

SCOTTISH STATUTORY INSTRUMENTS

**2019 No. 52**

**The Food and Feed Safety and Hygiene (EU Exit) (Scotland) (Amendment) Regulations 2019**

**Amendment of the General Food Regulations 2004**

2.—(1) The General Food Regulations 2004 <sup>M1</sup> are amended as follows.

[<sup>F1</sup>(2) In regulation 4 (requirements under Regulation (EC) No. 178/2002: offences), paragraph (a), for “the Community” substitute “Great Britain”.]

(3) For regulation 6A (defence for exports) substitute—

“(6A) In any proceedings for an offence of contravening or failing to comply with food law it is a defence for the accused to prove that the item in respect of which the offence is alleged to have been committed—

- (a) was intended for export to a third country; and
- (b) could lawfully be exported there under Article 12 of Regulation (EC) No. 178/2002.”.

**Textual Amendments**

**F1** Reg. 2(2) substituted (31.12.2020 immediately before IP completion day) by [The Food and Feed \(EU Exit\) \(Scotland\) \(Amendment\) Regulations 2020 \(S.S.I. 2020/372\)](#), regs. 1(2)(a), **5(2)** (as amended by [S.S.I. 2020/455](#), regs. 1(3), **5(3)**)

**Commencement Information**

**I1** Reg. 2 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see reg. 1(1)

**Marginal Citations**

**M1** [S.I. 2004/3279](#), relevant amending instruments are [S.I. 2005/3254](#), [S.S.I. 2005/616](#), [S.I. 2005/2626](#), [S.I. 2013/2996](#).

**Changes to legislation:**

There are currently no known outstanding effects for the The Food and Feed Safety and Hygiene (EU Exit) (Scotland) (Amendment) Regulations 2019, Section 2.