SCOTTISH STATUTORY INSTRUMENTS

2005 No. 277

FOOD

The Contaminants in Food (Scotland) Amendment Regulations 2005

Made - - - -	*25th May 2005*
Laid before the Scottish Parliament - - - -	*26th May 2005*
Coming into force - -	*17th June 2005*

The Scottish Ministers in exercise of the powers conferred by sections 16(1)(a) and (f), 17(1) and (2), 26(1)(a) and 48(1) of the Food Safety Act 1990(**1**), and of all other powers enabling them in that behalf, having had regard, in accordance with section 48(4A)(**2**) of that Act, to relevant advice given by the Food Standards Agency, hereby make the following Regulations:

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Contaminants in Food (Scotland) Amendment Regulations 2005 and shall come into force on 17th June 2005.

(2) These regulations extend to Scotland only.

Amendment to the Contaminants in Food (Scotland) Regulations 2004

2. The Contaminants in Food (Scotland) Regulations 2004(**3**) are amended in accordance with regulation 3.

(**1**) 1990 c. 16; section (1) and (2) (definition of "food") was substituted by S.I. 2004/2990; section 6(4) was amended by the Deregulation and Contracting Out Act 1994 (c. 40), Schedule 9, paragraph 6 and by the Food Standards Act 1999 (c. 28) ("the 1999 Act"), Schedule 5, paragraph 10(3); sections 16(1) and 48(1) were amended by the 1999 Act, Schedule 5, paragraph 8; section 17(1) and (2) was amended by the 1999 Act, Schedule 5, paragraphs 8 and 12; section 48(4) is disapplied in respect of these Regulations by virtue of section 48(4C) which was inserted by S.I. 2004/2990; amendments made by Schedule 5 of the 1999 Act shall be taken as pre-commencement enactments for the purposes of the Scotland Act 1998 (c. 46) ("the 1998 Act") by virtue of section 40(2) of the 1999 Act. The functions of the Secretary of State insofar as within devolved competence were transferred to the Scottish Ministers by virtue of section 53 of the 1998 Act. Insofar as not so transferred, those functions were transferred to the Scottish Ministers by the Scotland Act 1998 (Transfer of Functions to the Scottish Ministers etc.) Order 2005 (S.I. 2005/849).

(**2**) Section 48(4A) was inserted by paragraph 21 of Schedule 5 to the 1999 Act.

(**3**) S.S.I. 2004/525.