STATUTORY RULES OF NORTHERN IRELAND

1996 No. 580

FOOD

Plastic Materials and Articles in Contact with Food (Amendment No. 2) Regulations (Northern Ireland) 1996

Made - - - -	*11th December 1996*
Coming into operation	*29th January 1997*

The Department of Health and Social Services for Northern Ireland in exercise of the powers conferred on it by Articles 15(2), 16(1), 25(1)(*a*) and (3), 26(3), 32 and 47(2) of the Food Safety (Northern Ireland) Order 1991(**1**) and being a designated Department(**2**) for the purposes of section 2(2) of the European Communities Act 1972(**3**) in relation to materials and articles in contact with food or drink or intended for such contact, in exercise of the powers conferred on it by the said section 2(2) and of all other powers enabling it in that behalf, and after consultation in accordance with Article 47(3) of the said Order with such organisations as appear to it to be representative of interests likely to be substantially affected by the Regulations (in so far as the Regulations are made in exercise of the powers conferred by the said Order), hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Plastic Materials and Articles in Contact with Food (Amendment No. 2) Regulations (Northern Ireland) 1996 and shall come into operation on 29th January 1997.

(2) In these Regulations "the principal Regulations" means the Plastic Materials and Articles in Contact with Food Regulations (Northern Ireland) 1993(**4**).

(3) The Interpretation Act (Northern Ireland) 1954(**5**) shall apply to these Regulations as it applies to a Measure of the Northern Ireland Assembly.

Amendment of the principal Regulations

2.—(1) The principal Regulations shall be amended in accordance with paragraphs (2) to (9).

(**1**) S.I.1991/762 (N.I. 7) as amended by S.I. 1996/1633 (N.I. 12). *See* Article 2(2) for the definitions of "the Department concerned" and "regulations"
(**2**) S.I. 1976/2141
(**3**) 1972 c. 68
(**4**) S.R. 1993 No. 173 as amended by S.R. 1995 No. 107 and S.R. 1996 No. 164
(**5**) 1954 c. 33 (N.I.)

(2) In regulation 1(2), in the definition of "the Directive", for "as amended" there shall be substituted ", (as corrected) and as amended by Commission Directives 92/39/EEC, 93/9/EEC, 95/3/EC and 96/11/EC"(**6**).

(3) In regulations 4 (monomers)—

(a) in paragraph (1)—

(i) after "the following paragraphs" there shall be inserted "and regulation 13A",

(ii) in sub-paragraph (*a*), for "1st January 1997" there shall be substituted "1st January 2002", and

(iii) in sub-paragraph (*b*), for "31st December 1996" there shall be substituted "31st December 2001";

(b) in paragraphs (3), (4), (5) and (6), after "the relevant fraction of" (wherever it occurs) there shall be added ", or section F of,".

(4) After regulation 13 there shall be inserted—

"**Manufacture until 1st January 1999**

13A. Notwithstanding regulation 4(1), until 1st January 1999 a plastic material or article may be manufactured using one or more of the monomers identified by PM/REF No., CAS No. (if any) and name respectively in columns 1, 2 and 3 of Section F of Part I of Schedule 1, if any such monomer is of good technical quality and is used in accordance with the restrictions (if any) specified in the corresponding entry in column 4 thereof".

(5) The Item number and letter, PM/REF No., CAS No. and name for each monomer identified in Schedule 1 shall be inserted in Section A of Part I of Schedule 1 to the principal Regulations (monomers authorised without time limit) at the place corresponding to the number and letter specified for that monomer in the column headed "Item" in Schedule 1.

(6) The contents of Schedule 2 shall be substituted for Section B of Part I of Schedule 1 to the principal Regulations.

(7) In Section D of Part I of Schedule 1 to the principal Regulations (monomers authorised until 1st April 1996), in Item 16, for "51" and "115" in column 4 (restrictions) there shall be substituted "17" and "58" respectively.

(8) The contents of Schedule 3 shall be inserted after Section E of Part I of Schedule 1 to the principal Regulations.

(9) The Item number and letter, PM/REF No., CAS No. (if any) and name for each additive identified in Schedule 4 shall be inserted in Part I of Schedule 3 to the principal Regulations (additives) at the place corresponding to the number and letter specified for that additive in the column headed "Item" in Schedule 4.

(**6**) Corrigendum in O.J. L349, 13.12.90, p. 26; amending Directives in O.J. No. L168, 23.6.92, p. 21, O.J. No. L90, 14.3.93, p. 26, O.J. No. L41, 23.2.95, p. 44 and O.J. No. L61, 12.3.96, p. 26

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 29th January 1996.

W. B. SMITH
Assistant Secretary

SCHEDULE 1

Regulation 2(5)

Item	"1 PM/REF No.	2 CAS No.	3 Name	4 Restrictions
110C.	19460	000050-21-5	Lactic-acid	
111A.	19480	002146-71-6	Lauric acid, vinyl ester	
153A.	23651	025322-69-4	Polypropyleneglycol"	

SCHEDULE 2

Regulation 2(6)

"SECTION B

Monomers authorised up to the end of 2001

Item	1 PM/REF No.	2 CAS No.	3 Name	4 Restrictions
1.	15280	000542-02-9	Acetoguanamine	
2.	10599/90A	061788-89-4	Acids, fatty, unsaturated (C18), dimers, distilled	
3.	10599/91	061788-89-4	Acids, fatty, unsaturated (C18), dimers, non-distilled	
4.	10599/92A	068783-41-5	Acids, fatty, unsaturated (C18), dimers, hydrogenated, distilled	
5.	10599/93	068783-41-5	Acids, fatty, unsaturated (C18), dimers, hydrogenated, non-distilled	
6.	11000	050976-02-8	Acrylic acid, dicyclopentadienyl ester	
7.	11245	002156-97-0	Acrylic acid, dodecyl ester	
8.	11500	000103-11-7	Acrylic acid, 2-ethylhexyl ester	

Item	1 PM/REF No.	2 CAS No.	3 Name	4 Restrictions
9.	11530	000999-61-1	Acrylic acid, 2-hydroxypropyl ester	
10.	12265	004074-90-2	Adipic acid, divinyl ester	
11.	12910	001732-10-1	Azelaic acid, dimethyl ester	
12.	As item 81	000528-44-9	1,2,4-Benzenetricarboxylic acid	
13.	13060	004422-95-1	1,3,5-Benzenetricarboxylic acid trichloride	As item 81
14.	As item 25	000091-76-9	Benzoguanamine	
15.	As item 30	000080-09-1	Bisphenol S	
16.	13720	000110-63-4	Butan-1,4-diol	
17.	13780	002424-79-8	Butan-1,-diol bis(2,3-epoxypropyl) ether	The quantity in the finished plastic material or article of any substance within, or any combination of substances within, items 17 and 58 (and 16 and 20 of Section D) shall not exceed 5 mg/kg (expressed as epoxy)
18.	13810	000505-65-7	Butan-1,4-diol formal	
19.	13932	000598-32-3	But-3-en 2-ol	
20.	14020	000098-54-4	4-*tert*.-Butylphenol	
21.	14260	000502-44-3	Caprolactone	
22.	As item 101 Section A	000115-28-6	Chlorendic acid	As item 101, Section A
23.	14800	003724-65-0	Crotonic acid	
24.	15130	000872-05-9	Dec-1-ene	