

SCHEDULE 4

Application and modification of provisions of the Act

PART 5

Application and modification of other provisions of the Act

<i>Column 1 Provision of the Act</i>	<i>Column 2 Modifications</i>
Section 3 (presumptions that food intended for human consumption)	In subsection (1), for “this Act” substitute “ the Food Information (Wales) Regulations 2014 ”
Section 20 (offences due to fault of another person)	For “any of the preceding provisions of this Part” substitute “ section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations ”
Section 21 M1 (defence of due diligence)	In subsection (1), for “any of the preceding provisions of this Part” substitute “ section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations ” In subsection (2), for “section 14 or 15 above” substitute “ regulation 10 of the Food Information (Wales) Regulations 2014 ”
Section 22 (defence of publication in the course of business)	For “any of the preceding provisions of this Part” substitute “ regulation 10 of the Food Information (Wales) Regulations 2014 ”
Section 29 (procurement of samples)	In paragraph (b)(ii), after “under section 32 below”, insert “, including under section 32 as applied and modified by regulation 12(2) of, and Part 2 of Schedule 4 to, the Food Information (Wales) Regulations 2014 ”
Section 30(8) (which relates to evidence of certificates given by a food analyst or examiner)	For “this Act” substitute “ the Food Information (Wales) Regulations 2014 ”
Section 33 (obstruction etc. of officers)	In subsection (1), for “this Act” (in each place occurring) substitute “ the Food Information (Wales) Regulations 2014 ”
Section 35(1) M2 and (2) (punishment of offences)	In subsection (1), after “section 33(1) above”, insert “, as applied and modified by regulation 12(5) of, and Part 5 of Schedule 4 to, the Food Information (Wales) Regulations 2014, ” After subsection (1), insert—

Changes to legislation: There are currently no known outstanding effects for the *The Food Information (Wales) Regulations 2014, PART 5*. (See end of Document for details)

“(1A) A person guilty of an offence under section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, shall be liable, on summary conviction, to a fine not exceeding level 5 on the standard scale.”
In subsection (2)—

- (a) for “any other offence under this Act” substitute “ an offence under section 33(2), as applied by regulation 12(5) of, and Part 5 of Schedule 4 to, the Food Information (Wales) Regulations 2014, ”; and
- (b) (b) in paragraph (b), for “relevant amount” substitute “ statutory maximum ”

Section 36 (offences by body corporate)

In subsection (1), for “this Act” substitute “ section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations, ”

Section 36A

M3

(offences by Scottish partnerships)

For “this Act” substitute “ section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations, ”

Section 44 (protection of officers acting in good faith)

For “this Act” (in each place occurring) substitute “ the Food Information (Wales) Regulations 2014 ”

Marginal Citations

M1 Section 21(2) was amended by [S.I. 2004/3279](#).

M2 Section 35(1) is amended by paragraph 42 of Schedule 26 to the [Criminal Justice Act 2003 \(c. 44\)](#) from a date to be appointed.

M3 Section 36A was inserted by paragraph 16 of Schedule 5 to the [Food Standards Act 1999 \(c. 28\)](#).

Changes to legislation:

There are currently no known outstanding effects for the The Food Information (Wales) Regulations 2014, PART 5.