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## STATUTORY INSTRUMENTS

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# 2006 No. 2787

## The Curd Cheese (Restriction on Placing on the Market) (England) Regulations 2006

### Application of various provisions of the Food Safety Act 1990

4. The following provisions of the Food Safety Act 1990 shall apply for the purposes of these Regulations with the modification that any reference in those provisions to that Act or Part thereof shall be construed as a reference to these Regulations —

- (a) section 20 (offences due to fault of another person);
- (b) section 21 (defence of due diligence)<sup>M1</sup> with the modifications that subsections (2) to (4) shall apply in relation to an offence under regulation 6(1) as they apply in relation to an offence under section 14 or 15 and that in subsection (4)(b) the references to “sale or intended sale” shall be deemed to be references to “placing on the market”;
- (c) section 32 (powers of entry);
- (d) section 33(1) (obstruction etc. of officers);
- (e) 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 section 33(1)(b) as applied by sub-paragraph (d);
- (f) section 35(1) (punishment of offences)<sup>M2</sup>, in so far as it relates to offences under section 33(1) as applied by sub-paragraph (d);
- (g) section 35(2) and (3)<sup>M3</sup>, in so far as it relates to offences under section 33(2) as applied by sub-paragraph (e);
- (h) section 36 (offences by bodies corporate);
- (i) section 36A (offences by Scottish partnerships)<sup>M4</sup>; and
- (j) section 44 (protection of officers acting in good faith).

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#### Marginal Citations

**M1** Section 21 was amended by [S.I. 2004/3279](#).

**M2** Section 35(3) was amended by [S.I. 2004/3279](#).

**M3** Section 35(3) was amended by [S.I. 2004/3279](#).

**M4** Section 36A was inserted by the [Food Standards Act 1999 \(1999 c. 28\)](#), [Schedule 5](#), paragraph 16.

**Changes to legislation:**

The Curd Cheese (Restriction on Placing on the Market) (England) Regulations 2006, Section 4 is up to date with all changes known to be in force on or before 24 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- [Instrument rev by S.I. 2007/673 reg 2](#)