

WITHDRAWAL OF NOVEL FOOD DETENTION NOTICE

Local Authority:	Reference Number:
<p>Section 9(3)(a) of the Food Safety Act 1990 (as applied by regulation 5(2) of the Novel Foods (Scotland) Regulations 2017)</p> <p>Contravention of Article 6(2) of Regulation (EU) 2015/2283</p> <p>Unauthorised novel food being placed on the market</p>	
<p>To:..... (The person in charge of the food)</p> <p>At:..... (Address of person in charge of the food)</p> <p>And (only if the person in charge of the food is not the owner of the food, above):</p> <p>To:..... (The owner of the food)</p> <p>At:..... (Address of the owner of the food)</p>	
<p>Name of food business operator:..... Address of food business operator:.....</p>	
<p>I being an Authorised Officer am satisfied that the food specified in</p> <p>The notice under section 9(2)(a) of the Food Safety Act 1990 (as applied by regulation 5(2) of the Novel Foods (Scotland) Regulations 2017) reference number</p> <p>given to you on (date)</p> <p>is compliant with Article 6(2) of Regulation (EU) 2015/2283 and need no longer be detained. The Detention Notice is hereby withdrawn.</p>	
<p>Signed:.....(Authorised Officer)</p>	

Name in capitals:	Date:
Address:	
Tel: E-mail:	

Please read the notes overleaf carefully. If you are not sure of your rights or the implications of this notice, you may want to seek independent legal advice.

NOTES

1. Having ascertained the status of the food with respect to Article 6(2) of Regulation (EU) 2015/2283, the Authorised Officer is now satisfied that the food specified in the Novel Food Notice need no longer be detained.
2. The relevant notice is now withdrawn.
3. If a notice served under subsection (2)(a) is withdrawn, or the sheriff by whom any food falls to be dealt with under section 9 of the Food Safety Act 1990 (as applied by regulation 5 (2) of the Novel Foods (Scotland) Regulations 2017) refuses to condemn it, the food authority may be required to compensate the owner of the food for any depreciation in its value resulting from the action taken by the Authorised Officer.