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## SCOTTISH STATUTORY INSTRUMENTS

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### 2006 No. 3

## The Food Hygiene (Scotland) Regulations 2006

### PART 1

#### PRELIMINARY

#### Interpretation

2.—(1) In these Regulations—

“the Act” means the Food Safety Act 1990 <sup>M1</sup>;

“the Agency” means the Food Standards Agency;

“authorised officer”, in relation to an enforcement authority, means any person appointed by that authority under regulation 5(6);

“the Community Regulations” means Regulation 852/2004, Regulation 853/2004, Regulation 854/2004, Regulation 2073/2005 and Regulation 2075/2005;

[<sup>F1</sup>“Decision 2006/766”, “Decision 2009/951”, “Directive 2004/41”, “Regulation 178/2002”, “Regulation 852/2004”, “Regulation 853/2004”, “Regulation 854/2004”, “Regulation 882/2004”, “Regulation 1688/2005”, “Regulation 2073/2005”, “Regulation 2074/2005”, “Regulation 2075/2005”, “Regulation 2076/2005”, “Regulation 1662/2006”, “Regulation 1663/2006”, “Regulation 1664/2006”, “Regulation 1666/2006”, “Regulation 1791/2006”, “Regulation 479/2007”, “Regulation 1243/2007”, “Regulation 1244/2007”, “Regulation 1245/2007”, “Regulation 1246/2007”, “Regulation 1441/2007”, “Regulation 439/2008”, “Regulation 1250/2008”, “Regulation 146/2009”, “Regulation 219/2009”, “Regulation 596/2009”, and “Regulation 669/2009” have the meanings respectively given to them in Schedule 1;]

“enforcement authority” means the authority which, by virtue of regulation 5, is responsible for enforcing and executing the Hygiene Regulations;

“food authority” means a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 <sup>M2</sup>;

“the Hygiene Regulations” means these Regulations and the Community Regulations;

“premises” includes any establishment, any place, vehicle, stall or moveable structure and any ship or aircraft; and

“specified Community provision” means any provision of the Community Regulations that is specified in column 1 of Schedule 2 and the subject-matter of which is described in column 2 of that Schedule.

(2) Subject to paragraph (3), any expression other than one defined in paragraph (1) that is used both in these Regulations and in the Act has the meaning it bears in the Act.

(3) Unless the context otherwise requires, any expression used both in these Regulations and in Regulation 178/2002 or the Community Regulations has the meaning it bears in Regulation 178/2002 or the Community Regulations, as the case may be.

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*Status: Point in time view as at 13/04/2010. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the The Food Hygiene (Scotland) Regulations 2006, Section 2. (See end of Document for details)*

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(4) Where, apart from this paragraph, any period of less than 7 days which is specified in these Regulations would include any day which is—

- (a) a Saturday, a Sunday, Christmas Day or Good Friday; or
- (b) a day which is a bank holiday in Scotland under the Banking and Financial Dealings Act 1971 <sup>M3</sup>,

that day shall be excluded from the period.

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**Textual Amendments**

- F1** Words in [reg. 2\(1\)](#) substituted (13.4.2010) by [The Food Hygiene \(Scotland\) Amendment Regulations 2010 \(S.S.I. 2010/69\)](#), regs. 1, **2(2)**
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**Marginal Citations**

- M1** 1990 c. 16.  
**M2** 1994 c. 39; section 2 was amended by the [Environment Act 1995 \(c. 25\)](#), [Schedule 22](#), paragraph 232.  
**M3** 1971 c. 80.

**Status:**

Point in time view as at 13/04/2010. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the The Food Hygiene (Scotland) Regulations 2006, Section 2.