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SCOTTISH STATUTORY INSTRUMENTS

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**2006 No. 3**

**The Food Hygiene (Scotland) Regulations 2006**

**PART 3**

**ADMINISTRATION AND ENFORCEMENT**

**Time limit for commencement of prosecutions**

**16.**—(1) No prosecution for an offence under these Regulations which is punishable under regulation 17(2) shall be begun after the expiry of—

- (a) 3 years from the commission of the offence; or
- (b) 1 year from the date on which evidence sufficient in the opinion of the prosecutor to warrant proceedings came to the knowledge of the prosecutor,

whichever is the earlier.

(2) For the purposes of this regulation, a certificate signed by or on behalf of the prosecutor and stating the date on which evidence sufficient in the prosecutor's opinion to warrant the proceedings came to the knowledge of the prosecutor, shall be conclusive evidence of that fact.

(3) A certificate stating that matter and purporting to be so signed shall be deemed to be so signed unless the contrary is proved.

**Changes to legislation:**

There are currently no known outstanding effects for the The Food Hygiene (Scotland) Regulations 2006, Section 16.