
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Food Information (Scotland) Regulations 2014 (“the 2014 Regulations”).

The Scottish Ministers make these Regulations under the Food Safety Act 1990 to introduce two new duties in respect of pre-packed for direct sale food.

New regulation 5A, inserted by regulation 2(4) of this instrument, amends the 2014 Regulations to require food business operators to ensure that food that is prepacked for direct sale (whether supplied to a final consumer or to a mass caterer) has a list of ingredients (including details of allergenic substances or products) provided directly on the package or on a label attached to the package. This requirement does not apply where an offer for sale is made by means of distance communication.

New regulation 6A, inserted by regulation 2(6) of this instrument, amends the 2014 Regulations to require food business operators to ensure that food that is prepacked for direct sale (whether supplied to a final consumer or to a mass caterer) has the name of the food provided directly on the package or on a label attached to the package, except in the case of an offer for sale made by distance communication.

Other provisions make amendments in consequence of these changes. Regulation 2(7) extends the offence provision in regulation 10 of the 2014 Regulations by making it an offence to contravene a requirement in new regulations 5A or 6A.

A full Business and Regulatory Impact Assessment of the effect that this instrument will have on the costs of business, the consumer sector and the public sector has been prepared and placed in the Scottish Parliament Information Centre. Copies may be obtained from Food Standards Scotland, Pilgrim House, Old Ford Road, Aberdeen, AB11 5RL.