



Food (Scotland) Act 2015

2015 asp 1

PART 1

FOOD STANDARDS SCOTLAND

Operational matters

11 Proceedings

It is for Food Standards Scotland to regulate its procedure (including any quorum).

Commencement Information

II [S. 11](#) in force at 1.4.2015 by [S.S.I. 2015/99](#), [art. 2](#)

12 Committees

- (1) Food Standards Scotland may establish committees.
- (2) A committee established by Food Standards Scotland may include as a member a person who is not a member of Food Standards Scotland.
- (3) Such a person is entitled to—
 - (a) such remuneration as Food Standards Scotland may determine,
 - (b) such sums as Food Standards Scotland may determine to reimburse or compensate the person in relation to expenses properly incurred in the exercise of the person's functions.
- (4) It is for Food Standards Scotland to pay any remuneration and other sums to which such a person is entitled by virtue of subsection (3).
- (5) It is for Food Standards Scotland to regulate the procedure (including any quorum) of any committee established by it.

Changes to legislation: There are currently no known outstanding effects for the Food (Scotland) Act 2015, Cross Heading: Operational matters. (See end of Document for details)

Commencement Information

I2 [S. 12](#) in force at 1.4.2015 by [S.S.I. 2015/99](#), [art. 2](#)

13 Validity of things done

The validity of anything done by Food Standards Scotland or its committees is not affected by—

- (a) a vacancy in membership,
- (b) a defect in the appointment of a member,
- (c) a person's membership having ended under section 7.

Commencement Information

I3 [S. 13](#) in force at 1.4.2015 by [S.S.I. 2015/99](#), [art. 2](#)

14 Authority to exercise functions

- (1) Food Standards Scotland may authorise the exercise of any of its functions by—
 - (a) one (or some) of its members,
 - (b) a committee established by it, or
 - (c) (subject to subsection (2)) a member of its staff.
- (2) Subsection (1)(c) does not apply in relation to—
 - (a) the function of giving authorisations under section 21(1),
 - (b) the function of giving authorisations under section 28(1).
- (3) Authorisation for the purposes of this section may be general or limited to the exercise of the function in specific circumstances.
- (4) This section does not affect the responsibility of Food Standards Scotland for the exercise of its functions.

Commencement Information

I4 [S. 14](#) in force at 1.4.2015 by [S.S.I. 2015/99](#), [art. 2](#)

15 Annual and other reports

- (1) As soon as practicable after the end of each financial year, Food Standards Scotland must prepare and publish an annual report on the exercise of its functions during that financial year.
- (2) An annual report must contain Food Standards Scotland's assessment of its performance of its functions in relation to—
 - (a) the statement of performance of functions under section 5 applying during the financial year to which the annual report relates, or

Changes to legislation: There are currently no known outstanding effects for the Food (Scotland) Act 2015, Cross Heading: Operational matters. (See end of Document for details)

- (b) if more than one statement of performance of functions applied during the financial year, each such statement for the period during the financial year when the statement applied.
- (3) Subject to subsections (1) and (2), it is for Food Standards Scotland to determine the content of an annual report.
- (4) It is for Food Standards Scotland to determine—
 - (a) the form of an annual report, and
 - (b) the manner of publication.
- (5) As soon as practicable after publishing an annual report, Food Standards Scotland must—
 - (a) send a copy of the report to the Scottish Ministers,
 - (b) lay a copy of the report before the Scottish Parliament.
- (6) Food Standards Scotland may lay a copy of any other report prepared by it before the Scottish Parliament.

Commencement Information

I5 [S. 15](#) in force at 1.4.2015 by [S.S.I. 2015/99](#), [art. 2](#)

16 General powers

- (1) Food Standards Scotland may do anything which it considers necessary or expedient for the purposes of or in connection with its functions.
- (2) Food Standards Scotland may not however—
 - (a) determine the location of its office without the approval of the Scottish Ministers,
 - (b) make charges for facilities or services provided by it at the request of any person which exceed the reasonable cost of providing the facilities or services concerned.

Commencement Information

I6 [S. 16](#) in force at 1.4.2015 by [S.S.I. 2015/99](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Food (Scotland) Act 2015, Cross
Heading: Operational matters.