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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations make provision to enforce in Scotland certain provisions of Regulation (EU) 609/2013 of the European Parliament and of the Council on food intended for infants and young children, food for special medical purposes, and total diet replacement for weight control and repealing Council Directive 92/52/EEC, Commission Directives 96/8/EC, 1999/21/EC, 2006/125/EC and 2006/141/EC, Directive 2009/39/EC of the European Parliament and of the Council and Commission Regulations (EC) No 41/2009 and (EC) No 953/2009.

EU Regulation (EU) 609/2013 repeals and replaces a regime regulating (mostly, but not exclusively, compositional and labelling requirements) which must be met by certain groups of food before such food may be marketed in the Member States.

Regulation 3 provides for the execution and enforcement of these Regulations by local authorities.

Regulation 4 provides for offences and penalties.

Regulation 5 modifies certain provisions of the Food Safety Act 1990 for enforcement purposes.

Regulations 6 amends the Foods Intended for Use in Energy Restricted Diets for Weight Reduction Regulations 1997.

Regulation 7 provides for revocation of subordinate legislation.

A full business and regulatory impact assessment of the effect these Regulations will have on the costs of business, the voluntary sector and the public sector has been prepared and placed in the Scottish Parliament Information Centre. Copies may be obtained from Food Standards Scotland, Pilgrim House, Old Ford Road, Aberdeen, AB11 5RL.

**Changes to legislation:**

There are currently no known outstanding effects for the The Foods for Specific Groups (Scotland) Regulations 2016.