



Food Safety Act 1990

1990 CHAPTER 16

PART II **E+W+S**

MAIN PROVISIONS

Regulations

17 Enforcement of ^{F1}EU] provisions. **E+W+S**

- (1) ^{F2}the Secretary of State] may by regulations make such provision with respect to food, food sources or contact materials, including in particular provision for prohibiting or regulating the carrying out of commercial operations with respect to food, food sources or contact materials, as appears to ^{F3}him]to be called for by any ^{F1}EU] obligation.
- (2) As respects any directly applicable ^{F1}EU] provision which relates to food, food sources or contact materials and for which, in ^{F3}his] opinion, it is appropriate to provide under this Act, ^{F2}the Secretary of State] may by regulations—
 - (a) make such provision as ^{F3}he considers] necessary or expedient for the purpose of securing that the ^{F1}EU] provision is administered, executed and enforced under this Act; and
 - (b) apply such of the provisions of this Act as may be specified in the regulations in relation to the ^{F1}EU] provision with such modifications, if any, as may be so specified.
- (3) In subsections (1) and (2) above references to food or food sources shall be construed in accordance with section 16(5) above.

Textual Amendments

- F1** Words in Act substituted (22.4.2011) by [The Treaty of Lisbon \(Changes in Terminology\) Order 2011 \(S.I. 2011/1043\)](#), arts. 2, 3, 6 (with art. 3(2)(3)4(2)6(4)(5))
- F2** Words in s. 17(1)(2) substituted (1.4.2000) by 1999 c. 28, s. 40(1), [Sch. 5 para. 8](#) (with ss. 38, 40(2)); S.I. 2000/1066, [art. 2](#)

Changes to legislation: Food Safety Act 1990, Section 17 is up to date with all changes known to be in force on or before 06 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

F3 Words in s. 17(1)(2) substituted (1.4.2000) by 1999 c. 28, s. 40(1), **Sch. 5 para. 12** (with ss. 38, 40(2)); S.I. 2000/1066, **art. 2**

Modifications etc. (not altering text)

C1 S. 17 transfer of functions (23.3.2005) by Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005 (S.I. 2005/849), art. 1, **Sch.** (with art. 6)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 37(2)(a) repealed by [2007 c. 15 Sch. 23 Pt. 1](#)