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SCOTTISH STATUTORY INSTRUMENTS

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**2009 No. 215**

**The Contaminants in Food (Scotland) Regulations 2009**

**Offences and penalties**

3.—(1) Subject to the transitional arrangements contained in Article 1 and in Article 2 of Commission Regulation 629/2008, a person who contravenes or fails to comply with any of the Community provisions specified in paragraph (2) is guilty of an offence.

(2) The provisions mentioned in paragraph (1) are—

- (a) Article 1(1) (prohibition on the placing on the market of foodstuffs containing contaminants in excess of prescribed limits), as read with the Annex and, in the case of groundnuts, nuts, dried fruit and maize, with Article 4;
- (b) Article 3 (prohibitions on use, mixing and detoxification);
- (c) Article 1(1) of Commission Regulation 124/2009 (prohibitions on marketing or mixing foods containing coccidiostats or histomonostats at levels in excess of prescribed limits).

(3) Any person guilty of an offence under paragraph (1) is liable on summary conviction to a fine not exceeding level 5 on the standard scale.