



Food Safety Act 1990

1990 CHAPTER 16

PART III **E+W+S**

ADMINISTRATION AND ENFORCEMENT

Offences

[^{F1} 36A Offences by Scottish partnerships. **U.K.**

Where an offence under this Act which has been committed by a Scottish partnership is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, a partner, he, as well as the partnership shall be deemed to be guilty of that offence and liable to be proceeded against and punished accordingly.]

Textual Amendments

- F1** S. 36A inserted (1.4.2000) by 1999 c. 28, s. 40(1), **Sch. 5 para. 16** (with ss. 38, 40(2)); S.I. 2000/1066, **art. 2**

Modifications etc. (not altering text)

- C1** S. 36A applied (with modifications) (S.) (17.3.2001) by S.S.I. 2001/38, **reg. 10**
S. 36A applied (with modifications): (S.) (8.3.2002) by S.S.I. 2002/50, **reg. 6(j)**; (S.) (25.3.2002 at 1700 hours) by S.S.I. 2002/148, **regs. 1(1), 5(1)(g)** (which S.S.I. was revoked (13.9.2002) by S.S.I. 2002/424, **reg. 7**); (S.) (25.3.2002 at 1700 hours) by S.S.I. 2002/149, **regs. 1(1), 5(1)(g)** (which S.S.I. was revoked (13.9.2002) by S.S.I. 2002/425, **reg. 7**); (S.) (4.4.2002) by S.S.I. 2002/179, **reg. 6(1)(h)**; (S.) (24.6.2002) by virtue of S.S.I. 2002/300, **reg. 5(1)(f)**; (S.) (1.7.2002) by S.S.I. 2002/267, **reg. 7(1)(h)**; (S.) (13.9.2002) by S.I. 2002/424, **reg. 5(1)(e)** and S.I. 2002/425, **reg. 5(1)(e)**; (S.) (23.9.2002 for certain purposes and otherwise 1.4.2004) by S.S.I. 2002/397, **regs. 1(2)(3), 8(j)**; (S.) (1.1.2003) by S.S.I. 2002/523, **reg. 5(1)(j)**
- C2** S. 36A applied (with modifications) (S.) (28.3.2003) by The Fish Labelling (Scotland) Regulations 2003 (S.S.I. 2003/145), **regs.1(1), 10(i)**
- C3** S. 36A applied (with modifications) (S.) (1.7.2003) by Contaminants in Food (Scotland) Regulations 2003 (S.S.I. 2003/289), **regs. 1(1), 7(1)(h)**

Status: Point in time view as at 01/06/2005. This version of this provision has been superseded.

Changes to legislation: Food Safety Act 1990, Section 36A is up to date with all changes known to be in force on or before 22 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- C4 S. 36A applied (with modifications) (12.7.2003) by Fruit Juices and Fruit Nectars (Scotland) Regulations 2003 (S.S.I. 2003/293), regs. 1(1), **10(j)**
- C5 S. 36A applied (with modifications) (17.7.2003) by Condensed Milk and Dried Milk (Scotland) Regulations 2003 (S.S.I. 2003/311), regs. 1(1), **10(1)(j)** (with reg. 3)
- C6 S. 36A applied (with modifications) (3.8.2003) by The Cocoa and Chocolate Products (Scotland) Regulations 2003 (S.S.I. 2003/291), regs. 1, **11(j)** (with reg. 4)
- C7 S. 36A applied (with modifications) (9.8.2003) by Food (Hot Chilli and Hot Chilli Products) (Emergency Control) (Scotland) Regulations 2003 (S.S.I. 2003/382), regs. 1(1), **6(1)(e)**
- C8 S. 36A applied (with modifications) (27.8.2003) by Food (Brazil Nuts) (Emergency Control) (Scotland) Regulations 2003 (S.S.I. 2003/396), regs. 1(1), **5(1)(e)**
- C9 S. 36A applied (with modifications) (30.9.2003) by Food (Pistachios from Iran) (Emergency Control) (Scotland) Regulations 2003 (S.S.I. 2003/414), regs. 1(1), **5(1)(e)**
- C10 S. 36A applied (with modifications) (30.9.2003) by Food (Peanuts from Egypt) (Emergency Control) (Scotland) Regulations 2003 (S.S.I. 2003/418), regs. 1(1), **5(1)(e)**
- C11 S. 36A applied (with modifications) (28.11.2003) by Specified Sugar Products (Scotland) Regulations 2003 (S.S.I. 2003/527), regs. 1(1), **9** (with reg. 10)
- C12 S. 36A applied (with modifications) (18.12.2003) by Honey (Scotland) Regulations 2003 (S.S.I. 2003/569), regs. 1(1), **10(j)** (with regs. 3, 11)
- C13 S. 36A applied (with modifications) (4.2.2004) by Meat Products (Scotland) Regulations 2004 (S.S.I. 2004/6), regs. 1(1), **9(1)(j)**
- C14 S. 36A applied (with modifications) (14.2.2004) by Food (Chilli and Chilli Products) (Emergency Control) (Scotland) Regulations 2004 (S.S.I. 2004/56), regs. 1(1), **6(1)(e)**
- C15 S. 36A applied (with modifications) (16.4.2004) by Food (Jelly Mimi-Cups) (Emergency Control) (Scotland) Regulations 2004 (S.S.I. 2004/187), regs. 1(1), **6(h)**
- C16 S. 36A applied (with modifications) (28.4.2004) by Jam and Similar Products (Scotland) Regulations 2004 (S.S.I. 2004/133), regs. 1(1), **10(j)**
- C17 S. 36A applied (with modifications) (15.11.2004) by Genetically Modified Food (Scotland) Regulations 2004 (S.S.I. 2004/432), regs. 1(1), **6(1)(k)**
- C18 S. 36A applied (with modifications) (25.12.2004) by Contaminants in Food (Scotland) Regulations 2004 (S.S.I. 2004/525), regs. 1(1), **7(1)(h)**
- C19 S. 36A applied (with modifications) (1.1.2005) by General Food Regulations 2004 (S.I. 2004/3279), regs. 1, **7(1)(h)**
- C20 S. 36A applied (with modifications) (1.2.2005) by Food Labelling (Added Phytosterols or Phytostanols) (Scotland) Regulations 2005 (S.S.I. 2005/1), regs. 1(1), **10(1)(h)**
- C21 S. 36A amendment to earlier affecting provision SI 1995/77 reg. 23 (6.3.2005) by Infant Formula and Follow-on Formula Amendment (Scotland) Regulations 2004 (S.S.I. 2004/7), regs. 1(1), **9**
- C22 S. 36A applied (with modifications) (6.3.2005) by Processed Cereal-based Foods and Baby Foods for Infants and Young Children (Scotland) Regulations 2004 (S.S.I. 2004/8), regs. 1(1), **12(j)**
- C23 S. 36A applied (with modifications) (26.3.2005) by Production of Bovine Collagen Intended for Human Consumption in the United Kingdom (England) Regulations 2005 (S.I. 2005/404), regs. 1, **8(i)**
- C24 S. 36A applied (with modifications) (29.4.2005) by Materials and Articles in Contact with Food (England) Regulations 2005 (S.I. 2005/898), regs. 1, **14(1)(h)**
- C25 S. 36A applied (with modifications) (11.5.2005) by Production of Bovine Collagen Intended for Human Consumption in the United Kingdom (Scotland) Regulations 2005 (S.S.I. 2005/218), regs. 1(1), **8(g)**
- C26 S. 36A applied (with modifications) (21.5.2005) by Materials and Articles in Contact with Food (Scotland) Regulations 2005 (S.S.I. 2005/243), regs. 1(1), **14(1)** (with reg. 3)
- C27 S. 36A applied (with modifications) (1.6.2005) by Production of Bovine Collagen Intended for Human Consumption in the United Kingdom (Wales) Regulations 2005 (S.I. 2005/1397), art. 1 **reg. 8(i)**

Status:

Point in time view as at 01/06/2005. This version of this provision has been superseded.

Changes to legislation:

Food Safety Act 1990, Section 36A is up to date with all changes known to be in force on or before 22 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.