

Status: This version of this provision is prospective.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Food Additives (Scotland) Regulations 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCOTTISH STATUTORY INSTRUMENTS

2009 No. 436

The Food Additives (Scotland) Regulations 2009

PROSPECTIVE

Transitional provision

7. In any proceedings for an offence consisting of a contravention of regulation 3, 4, 5 or 6, it shall be a defence to prove that—

- (a) the colour or food which is the subject of the proceedings was placed on the market or labelled before 1st April 2005; and
- (b) the matter constituting the offence would not have constituted an offence under the Colours in Food Regulations 1995⁽¹⁾ as they stood immediately before the coming into force of the Colours in Food Amendment (Scotland) Regulations 2005⁽²⁾.

Commencement Information

11 Reg. 7 in force at 20.1.2010, see [reg. 1\(1\)](#)

(1) S.I. 1995/3124, amended by S.S.I. 2000/131, 2001/422, 2002/267, 2003/291, 293, 311 and 527, 2004/6 and 133, 2005/94 and 616, 2006/3, 2007/143, 2008/12, 129 and 395, and 2009/167.
(2) S.S.I. 2005/94.

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Changes and effects yet to be applied to :

- Regulations revoked in part by [S.S.I. 2013/266 Sch. 5](#)
- reg. 7 coming into force by [S.S.I. 2009/436 reg. 1\(1\)](#)