
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 616

**The Official Feed and Food Controls
(Scotland) Regulations 2005**

PART 3

**OFFICIAL CONTROLS ON FEED AND FOOD OF
NON-ANIMAL ORIGIN FROM THIRD COUNTRIES**

Offences and penalties

39.—(1) Any person who—

- (a) contravenes or fails to comply with regulations 26(5), 27, or 33(4) or (5); or
- (b) fails to comply with a notice served upon that person under the Import Provisions,

is guilty of an offence.

(2) Subject to paragraph (3), a person guilty of an offence under this Part of these Regulations is liable—

- (a) on summary conviction to a fine not exceeding the statutory maximum; or
- (b) on conviction on indictment to imprisonment for a term not exceeding 2 years, to a fine or to both.

(3) A person guilty of an offence under regulation 38 shall be liable on summary conviction to a fine not exceeding level 5 on the standard scale or to imprisonment for a term not exceeding 3 months or to both.