



# Food (Scotland) Act 2015

## 2015 asp 1

### PART 3

#### ADMINISTRATIVE SANCTIONS

##### *Compliance notices*

#### **45 Effect of a compliance notice on criminal proceedings**

- (1) Where a compliance notice is issued to a person in relation to a relevant offence—
- (a) no criminal proceedings for the relevant offence may be brought against the person in respect of the relevant act or omission before the end of the compliance period, and
  - (b) if the person—
    - (i) complies with the requirements of the notice, or
    - (ii) though failing to comply, does not, by virtue of subsection (2) of section 44, commit an offence under subsection (1) of that section in relation to the notice,the person may not at any time be convicted of the relevant offence in respect of the relevant act or omission.
- (2) In subsection (1), “the relevant act or omission” means the act or omission—
- (a) constituting the relevant offence, and
  - (b) by reason of which the compliance notice is issued.