

2007 No. 304

FOOD

**The Spreadable Fats (Marketing Standards) (Amendment)
Regulations (Northern Ireland) 2007**

Made - - - - 19th June 2007

Coming into operation - 12th July 2007

The Department of Health, Social Services and Public Safety^(a) makes the following Regulations in exercise of the powers conferred by Articles 15, 16(2), 25(1) and (3) and 47(2) of the Food Safety (Northern Ireland) Order 1991^(b).

It has had regard to relevant advice given by the Food Standards Agency as required by Article 47(3A) of that Order.

There has been open and transparent public consultation during the preparation of the Regulations as required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council^(c) 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.

Citation and commencement

1. These Regulations may be cited as the Spreadable Fats (Marketing Standards) (Amendment) Regulations (Northern Ireland) 2007 and come into operation on 12th July 2007.

Amendment of the Spreadable Fats (Marketing Standards) Regulations (Northern Ireland) 1999

2.—(1) The Spreadable Fats (Marketing Standards) Regulations (Northern Ireland) 1999^(d) are amended in accordance with paragraph (2).

(2) In regulation 2(1) (interpretation), for the definition of the Commission Regulation substitute—

““the Commission Regulation” means Commission Regulation (EC) No. 445/2007 laying down certain detailed rules for the application of Council Regulation (EC) No.

(a) Formerly the Department of Health and Social Services; see S.I. 1999/283 (N.I.1) Article 3(6)
(b) S.I. 1991/762 (N.I.7) as amended by S.I. 1996/1663 (N.I.12), paragraphs 26 to 42 of Schedule 5 and Schedule 6 to the Food Standards Act 1999 c.28 and S.R.2004 Nos. 482 and 505
(c) OJ No. L31, 1.2.2002, p. 1 as last amended by Commission Regulation (EC) No. 575/2006 (OJ No. L100, 8.4.2006, p.3) amending Regulation (EC) No. 178/2002 of the European Parliament and of the Council as regards the number and names of the Permanent Scientific Panels of the European Food Safety Authority (OJ No. L100, 8.4.2006, p.3). By virtue of Regulation 5 of the Food Safety (Northern Ireland) Order 1991 (Amendment) Regulations (Northern Ireland) 2004 (S.R. 2004 No.482), with effect from 7th December 2004 the consultation requirement contained in Article 47(3) of the 1991 Order is disapplied in any case in which consultation is required by Article 9 of Regulation (EC) No. 178/2002
(d) S.R. 1999 No.383, to which there are amendments not relevant to these Regulations

2991/94 laying down standards for spreadable fats and of Council Regulation (EEC) No. 1898/87 on the protection of designations used in the marketing of milk and milk products(a);”.

Sealed with the Official Seal of the Department of Health, Social Services and Public Safety on 19th June 2007.



Andrew McCormick

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

(a) OJ No. L106, 24.4.2007, p.24

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the definition of the “the Commission Regulation” contained in the Spreadable Fats (Marketing Standards) Regulations (Northern Ireland) 1999 (S.R. 1999 No.383, as amended), “the 1999 Regulations”.

In amending that definition in the 1999 Regulations, these Regulations provide for the execution and enforcement of Commission Regulation (EC) No.445/2007 laying down certain detailed rules for the application of Council Regulation (EC) No. 2991/94 laying down standards for spreadable fats and of Council Regulation (EEC) No. 1898/87 on the protection of designations used in the marketing of milk and milk products (OJ No. L106, 24.4.2007, p.24). Commission Regulation (EC) No. 445/2007 revoked and replaced without further amendment Commission Regulation (EC) No. 577/97 as amended.

A full regulatory impact assessment has not been prepared for these Regulations because no impact on the private or voluntary sectors is foreseen.