
STATUTORY INSTRUMENTS

2005 No. 2630

The Tryptophan in Food (England) Regulations 2005

Application of various provisions of the Act

8. The following provisions of the Act shall apply for the purposes of these Regulations with the modification that any reference in those provisions to the Act or any Part of it shall be construed as a reference to these Regulations —

- (a) section 2 (extended meaning of “sale” etc.);
- (b) section 3 (presumptions that food intended for human consumption);
- (c) section 20 (offences due to fault of another person);
- (d) section 21 (defence of due diligence) as it applies for the purposes of section 14 or 15;
- (e) section 30(8) (which relates to documentary evidence);
- (f) section 33(1) (obstruction etc. of officers);
- (g) section 33(2) with the modification that the reference to “any such requirement as is mentioned in subsection (1)(b) above” shall be deemed to be a reference to any such requirement as is mentioned in that subsection as applied by paragraph (f) above;
- (h) section 35(1) (punishment of offences)(1) in so far as it relates to offences under section 33(1) as applied by paragraph (f) above;
- (i) section 35(2) and (3) in so far as it relates to offences under section 33(2) as applied by paragraph (g) above;
- (j) section 36 (offences by bodies corporate);
- (k) section 36A (offences by Scottish partnerships)(2); and
- (l) section 44 (protection of officers acting in good faith).

(1) Section 35(1) is amended by the Criminal Justice Act 2003 (2003 c. 44), Schedule 26, paragraph 42, from a date to be appointed.

(2) Section 36A was inserted by the Food Standards Act 1999 (1999 c. 28), Schedule 5, paragraph 16.