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STATUTORY INSTRUMENTS

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**2003 No. 1596**

**The Condensed Milk and Dried  
Milk (England) Regulations 2003**

**Defence in relation to exports**

**8.** In any proceedings for an offence under these Regulations it shall be a defence for the person accused to prove—

- (a) that the food in respect of which the offence is alleged to have been committed was intended for export to a country which has legislation analogous to these Regulations and that the food complies with that legislation; and
- (b) in the case of export to an EEA State, that the legislation complies with the provisions of Council Directive [2001/114/EC](#) relating to certain partly or wholly dehydrated preserved milk for human consumption<sup>(1)</sup>.

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<sup>(1)</sup> OJNo. L15, 17.1.2002, p. 19, as adopted by the EEA Joint Committee Decision No. 99/2002 (OJ No. L298, 31.10.2002, p. 10).