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STATUTORY INSTRUMENTS

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**1995 No. 3123**

**The Sweeteners in Food Regulations 1995**

**Defence in relation to exports**

**8.** In any proceedings for an offence under these Regulations it shall be a defence for the person charged to prove—

- (a) that the food or, as the case may be, sweetener in respect of which the offence is alleged to have been committed was intended for export to a country which has legislation analogous to these Regulations and that such food or sweetener complies with that legislation; and
- (b) in the case of export to another member State, that the legislation complies with Council Directive [89/107/EEC\(1\)](#) on the approximation of the laws of the Member States concerning food additives authorised for use in foodstuffs intended for human consumption, Directive [94/35/EC](#) and Directive [95/31/EC](#).

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(1) OJNo. L40, 11.2.89, p.27.