
SCOTTISH STATUTORY INSTRUMENTS

2007 No. 483

The Natural Mineral Water, Spring Water and Bottled Drinking Water (Scotland) (No. 2) Regulations 2007

PART 5

Miscellaneous and supplemental

Application of other provisions

22.—(1) The following provisions of the Act shall apply for the purposes of these Regulations and any reference in those provisions to the Act or Part thereof shall be construed for the purposes of these Regulations as a reference to these Regulations—

- (a) section 2 (extended meaning of “sale” etc.);
- (b) section 3 (presumption that food intended for human consumption);
- (c) section 20 (offences due to fault of another person);
- (d) section 21 (defence of due diligence) as it applies for the purposes of sections 14 or 15;
- (e) section 22 (defence of publication in the course of business);
- (f) section 30(8) (which relates to documentary evidence);
- (g) section 33 (obstruction etc. of officers);
- (h) section 35(1) to (3) (punishment of offences) in so far as it relates to offences under section 33(1) and (2) as applied by sub-paragraph (g);
- (i) section 36 (offences by bodies corporate);
- (j) section 36A (offences by Scottish partnerships); and
- (k) section 44 (protection of officers acting in good faith).

(2) Regulation 38 (intelligibility) of the Food Labelling Regulations 1996⁽¹⁾ shall apply to any name, description, information or other wording with which water is required or permitted by these Regulations to be marked or labelled, at it applies to particulars required to be labelled under the Food Labelling Regulations 1996.

(3) No person shall sell any water to which these Regulations apply if the bottle in which it is bottled is not marked or labelled in accordance with regulation 38 of the Food Labelling Regulations 1996 as applied by paragraph (2).

Commencement Information

II Reg. 22 in force at 30.10.2007, see [reg. 1\(1\)](#)

(1) S.I.1996/1499; to which there are amendments not relevant to these Regulations.

Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Natural Mineral Water, Spring Water and Bottled Drinking Water (Scotland) (No. 2) Regulations 2007. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)*

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Changes and effects yet to be applied to :

- Regulations applied in part (with modifications) by [S.I. 2023/959 reg. 4\(b\)Sch. 2](#)

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. 1A inserted by [S.S.I. 2010/89 reg. 8Sch. 1](#)
- Sch. 1A inserted by SSI 2010/89 Sch. 1 (as amended) by [S.S.I. 2010/127 reg. 3](#)
- Sch. 9- 11 inserted by [S.S.I. 2010/89 reg. 9Sch. 2](#)
- Sch. 9 inserted by SSI 2010/89 Sch. 2 (as amended) by [S.S.I. 2010/127 art. 4](#)
- Sch. 9 omitted by [S.S.I. 2017/287 reg. 2\(f\)](#)
- Sch. 10 omitted by [S.S.I. 2017/287 reg. 2\(f\)](#)
- Sch. 11 omitted by [S.S.I. 2017/287 reg. 2\(f\)](#)
- Sch. 12 inserted by [S.S.I. 2015/363 reg. 5](#)
- Sch. 13 inserted by [S.S.I. 2015/363 reg. 5](#)
- reg. 3A inserted by [S.S.I. 2011/94 reg. 2\(3\)](#)
- reg. 10(2A) inserted by [S.S.I. 2010/89 reg. 5](#)
- reg. 16(1)(b) substituted by [S.S.I. 2010/89 reg. 6\(b\)](#)
- reg. 16(2)(3) inserted by [S.S.I. 2010/89 reg. 6©](#)
- reg. 16(2)(a)(iii)(iv)(b)(c) omitted by [S.S.I. 2017/287 reg. 2\(b\)](#)
- reg. 16(2)(a)(ii) substituted by [S.S.I. 2017/287 reg. 2\(a\)](#)
- reg. 16(2)(c) word omitted by [S.S.I. 2015/363 reg. 4\(1\)](#)
- reg. 16(2)(d) words substituted by [S.S.I. 2017/287 reg. 2\(c\)](#)
- reg. 16(2)(e)-(h) inserted by [S.S.I. 2015/363 reg. 4\(2\)](#)
- reg. 16(3) words inserted by [S.S.I. 2017/287 reg. 2\(d\)\(ii\)](#)
- reg. 16(3) words omitted by [S.S.I. 2017/287 reg. 2\(d\)\(i\)](#)