(1B) In any proceedings for an offence under these Regulations which allege a contravention of regulations 3, 4 or 5, it shall be a defence to prove that—
- (a) the act was committed before 29th January 2006;
 - (b) the act was that of—
 - (i) selling a sweetener or food;
 - (ii) using a sweetener in or on food,which in either case was placed on the market before 29th July 2005; and
 - (c) the matter constituting the offence would not have constituted an offence under these Regulations if the amendments made by regulations 3(1)(a) or (c) or (2), or 4 to 7 of the Sweeteners in Food Amendment (Scotland) Regulations 2004 had not been in force when the act was committed.”