STATUTORY RULES OF NORTHERN IRELAND

2011 No. 47

FOOD

The Fruit Juices and Fruit Nectars (Amendment) Regulations (Northern Ireland) 2011

Made - - - -	*23rd February 2011*
Coming into operation	*18th March 2011*

The Department of Health, Social Services and Public Safety(**1**) makes the following Regulations in exercise of the powers conferred by Articles 15(1)(a) and (e), 16(1) and 47(2) of the Food Safety (Northern Ireland) Order 1991(**2**).

In accordance with Article 47(3A) of that Order, it has had regard to relevant advice given by the Food Standards Agency.

As required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(**3**), there has been open and transparent public consultation during the preparation and evaluation of these Regulations.

Citation and commencement

1. These Regulations may be cited as the Fruit Juices and Fruit Nectars (Amendment) Regulations (Northern Ireland) 2011 and come into operation on 18th March 2011.

Amendment of the Fruit Juices and Fruit Nectars Regulations (Northern Ireland) 2003

2.—(1) The Fruit Juices and Fruit Nectars Regulations (Northern Ireland) 2003(**4**) are amended in accordance with paragraphs (2) to (5).

(2) In regulation 2(2)—

(a) at the end of sub-paragraph (d) omit the word "and";

(b) at the end of sub-paragraph (e) substitute "; and" for the full stop; and

(c) after sub-paragraph (e) insert—

(**1**) Formerly the department of Health and Social Services; see S.I. 1999/283 (N.I.1) Article 3(6)

(**2**) S.I. 1991/762 (N.I.7) as amended by S.I. 1996/1663 (N.I.12), paragraphs 26 to 42 of Schedule 5 and Schedule 6 to the Food Standards Act 1999 c. 28 and S.R. 2004 Nos. 482 and 505

(**3**) OJ No. L31, 1.2.2002, p.1. That Regulation was last amended by Regulation (EC) No. 596/2009 (OJ No. L188, 18.7.2009, p.14)

(**4**) S.R. 2003 No. 305, as amended by S.R. 2005 No. 574, S.R. 2009 No. 415 and S.R. 2009 No. 416

"(f) being a food bearing the reserved description "fruit juice from concentrate", it complies with the minimum Brix level specified in Schedule 6, read together with the Notes to that Schedule.".

(3) In regulation 5—

(a) for paragraph (d) substitute —

"(d) in the case of—

(i) a mixture of fruit juice and fruit juice from concentrate and which is marked or labelled with the single reserved description "fruit juice" (or such other description as, in accordance with the conditions which preface Column 1 (reserved descriptions) of Schedule 1, is required in place of the description "fruit juice"), or

(ii) a fruit nectar obtained partly from one or more concentrated products,

its labelling bears the words "partially from concentrate" or, as the case may be, "partially from concentrates", such words to appear close to the reserved description, in letters that are clearly visible and easily distinguished from the background against which they appear;"; and

(b) for paragraph (e) substitute—

"(e) in the case of a fruit nectar obtained wholly from one or more concentrated products, its labelling bears the words "from concentrate" or, as the case may be, "from concentrates", such words to appear close to the reserved description, in letters that are clearly visible and easily distinguished from the background against which they appear;".

(4) In Schedule 1—

(a) in column 2 of item 3 (Fruit juice from concentrate), at the end insert—

"The minimum Brix levels for fruit juices from concentrate are indicated in Schedule 6."; and

(b) in column 2 of item 5 (Fruit nectar), for "Schedule 4" substitute "Schedule 5" in both places.

(5) After Schedule 5, insert Schedule 6, as set out in the Schedule to these Regulations.

Sealed with the official seal of the Department of Health, Social Services and Public Safety on 23rd February 2011.

L.S.

Andrew McCormick
A senior officer of the Department of Health,
Social Services and Public Safety