

Statutory Rule 1997 No. 257

Sweeteners in Food (Amendment) Regulations (Northern Ireland) 1997

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1997 No. 257

FOOD

Sweeteners in Food (Amendment) Regulations (Northern Ireland) 1997

<i>Made</i>	<i>28th May 1997</i>
<i>Coming into operation</i>	<i>7th July 1997</i>

The Department of Health and Social Services in exercise of the powers conferred on it by Articles 15(1)(a), 16(1), 25(1) and (3), 26(3) and 47(2) of the Food Safety (Northern Ireland) Order 1991^[1] and of all other powers enabling it in that behalf and after consultation in accordance with Article 47(3) of that Order with such organisations as appear to it to be representative of interests likely to be substantially affected by the Regulations, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Sweeteners in Food (Amendment) Regulations (Northern Ireland) 1997 and shall come into operation on 7th July 1997.

(2) In these Regulations "the principal Regulations" means the Sweeteners in Food Regulations (Northern Ireland) 1996^[2].

Amendment of the principal Regulations

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

(a) in paragraph (1) of regulation 2 (interpretation)—

(i) in the definition of "Directive 94/35/EC" after "foodstuffs" there shall be inserted ", as amended by Directive 96/83/EC of the European Parliament and of the Council^[3]";

(ii) after the definition of "permitted sweetener" there shall be inserted—

""relevant compound foods" means compound foods with no added sugar or energy-reduced, compound dietary foods intended for a low-calorie diet and compound foods with a long shelf-life;" ;

(b) in regulation 3 (sale and use of sweeteners)—

(i) in paragraphs (2) and (3), after "paragraph (3)" and "paragraph (4)" respectively, there shall be inserted "and regulation 5A";

(ii) in paragraph (4) after "uses" there shall be inserted "(including any food for infants and young children not in good health)";

(c) at the beginning of regulation 5 (sale of food containing sweeteners) there shall be inserted "Subject to regulation 5A,";

(d) after regulation 5 there shall be inserted—

"Compound foods

5A.—(1) Where a permitted sweetener is present in or on a relevant compound food and that relevant compound food contains, as an ingredient, a food in or on which that sweetener was or could have been used without contravening any of the provisions of paragraph (2) or (3) of regulation 3, that sweetener shall, for the purposes of those paragraphs and regulation 5, be deemed to have been used in or on that relevant compound food without contravening any of the provisions of those paragraphs.

(2) The use in or on a food of any permitted sweetener shall not constitute a contravention of paragraph (2) or (3) of regulation 3 if that food is destined to be used solely in the preparation of a compound food which complies with those paragraphs and sale of the food in or on which the permitted sweetener was used shall not constitute a contravention of regulation 5." ;

(e) in regulation 11 (transitional provision and exemption)—

(i) after paragraph (1) there shall be inserted—

" (1A) In any proceedings for an offence under these Regulations which allege a contravention of regulation 3(1), 4 or 5 it shall be a defence to prove that—

(a) the act—

(i) was committed before 19th June 1998, or

- (ii) was that of selling a sweetener or food which, in either case, was put on the market or labelled before 19th June 1998; and
- (b) the matter constituting the offence would not have constituted an offence under these Regulations if the amendments made by the Sweeteners in Food (Amendment) Regulations (Northern Ireland) 1997 had not been made when the act was committed or, as the case may be, the food was put on the market or labelled." ;
- (ii) for paragraph (2) there shall be substituted—
- " (2) These Regulations shall not apply in respect of any sweetener or, as the case may be, food which is brought into Northern Ireland having been lawfully put on the market or labelled in another member State before 30th June 1996." ; and
- (iii) paragraph (3) shall be deleted; and
- (f) the contents of the Schedule to these Regulations shall be substituted for Schedule 1.

Sealed with the Official Seal of the Department of Health and Social Services on

J. R. Kearney

Assistant Secretary

28th May 1997.

SCHEDULE

Regulation 2(f)

SCHEDULE 1

Regulations 2(1) and (3) and 3(3)

Permitted sweeteners and the foods in or on which they may be used

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
<p>Desserts and similar products</p> <p>—</p> <p>water-based flavoured desserts, energy-reduced or with no added sugar</p>	<p><i>quantum satis</i></p>		

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
<p style="text-align: right;">—</p> <p>Milk- and milk-derivative-based preparations, energy-reduced or with no added sugar</p> <p>E 420 "Sorbitol</p> <p style="padding-left: 20px;">(i) Sorbitol</p> <p style="padding-left: 20px;">(ii) Sorbitol syrup</p> <p style="text-align: right;">—</p> <p>Fruit- and vegetable-based desserts, energy-reduced or with no added sugar</p> <p>E 421 Mannitol</p> <p style="text-align: right;">—</p> <p>Egg-based desserts, energy-reduced or with no added sugar</p> <p>E 953 Isomalt</p> <p style="text-align: right;">—</p> <p>Cereal-based desserts, energy-reduced or with no added sugar</p> <p>E 965 Maltitol</p> <p style="padding-left: 20px;">(i) Maltitol</p> <p style="padding-left: 20px;">(ii) Maltitol syrup</p> <p style="text-align: right;">—</p> <p>Breakfast cereals or cereal-based products, energy reduced or with no added sugar</p> <p>E 966 Lactitol</p> <p style="text-align: right;">—</p> <p>Fat-based desserts, energy-reduced or with no added sugar</p> <p>E 967 Xylitol</p> <p style="text-align: right;">—</p> <p>Edible ices, energy reduced or with no added sugar</p> <p style="text-align: right;">—</p> <p>Jams, jellies, marmalades and crystallized fruit, energy-reduced or with no added sugar</p> <p style="text-align: right;">—</p> <p>Fruit preparations, energy-reduced or with no added sugar, with the exception of those intended for the manufacture of fruit-juice-based drinks</p> <p>Confectionery</p> <p style="text-align: right;">—</p> <p>Confectionery with no added</p>			

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
sugar — Dried-fruit-based confectionery, energy- reduced or with no added sugar — Starch-based confectionery, energy- reduced or with no added sugar — Chewing gum with no added sugar <i>Miscellaneous</i> E 420 — Cocoa-based products, energy- reduced — or with no added sugar E 421 — Cocoa-, milk-, dried fruit - or fat- based — sandwich spreads, energy-reduced or — with no added sugar E 953 E 965 — Sauces E 966 — Mustard E 967 (cont'd) — Fine bakery products, energy- reduced or with no added sugar — Products intended for particular nutritional uses — Solid food supplements/dietary integrators			
E 950	Acesulfame K		

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p><i>Non-alcoholic drinks</i></p> <p>— Water-based flavoured drinks, energy- reduced or with no added sugar 350 mg/l</p> <p>— Milk- and milk-derivative-based or fruit-juice-based drinks, energy- reduced or with no added sugar 350 mg/l</p> <p><i>Desserts and similar products</i></p> <p>— Water-based flavoured desserts, energy-reduced or with no added sugar 350 mg/kg</p> <p>— Milk- and milk-derivative-based preparations, energy-reduced or with no added sugar 350 mg/kg</p> <p>— Fruit- and vegetable-based desserts, energy-reduced or with no added sugar 350 mg/kg</p> <p>— Egg-based desserts, energy-reduced or with no added sugar 350 mg/kg</p> <p>— Cereal-based desserts, energy reduced or with no added sugar 350 mg/kg</p> <p>— Breakfast cereals with a fibre content of more than 15%, and containing at least 20% bran, energy-reduced or with no added sugar 1200 mg/kg</p> <p>— Fat-based desserts, energy-reduced or with no added sugar 350 mg/kg</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>Confectionery</p> <p>— Confectionery with no added sugar 500 mg/kg</p> <p>— Breath-freshening micro-sweets, with no added sugar 2500 mg/kg</p> <p>— Energy-reduced tablet-form confectionery 500 mg/kg</p> <p>— Cocoa- or dried-fruit-based confectionery, energy-reduced or with no added sugar 500 mg/kg</p> <p>— Starch-based confectionery, energy- reduced or with no added sugar 1000 mg/kg</p> <p>— Chewing gum with no added sugar 2000 mg/kg</p> <p>Miscellaneous</p> <p>—"Snacks": certain flavours of ready to eat, prepacked, dry, savoury starch products and coated nuts 350 mg/kg</p> <p>— Cornets and wafers, for ice-cream, with no added sugar 2000 mg/kg</p> <p>— <i>Essoblaten</i> 2000 mg/kg</p> <p>— Cocoa-, milk-, dried-fruit- or fat- based sandwich spreads, energy- reduced or with no added sugar 1000 mg/kg</p> <p>—Drinks consisting of a mixture</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>of a non-alcoholic drink and beer, cider, perry, spirits or wine 350 mg/l</p> <p>— Cider and perry 350 mg/l</p> <p>— Alcohol-free beer or with an alcohol content not exceeding 1.2% vol 350 mg/l</p> <p>— "Bière de table/Tafelbier/Table beer" (original wort content less than 6%) except for "Obergäriges Einfachbier" 350 mg/l</p> <p>— Beers with a minimum acidity of 30 milli-equivalents expressed as NaOH — Brown beers of the "oud bruin" type 350 mg/l 350 mg/l</p> <p>— Energy-reduced beer 25 mg/l</p> <p>— Spirit drinks containing less than 15% alcohol by volume 350 mg/kg</p> <p>— Edible ices, energy-reduced or with no added sugar 800 mg/kg</p> <p>— Canned or bottled fruit, energy-reduced or with no added sugar 350 mg/kg</p> <p>— Energy-reduced jams, jellies and marmalades 1000 mg/kg</p> <p>— Energy-reduced fruit and vegetable preparations 350 mg/kg</p> <p>— <i>Feinkostsalat</i> 350 mg/kg</p> <p>— Sweet-sour preserves of fruit and vegetables 200 mg/kg</p> <p>— Sweet-sour preserves and semi-preserves of fish and</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		marinades of fish, crustaceans and molluscs 200 mg/kg — Sauces 350 mg/kg — Energy-reduced soups 110 mg/l — Mustard 350 mg/kg — Fine bakery products for special nutritional uses 1000 mg/kg — Complete formulae for weight control intended to replace total daily food intake or an individual meal 450 mg/kg — Complete formulae and nutritional supplements for use under medical supervision 450 mg/kg — Liquid food supplements/dietary integrators 350 mg/l — Solid food supplements/dietary integrators 500 mg/kg — Food supplements/diet integrators based on vitamins and/or mineral elements, syrup-type or chewable 2000 mg/kg	
E 951	Aspartame	<i>Non-alcoholic drinks</i> — Water-based flavoured drinks, energy-reduced or with no added sugar 600 mg/l — Milk- and milk-derivative-based or fruit juice-based drinks, energy- reduced or with no	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>added sugar 600 mg/l</p> <p><i>Desserts and similar products</i></p> <p>— Water-based flavoured desserts, energy-reduced or with no added sugar 1000 mg/kg</p> <p>— Milk- and milk-derivative-based preparations, energy-reduced or with no added sugar 1000 mg/kg</p> <p>— Fruit- and vegetable-based desserts, energy-reduced or with no added sugar 1000 mg/kg</p> <p>— Egg-based desserts, energy-reduced or with no added sugar 1000 mg/kg</p> <p>— Cereal-based desserts, energy-reduced or with no added sugar 1000 mg/kg</p> <p>— Breakfast cereals with a fibre content of more than 15%, and containing at least 20% bran, energy-reduced or with no added sugar 1000 mg/kg</p> <p>— Fat-based desserts, energy-reduced or with no added sugar 1000 mg/kg</p> <p><i>Confectionery</i></p> <p>— Confectionery with no added sugar 1000 mg/kg</p> <p>— Breath freshening micro-sweets, with no added sugar</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p style="text-align: right;">6000</p> <p>mg/kg</p> <p>— Cocoa- or dried-fruit-based confectionery, energy-reduced or with no added sugar 2000</p> <p>mg/kg</p> <p>— Starch-based confectionery, energy- reduced or with no added sugar 2000</p> <p>mg/kg</p> <p>— Chewing gum with no added sugar 5500</p> <p>mg/kg</p> <p>— Strongly flavoured freshening throat pastilles with no added sugar 2000</p> <p>mg/kg</p> <p>Miscellaneous</p> <p>—"Snacks": certain flavours of ready to eat, prepacked, dry, savoury starch products and coated nuts 500</p> <p>mg/kg</p> <p>— Cocoa-, milk-, dried-fruit- or fat-based sandwich spreads, energy-reduced or with no added sugar 1000</p> <p>mg/kg</p> <p>— Drinks consisting of a mixture of a non-alcoholic drink and beer, cider, perry, spirits or wine 600 mg/l</p> <p>— Cider and perry 600 mg/l</p> <p>— Alcohol-free beer or with an alcohol content not exceeding 1.2% vol 600 mg/l</p> <p>—"Bière de table/Tafelbier/Table beer" (original wort content less than 6%) except for "Obergäriges Einfachbier" 600 mg/l</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<ul style="list-style-type: none"> — Beers with a minimum acidity of 30 milli-equivalents expressed as NaOH 600 mg/l — Brown beers of the "oud bruin" type 600 mg/l — Energy-reduced beer 25 mg/l — Spirit drinks containing less than 15% alcohol by volume 600 mg/kg — Edible ices, energy-reduced or with no added sugar 800 mg/kg — Canned or bottled fruit, energy-reduced or with no added sugar 1000 mg/kg — Energy-reduced jams, jellies and marmalades 1000 mg/kg — Energy-reduced fruit and vegetable preparations 1000 mg/kg — <i>Feinkostsalat</i> 300 mg/kg — Sweet-sour preserves of fruit and vegetables 300 mg/kg — Sweet-sour preserves and semi-preserves of fish and marinades of fish, crustaceans and molluscs 300 mg/kg — Sauces 350 mg/kg — Energy-reduced soups 110 mg/l — Mustard 350 mg/kg — Fine bakery products for special nutritional uses 1700 mg/kg 	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>— Complete formulae for weight control intended to replace total daily food intake or an individual meal 800 mg/kg</p> <p>— Complete formulae and nutritional supplements for use under medical supervision 1000 mg/kg</p> <p>— Liquid food supplements/dietary integrators 600 mg/kg</p> <p>— Solid food supplements/dietary integrators 2000 mg/kg</p> <p>— Food supplements/diet integrators based on vitamins and/or mineral elements, syrup-type or chewable 5500 mg/kg</p>	
E 952	Cyclamic acid and its Na and Ca Salts ^[4]	<p><i>Non-alcoholic drinks</i></p> <p>— Water-based flavoured drinks, energy- reduced or with no added sugar 400 mg/l</p> <p>— Milk- and milk-derivative-based or fruit-juice-based drinks, energy- reduced or with no added sugar 400 mg/l</p> <p><i>Desserts and similar products</i></p> <p>— Water-based flavoured desserts, energy- reduced or with no added sugar 250 mg/kg</p> <p>— Milk- and milk-derivative-based preparations, energy-</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>reduced or with no added sugar 250 mg/kg</p> <p>— Fruit- and vegetable-based desserts, energy-reduced or with no added sugar 250 mg/kg</p> <p>— Egg-based desserts, energy-reduced or with no added sugar 250 mg/kg</p> <p>— Cereal-based desserts, energy-reduced or with no added sugar 250 mg/kg</p> <p>— Fat- based desserts, energy-reduced or with no added sugar 250 mg/kg</p> <p>Confectionery</p> <p>— Confectionery with no added sugar — Breath freshening micro-sweets, with no added sugar 500 mg/kg 2500 mg/kg</p> <p>— Cocoa- or dried-fruit-based confectionery, energy-reduced or with no added sugar 500 mg/kg</p> <p>— Starch-based confectionery, energy- reduced or with no added sugar 500 mg/kg</p> <p>— Chewing gum with no added sugar 1500 mg/kg</p> <p>Miscellaneous</p> <p>— Cocoa-, milk-, dried-fruit- or fat- based sandwich spreads, energy-reduced or with no added</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>sugar 500 mg/kg</p> <p>— Drinks consisting of a mixture of a non-alcoholic drink and beer, cider, perry, spirits or wine 250 mg/l</p> <p>— Edible ices, energy-reduced or with no added sugar 250 mg/kg</p> <p>— Canned or bottled fruit, energy-reduced or with no added sugar 1000 mg/kg</p> <p>— Energy-reduced jams, jellies and marmalades 1000 mg/kg</p> <p>— Energy-reduced fruit and vegetable preparations 250 mg/kg</p> <p>— Fine bakery products for special nutritional uses 1600 mg/kg</p> <p>— Complete formulae for weight control intended to replace total daily food intake or an individual meal 400 mg/kg</p> <p>— Complete formulae and nutritional supplements for use under medical supervision 400 mg/kg</p> <p>— Liquid food supplements/dietary integrators 400 mg/kg</p> <p>— Solid food supplements/dietary integrators 500 mg/kg</p> <p>— Food supplements/diet integrators based on vitamins and/or mineral elements, syrup-</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		type or chewable 1250 mg/kg	
E 954	Saccharin and its Na, K and Ca salts ^[5]	<p><i>Non-alcoholic drinks</i></p> <p>— Water-based flavoured drinks, energy- reduced or with no added sugar 80 mg/l</p> <p>— Milk- and milk-derivative based or fruit-juice-based drinks, energy- reduced or with no added sugar 80 mg/l</p> <p>— "Gaseosa": non-alcoholic water- based drink with added carbon dioxide, sweeteners and flavourings 100 mg/l</p> <p><i>Desserts and similar products</i></p> <p>— Water-based flavoured desserts, energy- reduced or with no added sugar 100 mg/kg</p> <p>— Milk- and milk-derivative-based preparations, energy-reduced or with no added sugar 100 mg/kg</p> <p>— Fruit- and vegetable-based desserts, energy-reduced or with no added sugar 100 mg/kg</p> <p>— Egg-based desserts, energy-reduced or with no added sugar 100 mg/kg</p> <p>— Cereal-based desserts, energy-reduced or with no added sugar 100 mg/kg</p> <p>— Breakfast cereals with a fibre content of more than 15%, and</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>containing at least 20% bran, energy-reduced or with no added sugar 100 mg/kg</p> <p>— Fat-based desserts, energy-reduced or with no added sugar 100 mg/kg</p> <p>Confectionery</p> <p>— Confectionery with no added sugar 500 mg/kg</p> <p>— Breath freshening micro-sweets, with no added sugar 3000 mg/kg</p> <p>— Cocoa- or dried-fruit-based confectionery, energy-reduced or with no added sugar 500 mg/kg</p> <p>— Starch-based confectionery, energy-reduced or with no added sugar 300 mg/kg</p> <p>— Chewing gum with no added sugar 1200 mg/kg</p> <p>Miscellaneous</p> <p>— "Snacks": certain flavours of ready to eat, prepacked, dry, savoury starch products and coated nuts 100 mg/kg</p> <p>— Cornets and wafers, for ice-cream, with no added sugar 800 mg/kg</p> <p>— <i>Essoblaten</i> 800 mg/kg</p> <p>— Cocoa-, milk-, dried-fruit- or fat-based sandwich spreads,</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>energy- reduced or with no added sugar 200 mg/kg</p> <p>— Drinks consisting of a mixture of non-alcoholic drink and beer, cider perry, spirits or wine 80 mg/l</p> <p>— Cider and perry 80 mg/l</p> <p>— Alcohol-free beer or with an alcohol content not exceeding 1.2% vol 80 mg/l</p> <p>— "Bière de table/Tafelbier/Table beer" (original wort content less than 6%) except for "Obergäriges Einfachbier" 80 mg/l</p> <p>— Beers with a minimum acidity of 30 milli-equivalents expressed as NaOH 80 mg/l</p> <p>— Brown beers of the "oud bruin" type 80 mg/l</p> <p>— Spirit drinks containing less than 15% alcohol by volume 80 mg/kg</p> <p>— Edible ices, energy-reduced or with no added sugar 100 mg/kg</p> <p>— Canned or bottled fruit, energy-reduced or with no added sugar 200 mg/kg</p> <p>— Energy-reduced jams, jellies and marmalades 200 mg/kg</p> <p>— Energy-reduced fruit and vegetable preparations 200 mg/kg</p> <p>— <i>Feinkostsalat</i> 160 mg/kg</p> <p>— Sweet-sour preserves of fruit and vegetables 160 mg/kg</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<ul style="list-style-type: none"> — Sweet-sour preserves and semi-preserves of fish and marinades of fish, crustaceans and molluscs 160 mg/kg — Sauces 160 mg/kg — Energy-reduced soups 110 mg/l — Mustard 320 mg/kg — Fine bakery products for special nutritional uses 170 mg/kg — Complete formulae for weight control intended to replace total daily food intake or an individual meal 240 mg/kg — Complete formulae and nutritional supplements for use under medical supervision 200 mg/kg — Liquid food supplements/dietary integrators 80 mg/kg — Solid food supplements/dietary integrators 500 mg/kg — Food supplements/diet integrators based on vitamins and/or mineral elements, syrup-type or chewable 1200 mg/kg 	
E 957	Thaumatococcus	<p>Confectionery</p> <ul style="list-style-type: none"> — Confectionery with no added sugar 50 mg/kg — Cocoa- or dried-fruit-based confectionery, energy-reduced or 	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>with no added sugar 50 mg/kg — Chewing gum with no added sugar 50 mg/kg</p> <p>Miscellaneous — Edible ices, energy-reduced or with no added sugar 50 mg/kg — Food supplements/diet integrators based on vitamins and/or mineral elements, syrup-type or chewable 400 mg/kg</p>	
E 959	Neohesperidine DC	<p>Non-alcoholic drinks — Water-based flavoured drinks, energy- reduced or with no added sugar 30 mg/l — Milk- and milk-derivative-based drinks, energy-reduced or with no added sugar 50 mg/l — Fruit-juice-based drinks, energy-reduced or with no added sugar 30 mg/l</p> <p>Desserts and similar products — Water-based flavoured desserts, energy- reduced or with no added sugar 50 mg/kg — Milk- and milk-derivative-based preparations, energy-reduced or with no added sugar 50 mg/kg — Fruit- and vegetable-based desserts, energy-reduced or with no added sugar 50 mg/kg — Egg-based desserts, energy-reduced or with no added sugar 50 mg/kg — Cereal-based desserts, energy-reduced or with no added</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>sugar 50 mg/kg — Breakfast cereals with a fibre content of more than 15%, and containing at least 20% bran, energy-reduced or with no added sugar 50 mg/kg — Fat-based desserts, energy-reduced or with no added sugar 50 mg/kg</p> <p>Confectionery — Confectionery with no added sugar 100 mg/kg — Breath freshening micro-sweets, with no added sugar 400 mg/kg — Cocoa- or dried-fruit-based confectionery, energy-reduced or with no added sugar 100 mg/kg — Starch-based confectionery, energy-reduced or with no added sugar 150 mg/kg — Chewing gum with no added sugar 400 mg/kg</p> <p>Miscellaneous —"Snacks": certain flavours of ready to eat, prepacked, dry, savoury starch products and coated nuts 50 mg/kg — Cornets and wafers, for ice-cream with no added sugar 50 mg/kg — Cocoa-, milk-, dried-fruit- or fat-based sandwich spreads, energy-reduced or with no added sugar 50 mg/kg — Drinks consisting of a</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		<p>mixture of a non-alcoholic drink and beer, cider, perry, spirits or wine 30 mg/l</p> <p>— Cider and perry 20 mg/l</p> <p>— Alcohol-free beer or with an alcohol content not exceeding 1.2% vol 10 mg/l</p> <p>— "Bière de table/Tafelbier/Table beer" (original wort content less than 6%) except for "Obergäriges Einfachbier" 10 mg/l</p> <p>— Beers with a minimum acidity of 30 milli-equivalents expressed as NaOH 10 mg/l</p> <p>— Brown beers of the "oud bruin" type 10 mg/l</p> <p>— Energy-reduced beer 10 mg/kg</p> <p>— Spirit drinks containing less than 15% alcohol by volume 30 mg/kg</p> <p>— Edible ices, energy-reduced or with no added sugar 50 mg/kg</p> <p>— Canned or bottled fruit, energy-reduced or with no added sugar 50 mg/kg</p> <p>— Energy-reduced jams, jellies and marmalades 50 mg/kg</p> <p>— Sweet-sour preserves of fruit and vegetables 100 mg/kg</p> <p>— Energy-reduced fruit and vegetable preparations 50 mg/kg</p> <p>— <i>Feinkostsalat</i> 50 mg/kg</p> <p>— Sweet-sour preserves and semi-preserves of fish and marinades of fish, crustaceans and molluscs 30 mg/kg</p> <p>— Sauces 50 mg/kg</p> <p>— Energy-reduced soups 50 mg/l</p>	

Column 1	Column 2	Column 3	Column 4
EC No.	Permitted sweetener	Foods in or on which permitted sweeteners may be used	Maximum usable dose
		— Mustard 50 mg/kg — Fine bakery products for special nutritional uses 150 mg/kg — Complete formulae for weight control intended to replace total daily food intake or an individual meal 100 mg/kg — Complete formulae and nutritional supplements for use under medical supervision 100 mg/kg — Liquid food supplements/dietary integrators 50 mg/kg — Solid food supplements/dietary integrators 100 mg/kg — Food supplements/diet integrators based on vitamins and/or mineral elements, syrup-type or chewable	

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations amend the Sweeteners in Food Regulations (Northern Ireland) 1996 ("the principal Regulations") in implementation of Directive 96/83/EC of the European Parliament and of the Council (O.J. No. L48, 19.2.97, p. 16) amending Directive 94/35/EC (O.J. No. L237, 10.9.94, p. 3) on sweeteners for use in foodstuffs.

The Regulations—

- (a) amend regulation 2 of the principal Regulations to include in the definition of "Directive 94/35/EC" a reference to Directive 96/83/EC and to add a definition of "relevant compound foods" (regulation 2(a));
- (b) insert regulation 5A (compound foods) in the principal Regulations and make other amendments to those Regulations in consequence thereof (regulation 2(b)(i), (c) and (d));
- (c) amend regulation 3 of the principal Regulations to provide that paragraph (4) applies to food for infants and young children not in good health (regulation 2(b)(ii));

(d) amend regulation 11 of the principal Regulations to provide, for a transitional period, a defence in relation to acts which would have been in compliance with the principal Regulations before amendment by these Regulations and to exempt, in accordance with specified conditions, sweeteners and food from other Member States (regulation 2(e)); and (e) incorporate into Schedule 1 to the principal Regulations the permitted sweeteners, foods listed in relation thereto and maximum usable dose for each such sweetener contained in the Annex to Directive 96/83/EC (regulation 2(f)).

Notes:

[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" [back](#)

[2] S.R. [1996 No. 48](#) [back](#)

[3] O.J. No. L48, 19.2.97, p. 16 [back](#)

[4] The maximum usable doses for cyclamic acid and its Na and Ca salts are expressed in terms of the free acid [back](#)

[5] The maximum usable doses for saccharin and its Na, K and Ca salts are expressed in terms of the free imide [back](#)