

Statutory Rule 2001 No. 46

Miscellaneous Food Additives (Amendment) Regulations (Northern Ireland) 2001

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STATUTORY RULES OF NORTHERN IRELAND

2001 No. 46

FOOD

Miscellaneous Food Additives (Amendment) Regulations (Northern Ireland) 2001

Made

7th February 2001

Coming into operation

30th March 2001

The Department of Health, Social Services and Public Safety^[1] 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, and paragraph 1 of Schedule 1 to, the Food Safety (Northern Ireland) Order 1991^[2] and of all other powers enabling it in that behalf, having had regard in accordance with Article 47(3A) of the said Order to relevant advice given by the Food Standards Agency and after consultation in accordance with Article 47(3) and (3B) of the said Order, hereby makes the following Regulations: -

Citation, commencement and interpretation -

1.

(1) These Regulations may be cited as the Miscellaneous Food Additives (Amendment)

Regulations (Northern Ireland) 2001 and shall come into operation on 30th March 2001.

(2) In these Regulations "the principal Regulations" means the Miscellaneous Food Additives Regulations (Northern Ireland) 1996[3].

Amendment of the principal Regulations

2. The principal Regulations shall be amended in accordance with regulations 3 to 5.

3. In regulation 2(1) (interpretation), in the definition of "Directive 96/77/EC" there shall be inserted at the end "and Commission Directive 2000/63/EC"[4].

4. In regulation 11 (transitional provisions and exemptions) there shall be inserted after paragraph (1B) the following paragraph -

" (1C) In any proceedings for an offence under these Regulations in respect of any food additive or food, it shall be a defence to prove that -

(a) the food additive or food concerned was put on the market or labelled before 31st March 2001; and

(b) the matter constituting the offence would not have constituted an offence under these Regulations if the amendments made by regulations 3 and 5 of the Miscellaneous Food Additives (Amendment) Regulations (Northern Ireland) 2001 had not been made when that matter occurred."

5. In Schedule 5 (purity criteria) the entries relating to the miscellaneous additives listed in the Schedule to these Regulations shall be omitted.

Consequential amendments

6. In the following Regulations, references to the principal Regulations shall be construed as references to those Regulations as amended by the Miscellaneous Food Additives (Amendment) Regulations (Northern Ireland) 1997, the Miscellaneous Food Additives (Amendment) Regulations (Northern Ireland) 1999 and these Regulations: -

(a) the Mineral Hydrocarbons in Food Regulations (Northern Ireland) 1966[5];

(b) the Specified Sugar Products Regulations (Northern Ireland) 1976[6];

(c) the Cocoa and Chocolate Products Regulations (Northern Ireland) 1976[7];

(d) the Fruit Juices and Fruit Nectars Regulations (Northern Ireland) 1977[8];

(e) the Condensed Milk and Dried Milk Regulations (Northern Ireland) 1977[9];

(f) the Jam and Similar Products Regulations (Northern Ireland) 1982[10];

(g) the Meat Products and Spreadable Fish Products Regulations (Northern Ireland) 1984[11];

(h) the Food Additives Labelling Regulations (Northern Ireland) 1992[12];

(i) the Food Labelling Regulations (Northern Ireland) 1996[13].

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

7th February 2001.

L.S.

John McGrath

Senior Officer of the Department of Health, Social Services and Public Safety

SCHEDULE

Regulation 5

Miscellaneous additives for which specific purity criteria specified or referred to in
Schedule 5 to the principal Regulations are omitted

| | |
|------------|------------------------------|
| E 296 | Malic acid |
| E 297 | Fumaric acid |
| E 350(i) | Sodium malate |
| E 350(ii) | Sodium hydrogen malate |
| E 351 | Potassium malate |
| E 352(i) | Calcium malate |
| E 352(ii) | Calcium hydrogen malate |
| E 355 | Adipic acid |
| E 363 | Succinic acid |
| E 380 | Triammonium citrate |
| E 500(i) | Sodium carbonate |
| E 500(ii) | Sodium hydrogen carbonate |
| E 500(iii) | Sodium sesquicarbonate |
| E 501(i) | Potassium carbonate |
| E 501(ii) | Potassium hydrogen carbonate |
| E 503(i) | Ammonium carbonate |
| E 503(ii) | Ammonium hydrogen carbonate |
| E 507 | Hydrochloric acid |
| E 509 | Calcium chloride |
| E 513 | Sulphuric acid |
| | |

| | |
|------------|-------------------------------------|
| E 514(i) | Sodium sulphate |
| E 515(i) | Potassium sulphate |
| E 516 | Calcium sulphate |
| E 522 | Aluminium potassium sulphate |
| E 524 | Sodium hydroxide |
| E 525 | Potassium hydroxide |
| E 526 | Calcium hydroxide |
| E 527 | Ammonium hydroxide |
| E 528 | Magnesium hydroxide |
| E 529 | Calcium oxide |
| E 530 | Magnesium oxide |
| E 535 | Sodium ferrocyanide |
| E 536 | Potassium ferrocyanide |
| E 541 | Sodium aluminium phosphate, acidic |
| E 551 | Silicon dioxide |
| E 552 | Calcium silicate |
| E 553a(i) | Magnesium silicate |
| E 553a(ii) | Magnesium trisilicate |
| E 575 | Glucono-delta-lactone |
| E 576 | Sodium gluconate |
| E 577 | Potassium gluconate |
| E 578 | Calcium gluconate |
| E 640 | Glycine |
| E 900 | Dimethylpolysiloxane |
| E 901 | Beeswax, white and yellow |
| E 903 | Carnauba wax |
| E 904 | Shellac |
| E 941 | Nitrogen |
| E 942 | Nitrous oxide |
| E 948 | Oxygen |
| E 999 | Extract of quillaia |
| E 1200 | Polydextrose |
| | Propane-1,2-diol (propylene glycol) |

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations amend the Miscellaneous Food Additives Regulations (Northern Ireland) 1996, as amended ("the principal Regulations").

The Regulations implement Commission Directive 2000/63/EC amending Directive 96/77/EC laying down specific purity criteria on food additives other than colours and sweeteners (O.J. No. L277, 30.10.2000, p. 1).

Subject to a transitional provision, the Regulations amend the existing requirements in the principal Regulations as regards the purity criteria for butylated hydroxyanisole (BHA) and specify new purity criteria in relation to the additives specified in Annex II to Commission Directive 2000/63/EC (regulations 3 to 5).

The Regulations also make consequential amendments to the Regulations specified in regulation 6, as regards references in those Regulations to the principal Regulations (regulation 6).

Notes:

[1] Formerly the Department of Health and Social Services; *see* S.I. 1999/283 (N.I. 1), Article 3[back](#)

[2] S.I. 1991/762 (N.I. 7) as amended by S.I. 1996/1633 (N.I. 12) and paragraphs 26 to 42 of Schedule 5 and Schedule 6 to the Food Standards Act 1999 c. 28[back](#)

[3] S.R. 1996 No. 50 as amended by S.R. 1997 No. 340 and S.R. 1999 No. 244[back](#)

[4] O.J. No. L277, 30.10.2000, p. 1[back](#)

[5] S.R. & O. (N.I.) 1966 No. 200; the relevant amending Regulations are S.R. 1996 No. 50[back](#)

[6] S.R. 1976 No. 165; the relevant amending Regulations are S.R. 1996 No. 50[back](#)

[7] S.R. 1976 No. 183; the relevant amending Regulations are S.R. 1996 No. 50[back](#)

[8] S.R. 1977 No. 182; the relevant amending Regulations are S.R. 1996 No. 50[back](#)

[9] S.R. 1977 No. 196; the relevant amending Regulations are S.R. 1996 No. 50[back](#)

[10] S.R. 1982 No. 105; the relevant amending Regulations are S.R. 1996 No. 50[back](#)

[11] S.R. 1984 No. 408; the relevant amending Regulations are S.R. 1996 No. 50[back](#)

[12] S.R. 1992 No. 417; the relevant amending Regulations are S.R. 1996 No. 50[back](#)

[13] S.R. 1996 No. 383; the relevant amending Regulations are S.R. 1998 No. 253 and S.R. 1999 No. 143[back](#)

ISBN ISBN 0-337-04374-4

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Prepared 16 February 2001