STATUTORY INSTRUMENTS

1967 No. 1077 (S. 85)

FOOD AND DRUGS

COMPOSITION AND LABELLING—SCOTLAND

The Meat Pie and Sausage Roll (Scotland) Regulations 1967

Made - - -	17*th July* 1967
Laid before Parliament	28*th July* 1967
Coming into Operation	31*st May* 1968

In exercise of the powers conferred upon me by sections 4, 7 and 56 of the Food and Drugs (Scotland) Act 1956(a), and of all other powers enabling me in that behalf, and after consultation with such organisations as appear to me to be representative of interests substantially affected by these regulations and after reference to the Scottish Food Hygiene Council under section 25 of the said Act (in so far as the regulations relate to the labelling, marking or description of food), I hereby make the following regulations:—

PART I

PRELIMINARY

Citation and commencement

1. These regulations may be cited as the Meat Pie and Sausage Roll (Scotland) Regulations 1967 and shall come into operation on 31st May 1968.

Interpretation

2.—(1) In these regulations, unless the context otherwise requires—

" the Act " means the Food and Drugs (Scotland) Act 1956;

" cooked " in relation to food means requiring no further cooking before consumption; and " uncooked " shall be construed accordingly;

" container " includes any form of packaging of food for sale as a single item, whether by way of wholly or partly enclosing the food or by way of attaching the food to some other article, and in particular includes a wrapper or confining band;

" food " means food intended for sale for human consumption;

" human consumption " includes use in the preparation of food for human consumption;

" meat " means the flesh, including fat, and the skin, rind, gristle and sinew in amounts naturally associated with the flesh used, of any animal or bird which is normally used for human consumption and includes cured meat and permitted offal, but does not include fish;

" meat content " means the total weight of meat when raw and before undergoing curing or any other similar processing, contained in any meat pie

(a) 1956 c. 30.

or any sausage roll and expressed as a percentage of the total weight of such meat pie or such sausage roll as the case may be;

" meat pie " means any product containing meat which is wholly or partly encased in pastry and is intended for sale for human consumption and includes meat pasty and meat pudding but does not include sausage roll or vol-au-vent;

" permitted offal " means any offal other than offal prohibited to be used in any uncooked open meat product by the Offals in Meat Products Order 1953(a);

" sausage roll " means a sausage roll intended for sale for human consumption;

" Scottish pie " means a meat pie composed of a shallow cylindrical pastry case not exceeding 5 inches in diameter containing minced beef or minced mutton or a mixture of minced beef and minced mutton, cereal, water, salt, and seasonings, and not containing any jelly; and " Scottish pie " wherever that expression occurs, includes a reference to " Scotch pie ";

" sell " includes offer or expose for sale or have in possession for sale, and " sale " and " sold " shall be construed accordingly;

" sell by retail " means sell to a person buying otherwise than for the purpose of re-sale, but does not include selling to a manufacturer for the purposes of his manufacturing business;

and other expressions have the same meaning as in the Act.

(2) The Interpretation Act 1889(b) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(3) All percentages mentioned in these regulations are percentages calculated by weight and, unless a contrary intention is expressed, are calculated on the weight of the product as sold.

(4) Any reference in these regulations to a label borne on a container shall be construed as including a reference to any legible marking on the container however effected.

(5) For the purposes of these regulations, the supply of food, otherwise than by sale, at, in or from any place where food is supplied in the course of a business shall be deemed to be a sale of that food, and references to purchasing and purchaser shall be construed accordingly.

(6) Any reference in these regulations to any order shall be construed as a reference to such order as amended by any subsequent order or regulations.

Enforcement

3.—(1) The local authority of any area shall, subject to the provisions of the next following paragraph, enforce and execute the provisions of these regulations within their area.

(2) Where any part of the area of a local authority lies within the area of a port local authority such of the functions of the local authority under these regulations in relation to any food imported into that part shall, in so far as these functions fall to be exercised by the port local authority by virtue of any order made under section 172 of the Public Health (Scotland) Act 1897(c), be exercised by that port local authority.

(a) S.I. 1953/246 (1953 I, p. 686). (b) 1889 c. 63.
(c) 1897 c. 38.

(3) In this regulation " local authority " means the council of a county or of a large burgh within the meaning of the Local Government (Scotland) Act 1947(a); and any small burgh within the meaning of that Act shall, for the purposes of these regulations, be included in the county in which it is situated; and " port local authority " includes a joint port local authority.

Exemptions

4. The provisions of these regulations shall not apply in relation to—

(*a*) any meat pie or sausage roll which—

(i) is sold for exportation to any place outside the United Kingdom; or

(ii) is supplied under Government contracts for consumption by Her Majesty's Forces or for consumption by a visiting force within the meaning of any of the provisions of Part I of the Visiting Forces Act 1952(b); or

(iii) weighs 1½ ounces or less;

(*b*) any product containing the fat, but no other meat, of any animal or bird normally used for human consumption.

PART II

COMPOSITION OF MEAT PIES AND SAUSAGE ROLLS

Calculation of meat content

5.—(1) Any fat in excess of 50 per cent. of the carbohydrate constituent of the pastry of any of the following products (other than any such products uncooked), namely—

(*a*) meat pies other than Scottish pies,

(*b*) meat pies containing meat and vegetable,

(*c*) meat pies containing meat and egg, meat and cheese, or meat, egg and cheese, and

(*d*) sausage rolls,

shall be reckoned as part of the meat content of such product for the purposes of these regulations.

(2) Any fat in excess of 35 per cent. of the carbohydrate constituent of the pastry of any Scottish pie (other than any such product uncooked) shall be reckoned as part of the meat content of such Scottish pie for the purposes of regulation 6(3) and (4) of these regulations.

Composition of meat pies and sausage rolls

6.—(1) Any meat pie (other than any uncooked meat pie, any Scottish pie, any meat pie containing meat and vegetable or any meat pie containing meat and egg, meat and cheese, or meat, egg and cheese) sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 25 per cent.:

Provided that it shall be sufficient compliance with the requirements of this regulation if—

(*a*) any meat pie not exceeding 3 ounces has a meat content of not less than ⅝ ounce;

(*b*) any meat pie not exceeding 4 ounces has a meat content of not less than ⅞ ounce;

(a) 1947 c. 43. (b) 1952 c. 67.

(*c*) any meat pie not exceeding 5½ ounces has a meat content of not less than 1 ounce;

(*d*) any meat pie not exceeding 7 ounces has a meat content of not less than 1½ ounces.

(2) Any uncooked meat pie (other than any uncooked Scottish pie, any uncooked meat pie containing meat and vegetable, or any uncooked meat pie containing meat and egg, meat and cheese, or meat, egg and cheese) sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 21 per cent.:

Provided that it shall be sufficient compliance with the requirements of this regulation if—

(*a*) any uncooked meat pie not exceeding 3 ounces has a meat content of not less than ½ ounce;

(*b*) any uncooked meat pie not exceeding 4 ounces has a meat content of not less than ¾ ounce;

(*c*) any uncooked meat pie not exceeding 5½ ounces has a meat content of not less than $\frac{17}{20}$ ounce;

(*d*) any uncooked meat pie not exceeding 7 ounces has a meat content of not less than 1¼ ounces.

(3) Any Scottish pie (other than any uncooked Scottish pie) sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 20 per cent.:

Provided that it shall be sufficient compliance with the requirements of this regulation if—

(*a*) any Scottish pie not exceeding 3 ounces has a meat content of not less than ½ ounce;

(*b*) any Scottish pie not exceeding 4 ounces has a meat content of not less than $\frac{7}{10}$ ounce;

(*c*) any Scottish pie not exceeding 5½ ounces has a meat content of not less than ⅘ ounce;

(*d*) any Scottish pie not exceeding 7 ounces has a meat content of not less than 1⅛ ounces.

(4) Any uncooked Scottish pie sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 17 per cent.:

Provided that it shall be sufficient compliance with the requirements of this regulation if—

(*a*) any uncooked Scottish pie not exceeding 3 ounces has a meat content of not less than ⅘ ounce;

(*b*) any uncooked Scottish pie not exceeding 4 ounces has a meat content of not less than ⅞ ounce;

(*c*) any uncooked Scottish pie not exceeding 5½ ounces has a meat content of not less than $\frac{7}{10}$ ounce;

(*d*) any uncooked Scottish pie not exceeding 7 ounces has a meat content of not less than 1 ounce.

(5) Subject to paragraph (7) of this regulation, any meat pie containing meat and vegetable (other than any uncooked meat pie containing meat and vegetable) sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 12½ per cent.

(6) Subject to paragraph (7) of this regulation, any uncooked meat pie containing meat and vegetable sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 10½ per cent.

(7) Paragraphs (5) and (6) of this regulation shall not apply in relation to any meat pie containing meat and vegetable in relation to which the requirements as to labelling and description in regulation 8(3) and (4), in the circumstances therein described, are complied with.

(8) Subject to paragraph (10) of this regulation, any meat pie containing meat and egg, meat and cheese, or meat, egg and cheese (other than any such meat pie uncooked) sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 12½ per cent. and a combined meat and egg, or meat and cheese, or meat, egg and cheese content, as the case may be, of not less than 25 per cent.

(9) Subject to paragraph (10) of this regulation, any uncooked meat pie containing meat and egg, meat and cheese, or meat, egg and cheese sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 10½ per cent. and a combined meat and egg, or meat and cheese, or meat, egg and cheese content, as the case may be, of not less than 21 per cent.

(10) Paragraphs (8) and (9) of this regulation shall not apply in relation to any meat pie containing meat and egg, meat and cheese, or meat, egg and cheese in relation to which the requirements as to labelling and description in regulation 9(3) and (4), in the circumstances therein described, are complied with.

(11) Any sausage roll (other than any uncooked sausage roll) sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 12½ per cent.

(12) Any uncooked sausage roll sold, consigned or delivered, whether in a container or not, shall have a meat content of not less than 10½ per cent.

(13) No person shall sell, consign or deliver any meat pie or sausage roll which does not comply with this regulation.

PART III

LABELLING, DESCRIPTION, ETC.

Labelling and description of certain meat pies and sausage rolls

7.—(1) No person shall sell, consign or deliver, in a container, any meat pie or any sausage roll of a kind mentioned in paragraph (3) of this regulation unless such container bears a label on which there appears such one of the descriptions specified in the said paragraph (3) as is appropriate.

(2) No person shall sell by retail, otherwise than in a container, any meat pie or any sausage roll of a kind mentioned in paragraph (3) of this regulation unless there appears on a ticket placed on, or in immediate proximity to, such meat pie or sausage roll so as to be clearly visible to an intending purchaser such one of the descriptions specified in the said paragraph (3) as is appropriate:

Provided that it shall be sufficient compliance with the requirements of this paragraph if, in respect of any meat pie or any sausage roll sold for immediate consumption at or near the place of sale, the purchaser is clearly notified, at or before the time of sale, of such one of the descriptions specified in the said paragraph (3) as is appropriate.

(3) The appropriate description referred to in paragraphs (1) and (2) of this regulation—

(*a*) for any uncooked meat pie which does not comply with the minimum meat content requirements specified in regulation 6(1) of these regulations is " uncooked ";

(*b*) for any Scottish pie (other than any uncooked Scottish pie) which does not comply with the said minimum meat content requirements is " Scottish pie " or " Scotch pie ";

(*c*) for any uncooked Scottish pie which does not comply with the said minimum meat content requirements is " uncooked Scottish pie " or " uncooked Scotch pie ";

(*d*) for any sausage roll (other than any uncooked sausage roll) which has a meat content of less than 25 per cent. is " sausage roll ";

(*e*) for any uncooked sausage roll which has a meat content of less than 25 per cent. is " uncooked sausage roll ".

Labelling and description of meat pies containing meat and vegetable

8.—(1) Subject to the provisions of this regulation, no person shall—

(*a*) sell, consign or deliver, in a container, any meat pie which—

(i) contains meat and vegetable, and

(ii) complies with the minimum meat content requirements specified in paragraph (5) or, if uncooked, in paragraph (6) of regulation 6 of these regulations, and

(iii) does not comply with the minimum meat content requirements specified in paragraph (1) or, if uncooked, in paragraph (2) of the said regulation 6,

unless such container bears a label on which there appears such one of the descriptions specified in paragraph (2) of this regulation as is appropriate;

(*b*) sell by retail, otherwise than in a container, any meat pie of a kind described in sub-paragraph (*a*) of this paragraph, unless there appears on a ticket placed on, or in immediate proximity to, any such meat pie so as to be clearly visible to an intending purchaser such one of the descriptions specified in paragraph (2) of this regulation as is appropriate:

Provided that it shall be sufficient compliance with the requirements of this sub-paragraph if, in respect of any such meat pie sold for immediate consumption at or near the place of sale, the purchaser is clearly notified, at or before the time of sale, of such one of the descriptions specified in the said paragraph (2) as is appropriate.

(2) The appropriate description referred to in paragraph (1) of this regulation—

(*a*) for any such meat pie containing meat and vegetable (other than any such meat pie uncooked) is " meat and vegetable pie ";

(*b*) for any such meat pie uncooked and containing meat and vegetable is " uncooked meat and vegetable pie ":

Provided that—

(i) a true description of the kind of meat may be substituted for the word " meat ";

(ii) a true description of the kind of vegetable may be substituted for the word " vegetable ";

(iii) the word " pudding " or the word " pasty " may be substituted for the word " pie ";

(iv) the word " with " may be substituted for the word " and ";

(v) the words " Cornish Pasty " or " Forfar Bridie " may, where appropriate, be substituted for the words " meat and vegetable pie ".

(3) Paragraph (1) of this regulation shall not apply in relation to any meat pie containing meat and vegetable—

(*a*) which is sold, consigned or delivered, in a container, if such container bears a label on which there appears such one of the descriptions specified in paragraph (4) of this regulation as is appropriate; or

(*b*) which is sold by retail, otherwise than in a container, if there appears on a ticket placed on, or in immediate proximity to, such meat pie so as to be clearly visible to an intending purchaser such one of the descriptions specified in paragraph (4) of this regulation as is appropriate:

Provided that it shall be sufficient compliance with the requirements of this sub-paragraph if, in respect of any such meat pie sold for immediate consumption at or near the place of sale, the purchaser is clearly notified, at or before the time of sale, of such one of the descriptions specified in the said paragraph (4) as is appropriate.

(4) The appropriate description referred to in paragraph (3) of this regulation—

(*a*) for any such meat pie containing meat and vegetable (other than any such meat pie uncooked) is " vegetable and X pie ", and

(*b*) for any such meat pie uncooked and containing meat and vegetable is " uncooked vegetable and X pie ",

there being inserted at " X " a true description of all the ingredients, other than vegetables, which characterize any such meat pie:

Provided that—

(i) if the meat pie contains no ingredients which characterize it other than vegetables, such meat pie may be described as " vegetable pie " or " uncooked vegetable pie ", as the case may be;

(ii) a true description of the vegetable contained in any such meat pie may be substituted for the word " vegetable ";

(iii) the word " pudding " or the word " pasty " may be substituted for the word " pie ";

(iv) the word " with " may be substituted for the word " and ".

(5) Any meat pie, including any uncooked meat pie, containing meat and vegetable sold, consigned or delivered which is described either directly or by ambiguity, omission or inference as a " Cornish Pasty " or " Forfar Bridie " shall comply with the minimum meat content requirements specified in regulation 6(5) or (6) of these regulations in relation to any meat pie or to any uncooked meat pie, as the case may be, containing meat and vegetable.

(6) No person shall sell, consign or deliver any meat pie which does not comply with this regulation.

Labelling and description of meat pies containing meat, egg and cheese

9.—(1) Subject to the provisions of this regulation, no person shall—

(*a*) sell, consign or deliver, in a container, any meat pie which—

(i) contains meat and egg, meat and cheese or meat, egg and cheese, and

(ii) complies with the compositional requirements specified in paragraph (8) or, if uncooked, in paragraph (9) of regulation 6 of these regulations, and

(iii) does not comply with the minimum meat content requirements specified in paragraph (1) or, if uncooked, in paragraph (2) of the said regulation 6,

unless such container bears a label on which there appears such one of the descriptions specified in paragraph (2) of this regulation as is appropriate;

(*b*) sell by retail, otherwise than in a container, any meat pie of a kind described in sub-paragraph (*a*) of this paragraph, unless there appears on a ticket placed on, or in immediate proximity to, any such meat pie so as to be clearly visible to an intending purchaser such one of the descriptions specified in paragraph (2) of this regulation as is appropriate:

Provided that it shall be sufficient compliance with the requirements of this sub-paragraph if, in respect of any such meat pie sold for immediate consumption at or near the place of sale, the purchaser is clearly notified, at or before the time of sale, of such one of the descriptions specified in the said paragraph (2) as is appropriate.

(2) The appropriate description referred to in paragraph (1) of this regulation—

(*a*) for any such meat pie containing meat and egg, meat and cheese, or meat, egg and cheese (other than any such meat pie uncooked) is " meat and egg pie ", " meat and cheese pie ", " meat, egg and cheese pie " or " meat, cheese and egg pie ", as the case may be;

(*b*) for any such meat pie uncooked and containing meat and egg, meat and cheese, or meat, egg and cheese is " uncooked meat and egg pie ", " uncooked meat and cheese pie ", " uncooked meat, egg and cheese pie " or " uncooked meat, cheese and egg pie ", as the case may be:

Provided that—

(i) a true description of the kind of meat may be substituted for the word " meat ";

(ii) a true description of the kind of cheese may be substituted for the word " cheese ";

(iii) the word " pudding " or the word " pasty " may be substituted for the word " pie ";

(iv) the word " with " may be substituted for the word " and ".

(3) Paragraph (1) of this regulation shall not apply in relation to any meat pie containing meat and egg, meat and cheese, or meat, egg and cheese—

(*a*) which is sold, consigned or delivered, in a container, if such container bears a label on which there appears such one of the descriptions specified in paragraph (4) of this regulation as is appropriate; or

(*b*) which is sold by retail, otherwise than in a container, if there appears on a ticket placed on, or in immediate proximity to, such meat pie so as to be clearly visible to an intending purchaser such one of the descriptions specified in paragraph (4) of this regulation as is appropriate:

Provided that it shall be sufficient compliance with the requirements of this sub-paragraph if, in respect of any such meat pie sold for immediate consumption at or near the place of sale, the purchaser is clearly notified, at or before the time of sale, of such one of the descriptions specified in the said paragraph (4) as is appropriate.

(4) The appropriate description referred to in paragraph (3) of this regulation—

(*a*) for any such meat pie containing meat and egg, meat and cheese, or meat, egg and cheese (other than any such meat pie uncooked) is " egg and X pie ", " cheese and X pie ", " egg, cheese and X pie " or " cheese, egg and X pie ", as the case may be, and

(*b*) for any such meat pie uncooked and containing meat and egg, meat and cheese, or meat, egg and cheese is " uncooked egg and X pie ", " uncooked cheese and X pie ", " uncooked egg, cheese and X pie " or " uncooked cheese, egg and X pie ", as the case may be,

there being inserted at " X " a true description of all the ingredients, other than egg or cheese, which characterize any such meat pie:

Provided that—

(i) if the meat pie contains no ingredients which characterize it, other than egg or cheese, such meat pie may be described as " egg pie ", " cheese pie ", " egg and cheese pie ", " cheese and egg pie ", " uncooked egg pie ", " uncooked cheese pie ", " uncooked egg and cheese pie " or " uncooked cheese and egg pie ", as the case may be;

(ii) a true description of the kind of cheese may be substituted for the word " cheese ";

(iii) the word " pudding " or the word " pasty " may be substituted for the word " pie ";

(iv) the word " with " may be substituted for the word " and ".

General requirements as to composition and description

10.—(1) No person shall sell any food under such a description as to lead an intending purchaser to believe that he is purchasing any meat pie or sausage roll respectively for which compositional requirements are specified in these regulations if the food does not comply with the appropriate compositional requirements so specified in relation to that meat pie or sausage roll as the case may be.

(2) Where a person sells any food to a purchaser in response to a request for any kind of meat pie or sausage roll for which compositional requirements are specified in these regulations, he shall be deemed to sell a meat pie or sausage roll of that kind and under such a description as is specified in these regulations in relation to that kind of meat pie or sausage roll unless he clearly notifies the purchaser at the time of sale that the food is not of that kind.

Requirements as to presentation of descriptions

11. Every description, name or word required by virtue of regulation 7, 8 or 9 of these regulations to appear on a label on a container or on a ticket shall appear—

(*a*) conspicuously and legibly as or as part of, or in immediate proximity to the name of the product;

(*b*) in a dark colour upon a light-coloured ground or in a light colour upon a dark-coloured ground.

Labelling and advertising of meat pies and sausage rolls

12.—(1) No person shall give with any meat pie sold by him, or display with any meat pie offered or exposed by him for sale any label, whether attached

to or printed on the container of such meat pie or not, or any ticket, or publish, or be a party to the publication of, any advertisement for any meat pie which bears or includes—

(*a*) the description " meat pie ", " meat pudding " or " meat pasty ", as the case may be, (except where any such description is used as part of a description specified in paragraph (1)(*b*), (*e*) or (*f*) of this regulation or is permitted by regulation 8(3) and (4) of these regulations) unless such meat pie complies with the minimum meat content requirements specified in regulation 6(1) of these regulations;

(*b*) the description " uncooked meat pie ", " uncooked meat pudding " or " uncooked meat pasty ", as the case may be, (except where any such description is permitted by regulation 8(3) and (4) of these regulations) unless such meat pie is an uncooked meat pie and complies with the minimum meat content requirements specified in regulation 6(2) of these regulations;

(*c*) the description " Scottish pie " or " Scotch pie " (except where any such description is used as part of a description specified in paragraph (1)(*d*) of this regulation) unless such meat pie is a Scottish pie and complies with the minimum meat content requirements specified in regulation 6(3) of these regulations;

(*d*) the description " uncooked Scottish pie " or " uncooked Scotch pie " unless such meat pie is an uncooked Scottish pie and complies with the minimum meat content requirements specified in regulation 6(4) of these regulations;

(*e*) the description " meat and vegetable pie ", " meat and vegetable pudding ", " meat and vegetable pasty ", " Cornish Pasty " or " Forfar Bridie ", as the case may be (except where any such description is used as part of a description specified in paragraph (1)(*f*) of this regulation) unless such meat pie is a meat pie containing meat and vegetable and complies with the minimum meat content requirements specified in regulation 6(5) of these regulations;

(*f*) the description " uncooked meat and vegetable pie ", " uncooked meat and vegetable pudding ", " uncooked meat and vegetable pasty ", " uncooked Cornish Pasty " or " uncooked Forfar Bridie ", as the case may be, unless such meat pie is an uncooked meat pie containing meat and vegetable and complies with the minimum meat content requirements specified in regulation 6(6) of these regulations;

(*g*) the description " meat and egg pie ", " meat and egg pudding ", " meat and egg pasty ", " meat and cheese pie ", " meat and cheese pudding ", " meat and cheese pasty ", " meat, egg and cheese pie ", " meat, cheese and egg pie ", " meat, egg and cheese pudding ", " meat, cheese and egg pudding ", " meat, egg and cheese pasty " or " meat, cheese and egg pasty ", as the case may be (except where any such description is used as part of a description specified in paragraph (1)(*h*) of this regulation) unless such meat pie complies with the compositional requirements specified in regulation 6(8) of these regulations;

(*h*) the description " uncooked meat and egg pie ", " uncooked meat and egg pudding ", " uncooked meat and egg pasty ", " uncooked meat and cheese pie ", " uncooked meat and cheese pudding ", " uncooked meat and cheese pasty ", " uncooked meat, egg and cheese pie ", " uncooked meat, cheese and egg pie ", " uncooked meat, egg and cheese pudding ", " uncooked meat, cheese and egg pudding ", " uncooked meat, egg and cheese pasty " or " uncooked meat, cheese and egg pasty ", as the case may be, unless such meat pie is an uncooked meat pie and complies

with the compositional requirements specified in regulation 6(9) of these regulations;

(*i*) any other description which is the same as any of the descriptions specified in paragraph (1)(*a*) to (*h*) of this regulation except that the word " meat " has been replaced by the name of any kind of meat, the word " vegetable " by the name of any kind of vegetable, the word " cheese " by the name of any kind of cheese, and the word " and " by the word " with ", or one or more of such words have been so replaced, unless such meat pie complies with the appropriate compositional requirements specified in regulation 6 of these regulations in relation to a meat pie of that kind.

(2) No person shall give with any sausage roll sold by him, or display with any sausage roll offered by him for sale any label, whether attached to or printed on the container of such sausage roll or not, or any ticket, or publish, or be a party to the publication of, any advertisement for any sausage roll which bears or includes—

(*a*) the description " sausage roll " unless either—

(i) such description is used as part of the description specified in sub-paragraph (*b*) of this paragraph; or

(ii) such sausage roll complies with the minimum meat content requirements specified in regulation 6(11) of these regulations;

(*b*) the description " uncooked sausage roll " unless such sausage roll is an uncooked sausage roll and complies with the minimum meat content requirements specified in regulation 6(12) of these regulations.

PART IV

ADMINISTRATION AND GENERAL

Penalties

13.—(1) If any person contravenes or fails to comply with any of the foregoing provisions of these regulations he shall be guilty of an offence under these regulations.

(2) Any person who is guilty of an offence under these regulations shall be liable—

(*a*) on summary conviction to—

(i) a fine not exceeding £100 or to imprisonment for a term not exceeding 6 months or to both such fine and imprisonment; and

(ii) in the case of a continuing offence, to a further fine not exceeding £10 for every day during which the offence is continued; or

(*b*) on conviction on indictment to—

(i) a fine not exceeding £500 or to imprisonment for a term not exceeding one year or to both such fine and imprisonment; and

(ii) in the case of a continuing offence, to a further fine not exceeding £50 for every day during which the offence is continued.

Defences

14.—(1) In any proceedings for an offence against these regulations in relation to the publication of an advertisement, it shall be a defence for the accused to prove that, being a person whose business it is to publish or arrange for the publication of advertisements, he received the advertisement for publication in the ordinary course of business and did not himself make or cause to be made any material alteration in the substance of that advertisement.

(2) In any proceedings against the manufacturer or importer of meat pies or sausage rolls, for an offence against these regulations in relation to the publication of an advertisement, it shall rest on the accused to prove that he did not publish, and was not a party to the publication of, the advertisement.

Application of various sections of the Act

15.—(1) Sections 41(2) and (5) (which relates to proceedings), 42(1), (2) and (3) (which relates to evidence of certificates of analysis), 44 (which relates to the power of a court to require analysis by the Government Chemist), 46(2) (which relates to the conditions under which a warranty may be pleaded as a defence) and 47 (which relates to offences in relation to warranties and certificates of analysis) of the Act shall apply for the purposes of these regulations as if references therein to proceedings, or a prosecution, under or taken under the Act included references to proceedings, or a prosecution as the case may be, taken for an offence against these regulations and in addition as if—

(*a*) in the case of section 44(1) of the Act, the reference therein to section 41(5) of the Act included a reference to said section 41(5) as applied by these regulations; and

(*b*) in the case of section 47(1) and (2) of the Act, the references therein to an offence against the Act included references to an offence against these regulations.

(2) Section 41(4) of the Act shall apply for the purposes of these regulations as if the reference therein to section 47 of the Act included a reference to said section 47 as applied by these regulations.

William Ross,

One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
17th July 1967.

EXPLANATORY NOTE

(*This Note is not part of the regulations.*)

These regulations, which apply to Scotland only—

(*a*) specify requirements for the composition of meat pies (including meat pies containing meat and vegetable, and meat pies containing meat and egg, meat and cheese, or meat, egg and cheese) and sausage rolls (regulation 6);

(*b*) specify requirements for the labelling and description of meat pies and sausage rolls (regulation 7), meat pies containing meat and vegetable (regulation 8), and meat pies containing meat and egg, meat and cheese, or meat, egg and cheese (regulation 9), and for the advertising of such products (regulation 12).

The regulations do not apply to—

(*a*) meat pies and sausage rolls intended for export, for consumption by Her Majesty's Forces or a visiting force or to any meat pie or sausage roll weighing less than 1½ ounces;

(*b*) any product containing the fat, but no other meat, of any animal or bird normally used for human consumption (regulation 4).