

---

WELSH STATUTORY INSTRUMENTS

---

**2010 No. 1671**

**The Eggs and Chicks (Wales) Regulations 2010**

**PART 5**

Miscellaneous provisions

**Application of various provisions of the Act**

**39.**—(1) The following provisions of the Act apply for the purposes of these Regulations with the modifications mentioned in paragraph (2)—

- section 3 (presumptions that food intended for human consumption);
- section 20 (offences due to fault of another person);
- section 21(1) (defence of due diligence);
- section 29 (procurement of samples);
- section 30(8) (documentary evidence);
- section 44 (protection of officers acting in good faith); and
- section 46(1) (expenses of authorised officers).

(2) The modifications are—

- (a) any reference in the provisions specified in paragraph (1) to the Act (or a Part of the Act) must be construed as a reference to these Regulations;
- (b) any reference in the provisions specified in paragraph (1) to an authorised officer, or an officer of an enforcement authority or food authority, must be construed as a reference to an authorised officer as defined in regulation 3(1) of these Regulations;
- (c) in relation to section 20, the reference to that section must be construed as including a reference to that section as applied to these Regulations by paragraph (1);
- (d) in relation to section 21(2), the words “section 14 or 15 above” must be replaced with the words “these Regulations”;
- (e) in relation to section 29—
  - (i) in paragraph (b)(ii), the reference to section 32 must be construed as including a reference to regulation 20 of these Regulations; and
  - (ii) in paragraph (d), the omission of the words “or of regulations or orders made under it”;
- (f) in relation to section 30(8)(a), the omission of the words “under subsection (6) above”; and
- (g) in relation to section 44, any reference to a food authority must be construed as a reference to an enforcement authority.

---

**Status:** *This is the original version (as it was originally made).*

---