



Food Standards Act 1999

1999 CHAPTER 28

Miscellaneous provisions

35 Devolution in Scotland and Northern Ireland

- (1) For the purposes of—
 - (a) section 23(2)(b) of the Scotland Act 1998 (power of Scottish Parliament to require persons outside Scotland to attend to give evidence or produce documents); and
 - (b) section 70(6) of that Act (accounts prepared by cross-border bodies),
the Agency shall be treated as a cross-border public authority (within the meaning of that Act).
- (2) It is not outside the legislative competence of the Scottish Parliament, by virtue of the reservation of matters relating to the constitution mentioned in paragraph 1 of Schedule 5 to that Act, to remove, alter or confer relevant functions of the Agency which are exercisable in or as regards Scotland.
- (3) Nothing in subsection (2) affects any legislative competence of the Scottish Parliament apart from this section.
- (4) Relevant functions of the Agency in relation to Northern Ireland shall be regarded as functions of a Minister of the Crown for the purposes of paragraph 1(a) of Schedule 2 to the Northern Ireland Act 1998 (excepted matters).
- (5) In this section “relevant functions of the Agency” means functions relating to, or to matters connected with—
 - (a) food safety or other interests of consumers in relation to food; or
 - (b) the safety of animal feedingstuffs or other interests of users of animal feedingstuffs.