
EXPLANATORY NOTE

(This note is not part of the Regulations)

1. These Regulations revoke (at *regulation 12*) and remake with amendments provisions of the Food Safety (Sampling and Qualifications) Regulations 1990 ([S.I. 1990/2463](#)).
2. These Regulations —
 - (a) specify the qualifications necessary to be a public analyst or food analyst (*regulation 4*) or food examiner (*regulation 5 and Schedule 2*) for the purposes of the Food Safety Act 1990;
 - (b) prohibit specified persons from carrying out analyses or examinations (*regulation 6*);
 - (c) specify the procedures to be followed when a sample has been procured under that Act for analysis or examination (*regulations 7, 8 and 9*), and exclude from these procedures samples taken under Regulations which have their own procedures (*regulation 3 and Schedule 1*); and
 - (d) prescribe the form of certificate to be used by analysts and examiners in making their reports (*regulation 10 and Schedule 3*).
3. The Regulations also make consequential amendments to other Regulations (*regulation 11*) and provide for a review of the operation and effect of these Regulations (*regulation 13*).
4. A full impact assessment of the effect that this instrument will have on the costs of business and the voluntary sector is available from the Scientific Methods and Laboratory Policy Team of the Food Standards Agency, Aviation House, 125 Kingsway, London WC2B 6NH and is annexed to the Explanatory Memorandum which is available alongside the instrument on the OPSI website.