STATUTORY RULES OF NORTHERN IRELAND

2005 No. 396

FOOD

The Food Labelling (Amendment No. 2) Regulations (Northern Ireland) 2005

Made - - - -	*15th August 2005*
Coming into operation	*25th November 2005*

The Department of Health, Social Services and Public Safety(**1**), in exercise of the powers conferred it by Articles 15(1)(e) and (f), 16(1), 25(1) and (3) and 47(2) of the Food Safety (Northern Ireland) Order 1991(**2**) and of all other powers enabling it in that behalf, having had regard in accordance with Article 47(3A) of the said Order to relevant advice given by the Food Standards Agency and after consultation as required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council(**3**) 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, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Food Labelling (Amendment No. 2) Regulations (Northern Ireland) 2005; and shall come into operation on 25th November 2005.

Amendment of the Food Labelling Regulations (Northern Ireland) 1996

2. The Food Labelling Regulations (Northern Ireland)1996(**4**) shall be amended in accordance with regulations 3 to 7.

3. In regulation 2(1) (interpretation), in the definition of "Directive 2000/13", from "and Commission Directive 2002/67/EC" to the end there shall be substituted ", Commission Directive 2002/67/EC(**5**) on the labelling of foodstuffs containing quinine, and of foodstuffs containing

(**1**) Formerly the Department of Health and Social Services see S.I.1999/283 (N.I.) Article 3
(**2**) S.I. 1991/762 (N.I.7) as amended by S.I. 1996/1663 (N.I.12) and paragraphs 26 to 42 of Schedule 5 & Schedule 6 to the Food Standards Act 1999 c. 28, S.R. 1999 No.438 and S.R. 2004 No.482
(**3**) OJ No. L31, 1.2.2002, p.1. That Regulation was last amended by Regulation (EC) No. 1642/2003 of the European Parliament and of the Council (OJ No. L245, 29.9.2002 p.4)
(**4**) S.R. 1996 No 383, the relevant amending Regulations are S.R.1998 Nos. 253 and 359, S.R. 1999 Nos. 143 and 286, S.R. 2000 Nos. 189 and 303, S.R. 2003 No. 448 and S.R. 2004 No.469
(**5**) OJ No. L191, 19.7.2002, p.20

caffeine and Commission Directive 2005/26/EC(**6**) establishing a list of food ingredients or substances provisionally excluded from Annex IIIa of Directive 2000/13/EC".

4. In regulation 13(8)(c) (order of list of ingredients) there shall be inserted at the end "other than, until 25th November 2007, ingredients which originate from an allergenic ingredient and are listed in column 2 of Schedule 2A in relation to that allergenic ingredient".

5. In regulation 34B (foods containing allergenic ingredients or ingredients originating from allergenic ingredients) —

(a) in paragraph (1) for "Subject to paragraph (2)" there shall be substituted "Subject to paragraphs (2) and (3)";

(b) in paragraph (2)(b) there shall be inserted at the beginning "subject to paragraph (3) of this regulation,";

(c) there shall be inserted at the end the following —

"(3) Paragraphs (1) and (2)(b) of this regulation shall not apply before 25th November 2007 as respects any ingredient which originates from an allergenic ingredient and is listed in column 2 of Schedule 2A in relation to that allergenic ingredient.".

6. In regulation 50(12)(b)(iii) (transitional provision) there shall be inserted after the number "12" "(as read with regulation 5 of the Food Labelling (Amendment No. 2) Regulations (Northern Ireland) 2005)".

7. After Schedule 2 (indications of treatment) there shall be inserted as Schedule 2A the contents of the Schedule to these Regulations.

Sealed with the official Seal of the Department of Health, Social Services and Public Safety on 15th August 2005

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

(**6**) OJ No. L75, 22.3.2005, p.33