



Food Safety Act 1990

1990 CHAPTER 16

PART III **E+W+S**

ADMINISTRATION AND ENFORCEMENT

Offences

[^{F1} 36A Offences by Scottish partnerships. **U.K.**

Where an offence under this Act which has been committed by a Scottish partnership is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, a partner, he, as well as the partnership shall be deemed to be guilty of that offence and liable to be proceeded against and punished accordingly.]

Textual Amendments

- F1** S. 36A inserted (1.4.2000) by 1999 c. 28, s. 40(1), **Sch. 5 para. 16** (with ss. 38, 40(2)); S.I. 2000/1066, **art. 2**

Modifications etc. (not altering text)

- C1** S. 36A applied (with modifications) (S.) (17.3.2001) by S.S.I. 2001/38, **reg. 10**
S. 36A applied (with modifications): (S.) (8.3.2002) by S.S.I. 2002/50, **reg. 6(j)**; (S.) (25.3.2002 at 1700 hours) by S.S.I. 2002/148, **regs. 1(1), 5(1)(g)** (which S.S.I. was revoked (13.9.2002) by S.S.I. 2002/424, **reg. 7**); (S.) (25.3.2002 at 1700 hours) by S.S.I. 2002/149, **regs. 1(1), 5(1)(g)** (which S.S.I. was revoked (13.9.2002) by S.S.I. 2002/425, **reg. 7**); (S.) (4.4.2002) by S.S.I. 2002/179, **reg. 6(1)(h)**; (S.) (24.6.2002) by virtue of S.S.I. 2002/300, **reg. 5(1)(f)**; (S.) (1.7.2002) by S.S.I. 2002/267, **reg. 7(1)(h)**; (S.) (13.9.2002) by S.I. 2002/424, **reg. 5(1)(e)** and S.I. 2002/425, **reg. 5(1)(e)**; (S.) (23.9.2002 for certain purposes and otherwise 1.4.2004) by S.S.I. 2002/397, **regs. 1(2)(3), 8(j)**; (S.) (1.1.2003) by S.S.I. 2002/523, **reg. 5(1)(j)**
- C2** S. 36A applied (with modifications) (S.) (28.3.2003) by The Fish Labelling (Scotland) Regulations 2003 (S.S.I. 2003/145), **regs.1(1), 10(i)**
- C3** S. 36A applied (with modifications) (S.) (1.7.2003) by Contaminants in Food (Scotland) Regulations 2003 (S.S.I. 2003/289), **regs. 1(1), 7(1)(h)**

Status: Point in time view as at 01/07/2005. This version of this provision has been superseded.

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- C4 S. 36A applied (with modifications) (12.7.2003) by Fruit Juices and Fruit Nectars (Scotland) Regulations 2003 (S.S.I. 2003/293), regs. 1(1), **10(j)**
- C5 S. 36A applied (with modifications) (17.7.2003) by Condensed Milk and Dried Milk (Scotland) Regulations 2003 (S.S.I. 2003/311), regs. 1(1), **10(1)(j)** (with reg. 3)
- C6 S. 36A applied (with modifications) (3.8.2003) by The Cocoa and Chocolate Products (Scotland) Regulations 2003 (S.S.I. 2003/291), regs. 1, **11(j)** (with reg. 4)
- C7 S. 36A applied (with modifications) (9.8.2003) by Food (Hot Chilli and Hot Chilli Products) (Emergency Control) (Scotland) Regulations 2003 (S.S.I. 2003/382), regs. 1(1), **6(1)(e)**
- C8 S. 36A applied (with modifications) (27.8.2003) by Food (Brazil Nuts) (Emergency Control) (Scotland) Regulations 2003 (S.S.I. 2003/396), regs. 1(1), **5(1)(e)**
- C9 S. 36A applied (with modifications) (30.9.2003) by Food (Pistachios from Iran) (Emergency Control) (Scotland) Regulations 2003 (S.S.I. 2003/414), regs. 1(1), **5(1)(e)**
- C10 S. 36A applied (with modifications) (30.9.2003) by Food (Peanuts from Egypt) (Emergency Control) (Scotland) Regulations 2003 (S.S.I. 2003/418), regs. 1(1), **5(1)(e)**
- C11 S. 36A applied (with modifications) (28.11.2003) by Specified Sugar Products (Scotland) Regulations 2003 (S.S.I. 2003/527), regs. 1(1), **9** (with reg. 10)
- C12 S. 36A applied (with modifications) (18.12.2003) by Honey (Scotland) Regulations 2003 (S.S.I. 2003/569), regs. 1(1), **10(j)** (with regs. 3, 11)
- C13 S. 36A applied (with modifications) (4.2.2004) by Meat Products (Scotland) Regulations 2004 (S.S.I. 2004/6), regs. 1(1), **9(1)(j)**
- C14 S. 36A applied (with modifications) (14.2.2004) by Food (Chilli and Chilli Products) (Emergency Control) (Scotland) Regulations 2004 (S.S.I. 2004/56), regs. 1(1), **6(1)(e)**
- C15 S. 36A applied (with modifications) (16.4.2004) by Food (Jelly Mimi-Cups) (Emergency Control) (Scotland) Regulations 2004 (S.S.I. 2004/187), regs. 1(1), **6(h)**
- C16 S. 36A applied (with modifications) (28.4.2004) by Jam and Similar Products (Scotland) Regulations 2004 (S.S.I. 2004/133), regs. 1(1), **10(j)**
- C17 S. 36A applied (with modifications) (15.11.2004) by Genetically Modified Food (Scotland) Regulations 2004 (S.S.I. 2004/432), regs. 1(1), **6(1)(k)**
- C18 S. 36A applied (with modifications) (25.12.2004) by Contaminants in Food (Scotland) Regulations 2004 (S.S.I. 2004/525), regs. 1(1), **7(1)(h)**
- C19 S. 36A applied (with modifications) (1.1.2005) by General Food Regulations 2004 (S.I. 2004/3279), regs. 1, **7(1)(h)**
- C20 S. 36A applied (with modifications) (1.2.2005) by Food Labelling (Added Phytosterols or Phytosterols) (Scotland) Regulations 2005 (S.S.I. 2005/1), regs. 1(1), **10(1)(h)**
- C21 S. 36A amendment to earlier affecting provision SI 1995/77 reg. 23 (6.3.2005) by Infant Formula and Follow-on Formula Amendment (Scotland) Regulations 2004 (S.S.I. 2004/7), regs. 1(1), **9**
- C22 S. 36A applied (with modifications) (6.3.2005) by Processed Cereal-based Foods and Baby Foods for Infants and Young Children (Scotland) Regulations 2004 (S.S.I. 2004/8), regs. 1(1), **12(j)**
- C23 S. 36A applied (with modifications) (26.3.2005) by Production of Bovine Collagen Intended for Human Consumption in the United Kingdom (England) Regulations 2005 (S.I. 2005/404), regs. 1, **8(i)**
- C24 S. 36A applied (with modifications) (29.4.2005) by Materials and Articles in Contact with Food (England) Regulations 2005 (S.I. 2005/898), regs. 1, **14(1)(h)**
- C25 S. 36A applied (with modifications) (11.5.2005) by Production of Bovine Collagen Intended for Human Consumption in the United Kingdom (Scotland) Regulations 2005 (S.S.I. 2005/218), regs. 1(1), **8(g)**
- C26 S. 36A applied (with modifications) (21.5.2005) by Materials and Articles in Contact with Food (Scotland) Regulations 2005 (S.S.I. 2005/243), regs. 1(1), **14(1)** (with reg. 3)
- C27 S. 36A applied (with modifications) (1.6.2005) by Production of Bovine Collagen Intended for Human Consumption in the United Kingdom (Wales) Regulations 2005 (S.I. 2005/1397), art. 1 **reg. 8(i)**
- C28 S. 36A applied (with modifications) (2.6.2005) by Food (Chilli, Chilli Products, Curcuma and Palm Oil) (Emergency Control) (England) Regulations 2005 (S.I. 2005/1442), regs. 1(1), **5(1)(g)**
- C29 S. 36A applied (with modifications) (2.6.2005) by Food (Chilli, Chilli Products, Curcuma and Palm Oil) (Emergency Control) (Scotland) Regulations 2005 (S.S.I. 2005/294), regs. 1(1), **6(1)(e)**

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- C30** S. 36A applied (with modifications) (10.6.2005) by [The Food \(Chilli, Chilli Products, Curcuma and Palm Oil\) \(Emergency Control\) \(Wales\) Regulations 2005 \(S.I. 2005/1540\)](#), regs. 1(1), **5(1)(g)**
- C31** S. 36A applied (with modifications) (24.6.2005) by [The Materials and Articles in Contact with Food \(Wales\) Regulations 2005 \(S.I. 2005/1647\)](#), regs. 1, **14(1)(h)** (with reg. 3)
- C32** S. 36A applied (with modifications) (1.7.2005) by [Eggs \(Marketing Standards\) \(Enforcement\) \(Scotland\) Regulations 2005 \(S.S.I. 2005/332\)](#), regs. 1(1), **15(1)(g)**

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