
SCOTTISH STATUTORY INSTRUMENTS

2003 No. 396

**The Food (Brazil Nuts) (Emergency
Control) (Scotland) Regulations 2003**

Interpretation

2. In these Regulations—

- (a) “the Act” means the Food Safety Act 1990⁽¹⁾ and, save where the context otherwise requires and subject to paragraph (b), any expression used in both these Regulations and in the Act has the meaning it bears in the Act;

“Brazil nuts” means Brazil nuts in shell falling within CN code 0801 21 00 originating in or consigned from Brazil;

“the Commission Decision” means Commission Decision [2003/493/EC](#) imposing special conditions on the import of Brazil nuts in shell originating in or consigned from Brazil⁽²⁾;

“Directive [98/53/EC](#)” means Commission Directive [98/53/EC](#) laying down the sampling methods and the methods of analysis for the official control of the levels for certain contaminants in foodstuffs⁽³⁾ as amended by Commission Directive [2002/27/EC](#)⁽⁴⁾;

“free circulation” has the same meaning as in Article 23.2 of the Treaty establishing the European Community; and

“Regulation (EC) No. [466/2001](#)” means Commission Regulation (EC) No. [466/2001](#) setting maximum levels for certain contaminants in foodstuffs⁽⁵⁾ as amended by Council Regulation (EC) No. [2375/2001](#)⁽⁶⁾; and

- (b) any term used in the definition of “Brazil nuts” in paragraph (1) has the same meaning as in the Commission Decision.

(1) 1990 c. 16.

(2) O.J. No. L 168, 5.7.03, p.33.

(3) O.J. No. L 201, 17.7.98, p.93.

(4) O.J. No. L 75, 16.3.02, p.44.

(5) O.J. No. L 77, 16.3.01, p.1, as corrected by a corrigendum published on 30th November 2001 (O.J. No. L 313, 30.11.01, p.60).

(6) O.J. No. L 321, 6.12.01, p.1.