1982 No. 144

FOOD AND DRUGS

Materials and Articles in Contact with Food (Amendment) Regulations (Northern Ireland) 1982

Made	*10th May 1982*
Coming into operation . . .	*21st June 1982*

The Department of Health and Social Services, being a designated Department(**a**) for the purposes of section 2(2) of the European Communities Act 1972(**b**) 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 every other power enabling it in that behalf, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Materials and Articles in Contact with Food (Amendment) Regulations (Northern Ireland) 1982 and shall come into operation on 21st June 1982.

Interpretation

2.—(1) In these regulations "the principal regulations" means the Materials and Articles in Contact with Food Regulations (Northern Ireland) 1981(**c**).

(2) The Interpretation Act (Northern Ireland) 1954(**d**) shall apply to these regulations as it applies to a Measure of the Northern Ireland Assembly.

Amendment of the principal regulations

3. Regulation 4 of the principal regulations shall be amended by inserting after paragraph (2) the following paragraph:—

"(2A) Materials and articles to which this regulation applies and which are manufactured with vinyl chloride polymers or copolymers shall not contain vinyl chloride monomer in a quantity exceeding 1 milligram per kilogram of the material or article.".

4. Regulation 5(1) of the principal regulations shall be amended by substituting for sub-paragraph (*a*) the following sub-paragraph:—

"(*a*) unless the material or article is by its nature clearly intended to come into contact with food—

(i) the description "for food use", or

(ii) a specific indication of the particular use for which the material or article is intended, or

(iii) the symbol that appears in the Schedule,".

5. Regulation 6(1) of the principal regulations shall be amended by substituting for sub-paragraph (*a*) the following sub-paragraph:—

(**a**) Designated by S.I. 1976/2141
(**b**) 1972 c. 68
(**c**) S.R. 1981 No. 285
(**d**) 1954 c. 33 (N.I.)

"(*a*) (i) the description "for food use", or

(ii) a specific indication of the particular use for which the material or article is intended, or

(iii) the symbol that appears in the Schedule,".

6. Regulation 7 of the principal regulations shall be amended—

(*a*) by inserting at the end of paragraph (1) the words "and, if applicable, of regulation 4(2A)";

(*b*) by inserting after paragraph (1) the following paragraph:—

"(1A) A person shall not sell any material or article in relation to which the symbol that appears in the Schedule or any symbol substantially similar thereto is used, unless that material or article complies with the provisions of regulation 4(2) and, if applicable, of regulation 4(2A).";

(*c*) by inserting in paragraph (2) after the word "used" the words,"or in which the symbol that appears in the Schedule or any symbol substantially similar thereto is used";

(*d*) by inserting at the end of paragraph (2) the words "and, if applicable, of regulation 4(2A)".

7. The principal regulations shall be amended by inserting after regulation 13 the following regulation:—

"Method of analysis

13A. The method used in analysing any sample for the purpose of establishing the quantity of vinyl chloride monomer present in order to determine whether it complies with the provisions of regulation 4(2A) shall be the method specified in the Annex to Commission Directive No. 80/766/EEC(a) laying down the Community method of analysis for the official control of the vinyl chloride monomer level in materials and articles which are intended to come into contact with foodstuffs.".

8. The principal regulations shall be amended by inserting as the Schedule thereto the Schedule set out in the Schedule to these regulations.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 10th May 1982.

(L.S.) *S. W. McDowell*
Assistant Secretary

(a) O.J. No. L213, 16.8.80, p. 42