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SCOTTISH STATUTORY INSTRUMENTS

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**2009 No. 30**

**The Plastic Materials and Articles in Contact  
with Food (Scotland) Regulations 2009**

**PART 4**

**GENERAL AND SUPPLEMENTARY**

**Application of provisions of the Act**

**21.** The following provisions of the Act apply for the purposes of these Regulations as they apply for the purposes of the Act—

- (a) section 3 (presumptions that food intended for human consumption);
- (b) section 20 (offences due to fault of another person);
- (c) section 30(8) (relating to documentary evidence);
- (d) section 36 (offences by bodies corporate);
- (e) section 36A (offences by Scottish partnerships)(1); and
- (f) section 44 (protection of officers acting in good faith).

**Amendment to the Food Safety (Sampling and Qualifications) Regulations 1990**

**22.** In Schedule 1 (provisions to which these Regulations do not apply) to the Food Safety (Sampling and Qualifications) Regulations 1990(2), for the title and reference of the 2008 Regulations substitute the title and reference of these Regulations.

**Amendments to the Materials and Articles in Contact with Food (Scotland) Regulations 2007**

**23.—**(1) The 2007 Regulations are amended in accordance with paragraphs (2) to (4).

(2) In regulation 2(1) for the definition of “the 2008 Regulations” substitute ““the 2009 Regulations” means the Plastic Materials and Articles in Contact with Food (Scotland) Regulations 2009(3)”.

(3) In regulation 10(4) for “2008” substitute “2009”.

(4) In regulation 11(5) for “2008” substitute “2009”.

**Revocations**

**24.** The following are revoked—

- (a) the 2008 Regulations;

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(1) Section 36A was inserted by section 40 of, and Schedule 5 to, the Food Standards Act 1999 (c. 28).

(2) S.I.1990/2463; as relevantly amended by S.S.I. 2008/127.

(3) S.S.I. 2009/30.

(b) regulation 2 of the Plastic Materials and Articles in Contact with Food (Scotland) Amendment Regulations 2008<sup>(4)</sup>.

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<sup>(4)</sup> S.S.I. 2008/261.