1990 No. 388

FOOD

Composition and Labelling

Jam and Similar Products (Amendment) Regulations (Northern Ireland) 1990

Made	*30th October 1990*
Coming into operation—	
for the purposes of regulations 1 and 3	*5th December 1990*
for all other purposes	*1st January 1991*

The Department of Health and Social Services in exercise of the powers conferred on it by Articles 6, 9 and 72 of the Food (Northern Ireland) Order 1989(**a**) and of all other powers enabling it in that behalf and after consultation in accordance with Article 72(2) of that Order with such organisations as appear to it to be representative of interests substantially affected by these Regulations, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Jam and Similar Products (Amendment) Regulations (Northern Ireland) 1990 and shall come into operation for the purposes of this regulation and regulation 3 on 5th December 1990, and for all other purposes on 1st January 1991.

(2) In these Regulations "the principal Regulations" means the Jam and Similar Products Regulations (Northern Ireland) 1982(**b**).

Amendment of the principal Regulations

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

(2) In regulation 2(1) (interpretation)—

(*a*) after the definition of "chestnut" there shall be inserted the following definitions—

" "concentrated fruit juice" means juice which has been obtained from fruit by mechanical processes, or from fruit other than apricots, citrus fruits, grapes, peaches, pears or pineapples by diffusion processes, and which has been concentrated by the removal of part of its water, but does not include dried fruit juice;

(a) S.I. 1989/846 (N.I. 6)
(b) S.R. 1982 No. 105; the relevant amending Regulations are S.R. 1982 No. 398, S.R. 1983 No. 265 and S.R. 1988 No. 433

"dried fruit juice" means specified fruit juice which has been concentrated to the form of powder, granule or solid by the removal of water;";

(*b*) for the definition of "fruit" there shall be substituted the following definition—

" "fruit" includes carrots, ginger, rhubarb and sweet potatoes;";

(*c*) for the definition of "fruit curd" there shall be substituted the following definition—

" "fruit curd" means the foods described in column 2 of items 11 and 11A in Schedule 1;"; and

(*d*) for the definition of "fruit juice" there shall be substituted the following definition—

" "fruit juice" means—

(*a*) specified fruit juice, that is to say any one or combination of—

(i) the food consisting of fermentable but unfermented juice which is obtained from fruit by mechanical processes and has the characteristic colour, aroma and flavour of juice of the fruit from which it is obtained;

(ii) juice which is obtained from concentrated fruit juice by the addition of water and has the organoleptic and analytical characteristics of juice obtained from fruit of the same kind by mechanical processes; and

(iii) concentrated fruit juice; or

(*b*) dried fruit juice;".

(3) After regulation 7 (list of ingredients) there shall be inserted the following regulation—

"**7A.**—(1) Where any jam, jelly, marmalade, reduced sugar product, UK standard jelly, fruit curd, fruit flavour curd or mincemeat has a residual sulphur dioxide content of more than 30 milligrams per kilogram, then, in addition to any particular required to be identified in a list of ingredients by the Food Labelling Regulations (Northern Ireland) 1984(**a**), that residual content shall be identified in the list of ingredients according to the percentage by weight of the residue in the product as "sulphur dioxide".

(2) The residual sulphur dioxide content of any food to which paragraph (1) applies is the total sulphur dioxide remaining in each ingredient of that food after processing.".

(4) In regulation 8 (miscellaneous labelling requirements)—

(*a*) there shall be added at the beginning of paragraph (2) "Subject to paragraph (2A)";

(*b*) in paragraph (2) for "accurate to ±3% of the refractometer reading" there shall be substituted "accurate to ±3 refractometric degrees"; and

(a) S.R. 1984 No. 407

(*c*) there shall be added after paragraph (2)—

"(2A) Paragraph (2) shall not apply to a food which is specially made to fulfil the particular nutritional requirements of diabetics and whose labelling clearly indicates that it is intended for diabetics.".

(5) In regulation 11 (fruit)—

(*a*) for paragraph (3) there shall be substituted the following paragraph—

"(3) Subject to regulation 12, a person shall not use in the preparation of any food described in column 2 of Schedule 1 any fruit juice which fails to comply with any requirements as to ingredients, processing and treatment of the Fruit Juices and Fruit Nectars Regulations (Northern Ireland) 1977(**a**).".

(*b*) in paragraph (4) "fruit juice," shall be omitted.

(6) In regulation 12 (authorised treatments and additives)—

(*a*) in paragraph (2) for "sulphur dioxide" there shall be substituted "any source of sulphur dioxide which is specified in Schedule 3" and "sweetened" shall be added before "chestnut purée".

(*b*) after paragraph (2) there shall be added the following paragraphs—

"(2A) Ginger which has been dried or preserved in syrup may be used in the preparation of a food described in column 2 of Schedule 1.

(2B) Citrus peel, with or without endocarp, which has been preserved in brine may be used in the preparation of extra jam, jam, marmalade, reduced sugar jam, reduced sugar marmalade, fruit curd, fruit flavour curd and mincemeat.

(2C) Subject to paragraph (2D), fruit juice to which has been added a substance, which by virtue of the Fruit Juices and Fruit Nectars Regulations (Northern Ireland) 1977 may be contained in fruit juice intended for sale for consumption as such or after dilution or reconstitution (as the case may be), may be used in the preparation of any food described in column 2 of Schedule 1.

(2D) Fruit juice to which there has been added any source of sulphur dioxide which is specified in Schedule 3 may be used in the preparation of jelly, marmalade, reduced sugar jelly, reduced sugar marmalade, UK standard jelly, fruit curd, fruit flavour curd and mincemeat.".

(*c*) in paragraph (3) "fruit juice" shall be omitted.

(7) In regulation 15(*a*) for "chestnut purée" there shall be substituted "sweetened chestnut purée".

(8) In Schedule 1—

(*a*) in column 1 of item 6 for "chestnut purée" there shall be substituted "sweetened chestnut purée";

(*b*) for column 2 of item 11 there shall be substituted—

"An emulsion of edible fat or oil (or both), sugar, whole egg or egg yolk (or both), and any combination of fruit, fruit pulp, fruit purée,

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(**a**) S.R. 1977 No. 182, as amended by S.R. 1983 No. 48