
WELSH STATUTORY INSTRUMENTS

2002 No. 1416

The TSE (Wales) Regulations 2002

Part IV

Specified Risk Material

Administration and enforcement

Inspection and seizure of suspected food

77.—(1) The following provisions of the Food Safety Act 1990 shall apply for the purposes of this Part of these Regulations as they apply for the purposes of sections 8, 14 or 15 of that Act and, unless the context otherwise requires, any reference in them to the Act is to be construed as a reference to this Part of these Regulations—

- (a) section 9 (inspection and seizure of suspected food), subject to the modification that it applies to an inspector as it applies to an authorised officer of a food authority;
- (b) section 30(8) (evidence of certificate of analysis or examination); and
- (c) section 44 (protection of officers acting in good faith), subject to the modifications that it applies to a person—
 - (i) appointed as an inspector for the purpose of these Regulations by a local authority or the Agency; or
 - (ii) designated as an inspector in accordance with regulation 8(2) of the Fresh Meat (Hygiene and Inspection) Regulations 1995, andas it applies to an authorised officer of a food authority.

(2) On an inspection for the purposes of this Part of these Regulations of any food intended for human consumption an inspector may certify that the food fails to comply with a provision of this Part.

(3) Where any food is certified as mentioned in paragraph (2) above it may be treated for the purposes of section 9 of the Food Safety Act 1990 as failing to comply with food safety requirements.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The TSE (Wales) Regulations 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulations functions transferred by [S.I. 2004/3044 art. 2\(a\)-\(c\)](#)Sch. 1 (functions in relation to W transferred to the Assembly)
- Regulations revoked (except regs. 8, 9, 84, 93, Sch. 1 Pt. 3, Sch. 6A para. 17, Sch. 7 paras. 4, 8) by [S.I. 2006/1226 Sch. 8](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 6A Pt. 4 reg. 17 revoked by [S.I. 2006/1512 reg. 6](#)
- Sch. 6A Pt. 4 para. 17 revoked by [S.I. 2006/1513 reg. 6](#)
- Sch. 1A inserted by [S.I. 2005/2902 Sch.](#)
- Sch. 6A inserted by [S.I. 2004/2735 reg. 4](#)
- Sch. 6A Pt. 5 inserted by [S.I. 2005/2902 reg. 15](#)
- Sch. 6A para. 17(1) words substituted by [S.I. 2006/1226 reg. 25](#)
- Sch. 7 reg. 4 revoked by [S.I. 2006/1512 reg. 6](#)
- Sch. 7 reg. 8 revoked by [S.I. 2006/1512 reg. 6](#)
- reg. 10A10B inserted by [S.I. 2005/2902 reg. 4](#)
- reg. 13(7) added by [S.I. 2003/2756 Sch. 4 para. 3](#)
- reg. 25A25B inserted by [S.I. 2005/2902 reg. 7](#)
- reg. 29B(4)(5) substituted for reg. 29B(4) by [S.I. 2005/2902 reg. 8](#)
- reg. 34A inserted by [S.I. 2003/2756 Sch. 4 para. 4](#)
- reg. 86A inserted by [S.I. 2004/2735 reg. 3](#)