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SCOTTISH STATUTORY INSTRUMENTS

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**2013 No. 217**

**The Contaminants in Food (Scotland) Regulations 2013**

**PART 1**

Introductory

**Citation, extent and commencement**

1. These Regulations may be cited as the Contaminants in Food (Scotland) Regulations 2013, extend to Scotland only and come into force on 1st October 2013.

**Interpretation**

2.—(1) In these Regulations —

“the Act” means the Food Safety Act 1990;

“Directive 76/621” means Council [Directive 76/621/EEC](#) relating to the fixing of the maximum level of erucic acid in oils and fats intended as such for human consumption and in foodstuffs containing added oils or fats(1);

“Directive 80/891” means Commission [Directive 80/891/EEC](#) relating to the Community method of analysis for determining the erucic acid content in oils and fats intended to be used as such for human consumption and in foodstuffs containing added oils or fats(2);

“Regulation 1881/2006” means [Commission Regulation \(EC\) No 1881/2006](#) setting maximum levels for certain contaminants in foodstuffs(3);

“Regulation 629/2008” means [Commission Regulation \(EC\) No 629/2008](#) amending [Regulation \(EC\) No 1881/2006](#) setting maximum levels for certain contaminants in foodstuffs(4);

“Regulation 124/2009” means [Commission Regulation \(EC\) No 124/2009](#) setting maximum levels for the presence of coccidiostats or histomonostats in food resulting from the unavoidable carry-over of these substances in non-target feed(5);

“Regulation 165/2010” means [Commission Regulation \(EU\) No 165/2010](#) amending [Regulation \(EC\) No. 1881/2006](#) setting maximum levels for certain contaminants in foodstuffs as regards aflatoxins(6);

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(1) OJ L 202, 28.7.1976, p.35. This Directive was last amended by Council Regulation (EC) No 807/2003 (OJ L 122, 16.5.2003, p.36).

(2) OJ L 254, , 27.9.1980, p.35.

(3) OJ L 364, 20.12.2006, p.5. This Regulation has been amended by [Commission Regulation \(EC\) No 1126/2007](#) (OJ L 255, 29.9.2007, p.14), [565/2008](#) (OJ L 160, 19.6.2008, p.20), [629/2008](#) (OJ L 173, 3.7.2008, p.6), and by [Commission Regulation \(EU\) No 105/2010](#) (OJ L 35, 6.2.2010, p.7), [165/2010](#) (OJ L 50, 27.2.2010, p.8), [420/2011](#) (OJ L 111, 30.4.2011, p.3), [835/2011](#) (OJ L 215, 20.8.2011, p.4), [1258/2011](#) (OJ L 320, 3.12.2011, p.15), [1259/2011](#) (OJ L 320, 3.12.2011, p.18), [219/2012](#) (OJ L 75, 15.3.2012, p.5), [594/2012](#) (OJ L 176, 6.7.2012, p.43) and [1058/2012](#) (OJ L 313, 13.11.2012, p.14).

(4) OJ L 173, 3.7.2008, p.6.

(5) OJ L 40, 11.2.2009, p.7. This Regulation has been amended by [Commission Regulation \(EU\) No 610/2012](#) (OJ L 178, 10.7.2012, p.1).

(6) OJ L 50, 27.2.2010, p.8.

“authorised officer” means any person who is authorised in writing, either generally or specifically, by a food authority to act in matters arising under these Regulations;

“food authority” has the meaning given by section 5(2) of the Act;

(2) Any other expression used in these Regulations and in Directive 76/621, Directive 80/891, Regulation 1881/2006 or Regulation 124/2009 has the same meaning in these Regulations as it has in the Directive or Regulation concerned.

(3) Any reference to an Article of or Annex to Directive 76/621, Directive 80/891, Regulation 1881/2006 or Regulation 124/2009 is a reference to that Article or Annex as it may be amended from time to time, and any reference to any of those Directives or Regulations is to be construed accordingly.