
Changes to legislation: Food Safety Act 1990, Cross Heading: Inspection etc. of food sources is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 1

PROVISIONS OF REGULATIONS UNDER SECTION 16(1)

Modifications etc. (not altering text)

- C1** Sch. 1 transfer of functions (23.3.2005) by [Scotland Act 1998 \(Transfer of Functions to the Scottish Ministers etc.\) Order 2005 \(S.I. 2005/849\)](#), art. 1, [Sch.](#) (with art. 6)

Inspection etc. of food sources

- 7 (1) Provision for securing the inspection of food sources by authorised officers of enforcement authorities for the purpose of ascertaining whether they—
- (a) fail to comply with the requirements of the regulations; or
 - (b) are such that any food derived from them is likely to fail to comply with those requirements.
- (2) Provision for enabling such an officer, if it appears to him on such an inspection that any food source falls [^{F1}(or is likely to fall)] within sub-paragraph (1)(a) or (b) above, to give notice to the person in charge of the food source that, until a time specified in the notice or until the notice is withdrawn—
- (a) no commercial operations are to be carried out with respect to the food source; and
 - (b) the food source either is not to be removed or is not to be removed except to some place so specified.
- (3) Provision for enabling such an officer, if on further investigation it appears to him, in the case of any such food source which is a live animal or bird, that there is present in the animal or bird any substance whose presence is prohibited by the regulations, to cause the animal or bird to be slaughtered.

Textual Amendments

- F1** Words in Sch. 1 para. 7(2) inserted (1.4.2000) by [1999 c. 28, s. 40\(1\)](#), [Sch. 5 para. 24](#) (with [ss. 38, 40\(2\)](#)); [S.I. 2000/1066](#), [art. 2](#)

- [^{F28} (1) Provision for the following in connection with a food hygiene information scheme, namely—
- (a) for a food authority—
 - (i) to assess hygienic conditions and practices in food premises;
 - (ii) to determine food hygiene ratings for food premises (by reference to criteria specified in or determined in accordance with the regulations);

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- (iii) to give reasons for, and opportunities to comment on, food hygiene ratings;
 - (iv) to issue certificates which show food hygiene ratings;
 - (v) to inform Food Standards Scotland about food hygiene ratings;
 - (b) for notifying the public of food hygiene ratings (for example, by requiring the display of certificates, or other information, in or on food premises, requiring persons involved in a food business to provide information about food hygiene ratings when asked to do so or requiring food authorities or Food Standards Scotland to publish food hygiene ratings);
 - (c) for the review or appeal of food hygiene ratings;
 - (d) for the promotion of the scheme.
- (2) Provision for a food hygiene rating to be based on an assessment of hygienic conditions and practices carried out before the regulations come into force.]

Textual Amendments

F2 Sch. 1 para. 8 inserted (S.) (1.4.2015) by [Food \(Scotland\) Act 2015 \(asp 1\)](#), **ss. 34(2)**, 63(2) (with s. 62); S.S.I. 2015/99, art. 2

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- [s. 37\(2\)\(a\)](#) repealed by [2007 c. 15 Sch. 23 Pt. 1](#)