
STATUTORY INSTRUMENTS

2005 No. 3355

The Biofuel (Labelling) (Amendment) Regulations 2005

Amendment of the Biofuel (Labelling) Regulations 2004

- 2.—(1) The Schedule to the Biofuel (Labelling) Regulations 2004(1) shall be amended as follows.
- (2) In paragraph 1(2), “(which in Scotland include the trial diet)” shall be omitted.
- (3) In paragraph 1(3), for “serving the notice at the time he serves it” there shall be substituted “who is the subject of the proceedings”.
- (4) For paragraph 4(4)(a)(i) there shall be substituted—
- “(i) that any sample or records, which a duly authorised officer has power under this paragraph to seize or require to be produced, is or are on any premises and that its or their seizure or production is likely to disclose evidence of the commission of an offence under these Regulations; or”.
- (5) In paragraph 4(9), for “the references to written information” to the end of that paragraph there shall be substituted “the reference to any written information on oath shall be construed as a reference to any evidence on oath.”.
- (6) In paragraph 4(10), for “the references in sub-paragraph (4)” to the end of that paragraph there shall be substituted “the reference in sub-paragraph (4) to a justice of the peace shall include a reference to a lay magistrate and the reference to any written information on oath shall be construed as a reference to any complaint on oath.”.
- (7) In paragraph 5(1)—
- (a) after “sample or records which” there shall be inserted “is or”, and
- (b) “of blends” shall be omitted.
- (8) In paragraph 5(3)(a), “in relation to” shall be omitted.
- (9) In paragraph 5(4), after “magistrates' court” and after “a court”, there shall be inserted “or sheriff”.
- (10) In paragraph 5(4)(b), for “High Court of Justiciary” there shall be substituted “sheriff principal”.