
 S T A T U T O R Y I N S T R U M E N T S

1983 No. 270 (S. 22)
FOOD
**The Food and Drugs (Scotland) Act 1956
(Transfer of Enforcement Functions) Regulations 1983**

Made - - - - - 23rd February 1983

Laid before Parliament 11th March 1983

Coming into Operation 1st April 1983

In exercise of the powers conferred on me by sections 4 and 7 as read with sections 26(3) and 56 of the Food and Drugs (Scotland) Act 1956(a), and of all other powers enabling me in that behalf, and after consultation in accordance with section 56(6) of the said Act with such organisations as appear to me to be representative of interests substantially affected by these regulations, I hereby make the following regulations:—

1. These regulations may be cited as the Food and Drugs (Scotland) Act 1956 (Transfer of Enforcement Functions) Regulations 1983 and shall come into operation on 1 April 1983.

2. In each of the regulations specified in columns 1 and 2 of Schedule 1 to these regulations, there shall be substituted, in the regulation specified in column 3 of that Schedule, for the word “regional” the word “district”.

3. In each of the regulations specified in columns 1 and 2 of Schedule 2 to these regulations, there shall be substituted for the regulation specified in column 3 of that Schedule, the following regulation:—

“Each district and islands council shall enforce and execute the provisions of these regulations within their area.”.

4. In each of the regulations specified in columns 1 and 2 of Schedule 3 to these regulations, there shall be substituted for the regulation specified in column 3 of that Schedule, the following regulation:—

“In this regulation, ‘local authority’ means a district or islands council within the meaning of the Local Government (Scotland) Act 1973.”(b).

(a) 1956 c. 30; section 4(1) was amended by the European Communities Act 1972 (c. 68), section 4(1) and Schedule 4, paragraph 3(1); sections 7(2) and 56(7) were repealed by the Weights and Measures Act 1963 (c. 31), section 63(1) and Schedule 9, Parts II and I respectively; section 26(3) was amended by the Local Government (Scotland) Act 1973 (c. 65), section 214(2) and Schedule 27, Part II, paragraph 123(a), and by the Local Government and Planning (Scotland) Act 1982 (c. 43), section 22(a)(i).

(b) 1973 c. 65.

5. In each of the regulations specified in columns 1 and 2 of Schedule 4 to these regulations, there shall be substituted for the definition of 'local authority' in the regulation specified in column 3 of that Schedule, the following:—

“ 'local authority' means a district or islands council within the meaning of the Local Government (Scotland) Act 1973.”.

New St Andrew's House,
Edinburgh,
23rd February 1983.

George Younger,
One of Her Majesty's Principal
Secretaries of State.

Regulation 2

SCHEDULE 1

Column 1	Column 2	Column 3
S.I. No.	Title	Regulation amended
1976/442	The Soft Drinks (Scotland) Amendment Regulations 1976	Regulation 2(a)
1976/914	The Cocoa and Chocolate Products (Scotland) Regulations 1976	Regulation 17
1976/946	The Specified Sugar Products (Scotland) Regulations 1976	Regulation 11
1976/1818	The Honey (Scotland) Regulations 1976	Regulation 11
1977/1026	The Fruit Juices and Fruit Nectars (Scotland) Regulations 1977	Regulation 13
1977/1027	The Condensed Milk and Dried Milk (Scotland) Regulations 1977	Regulation 11
1977/1028	The Erucic Acid in Food (Scotland) Regulations 1977	Regulation 7
1979/383	The Coffee and Coffee Products (Scotland) Regulations 1979	Regulation 11

SCHEDULE 2

Regulation 3

Column 1	Column 2	Column 3
S.I. No.	Title	Regulation substituted
1959/2182	The Fluorine in Food (Scotland) Regulations 1959	Regulation 3(a)
1973/1310	The Colouring Matter in Food (Scotland) Regulations 1973	Regulation 9(b)
1978/492	The Antioxidants in Food (Scotland) Regulations 1978	Regulation 9
1979/1073	The Preservatives in Food (Scotland) Regulations 1979	Regulation 10
1979/1641	The Lead in Food (Scotland) Regulations 1979	Regulation 7
1980/289	The Chloroform in Food (Scotland) Regulations 1980	Regulation 7
1980/1888	The Emulsifiers and Stabilisers in Food (Scotland) Regulations 1980	Regulation 9
1980/1889	The Miscellaneous Additives in Food (Scotland) Regulations 1980	Regulation 8
1981/137	The Food Labelling (Scotland) Regulations 1981	Regulation 40
1981/1320	The Jam and Similar Products (Scotland) Regulations 1981	Regulation 17

(a) Regulation 3 was amended by the Fluorine in Food (Scotland) Amendment Regulations 1975 (S.I. 1975/1594).

(b) Regulation 9 was amended by the Colouring Matter in Food (Scotland) Amendment Regulations 1975 (S.I. 1975/1595).

Regulation 4

SCHEDULE 3

Column 1	Column 2	Column 3
S.I. No.	Title	Regulation substituted
1959/928	The Arsenic in Food (Scotland) Regulations 1959	Regulation 3(3)
1963/1461	The Bread and Flour (Scotland) Regulations 1963	Regulation 3(3)
1963/1591	The Liquid Egg (Pasteurisation) (Scotland) Regulations 1963	Regulation 3(3)
1964/44	The Meat (Treatment) (Scotland) Regulations 1964	Regulation 3(3)
1966/1206	The Salad Cream (Scotland) Regulations 1966	Regulation 3(3)
1966/1252	The Butter (Scotland) Regulations 1966	Regulation 3(3)
1966/1263	The Mineral Hydrocarbons in Food (Scotland) Regulations 1966	Regulation 3(3)
1967/388	The Food (Control of Irradiation) (Scotland) Regulations 1967	Regulation 3(3)
1967/1077	The Meat Pie and Sausage Roll (Scotland) Regulations 1967	Regulation 3(3)
1967/1078	The Sausage and Other Meat Product (Scotland) Regulations 1967	Regulation 3(3)
1967/1079	The Canned Meat Product (Scotland) Regulations 1967	Regulation 3(3)
1968/263	The Solvents in Food (Scotland) Regulations 1968	Regulation 3(3)
1969/1848	The Artificial Sweeteners in Food (Scotland) Regulations 1969	Regulation 11(3)
1970/108	The Cheese (Scotland) Regulations 1970	Regulation 16(3)
1970/1065	The Fish and Meat Spreadable Products (Scotland) Regulations 1970	Regulation 10(3)
1970/1191	The Cream (Scotland) Regulations 1970	Regulation 12(3)
1970/1285	The Ice Cream (Scotland) Regulations 1970	Regulation 8(3)
1970/1286	The Margarine (Scotland) Regulations 1970	Regulation 11(3)

SCHEDULE 4

Regulation 5

Column 1	Column 2	Column 3
S.I. No.	Title	Regulation amended
1948/960	The Ice Cream (Scotland) Regulations 1948	Regulation 1(3)
1960/2437	The Skimmed Milk with Non-Milk Fat (Scotland) Regulations 1960	Regulation 2(1)

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations amend a number of regulations relating to food law so as to give effect to the transfer to District and Islands Councils by virtue of section 22(a) of the Local Government and Planning (Scotland) Act 1982 of enforcement functions under the Food and Drugs (Scotland) Act 1956 previously exercised by Regional Councils.

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