
SCOTTISH STATUTORY INSTRUMENTS

2008 No. 127

**The Plastic Materials and Articles in Contact
with Food (Scotland) Regulations 2008**

PART 5

General and Supplementary

Application of provisions of the Act

23. The following provisions of the Act apply for the purposes of these Regulations as they apply for the purposes of the Act—

- (a) section 3 (presumptions that food intended for human consumption);
- (b) section 20 (offences due to fault of another person);
- (c) section 30(8) (relating to documentary evidence);
- (d) section 36 (offences by bodies corporate);
- (e) section 36A (offences by Scottish Partnerships)(4); and
- (f) section 44 (protection of officers acting in good faith).

Amendment to the Food Safety (Sampling and Qualifications) Regulations 1990

24. In Schedule 1 (provisions to which these Regulations do not apply) to the Food Safety (Sampling and Qualifications) Regulations 1990(1), for the title and reference of the 2006 Regulations substitute the title and reference of these Regulations.

Amendments to the Materials and Articles in Contact with Food (Scotland) Regulations 2007

25.—(1) The 2007 Regulations are amended in accordance with paragraphs (2) to (4).

(2) In regulation 2(1)—

- (a) omit the definition of “the 2006 Regulations”;
- (b) after the definition of “sell” insert the following definition—

““the 2008 Regulations” means the Plastic Materials and Articles in Contact with Food (Scotland) Regulations 2008(2).”.

(3) In regulation 10, in paragraph (4) for “2006” substitute “2008”.

(4) In regulation 11, in paragraph (5) for “2006” substitute “2008”.

(4) Section 36A was inserted by section 40 of, and Schedule 5 to the [Food Standards Act 1999 \(c.28\)](#).

(1) [S.I.1990/2463](#) as relevantly amended by [S.S.I. 2006/517](#).

(2) [S.S.I. 2008/127](#)

Revocations

26. The following are revoked—

- (a) the 2006 Regulations;
- (b) regulation 21 of the 2007 Regulations; and
- (c) the Plastic Materials and Articles in Contact with Food (Lid Gaskets) (Scotland) Regulations 2007**(3)**.