

1983 No. 26

FOOD AND DRUGS

Composition and Labelling

Condensed Milk and Dried Milk (Amendment) Regulations
(Northern Ireland) 1983*Made* 28th February 1983*Coming into operation* 11th April 1983

The Department of Health and Social Services(a) in exercise of the powers conferred on it by sections 4, 7, 68 and 68A(b) of the Food and Drugs Act (Northern Ireland) 1958(c) and of every other power enabling it in that behalf, and after consultation in accordance with section 68(2) with such organisations as appear to it to be representative of interests substantially affected by these regulations, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Condensed Milk and Dried Milk (Amendment) Regulations (Northern Ireland) 1983 and shall come into operation on 11th April 1983.

Amendment of the Condensed Milk and Dried Milk Regulations (Northern Ireland) 1977

2. The Condensed Milk and Dried Milk Regulations (Northern Ireland) 1977(d) shall be amended—

- (a) by inserting in the definition of “condensed milk product” in regulation 2(1), immediately after “paragraphs 1 and 2 of that Part”, the following:
“of which the characteristics are, where so required by that Schedule, determined according to the methods of analysis therein referred to,”;
- (b) by inserting in the definition of “dried milk product” in regulation 2(1), immediately after “paragraph 1 of that Part”, the following:
“of which the characteristics are, where so required by that Schedule, determined according to the methods of analysis therein referred to,”;
- (c) by inserting, immediately after the definition of “sweetened condensed milk product” in regulation 2(1), the following:
“‘total milk solids’ means all the constituents of milk other than water, including milk fat, the constituents other than milk being present in their natural proportions”;
- (d) by inserting immediately after regulation 2(5), the following paragraph:
“(5A) Any reference in Schedule 1 to a “method”, identified by number, shall be construed as a reference to the method of analysis for testing certain partly or wholly dehydrated preserved milk for human consumption described

(a) See S.R. & O. (N.I.) 1964 No. 205 art. 5 and Sch. 2 Part I

(b) Added by S.R. & O. (N.I.) 1972 No. 363

(c) 1958 c. 27 (N.I.)

(d) S.R. 1977 No. 196

under that number in Annex II to the Commission Directive No. 79/1067/EEC(a) as read with the General Provisions of that Annex.”;

(e) by adding at the end of regulation 8 the following sentence:

“The test for verifying whether or not this requirement has been satisfied shall be one or other of the two methods of determining phosphatase activity provided and described respectively as method 7 and method 8 in Annex II to the Commission Directive No. 79/1067/EEC, as read with the General Provisions of that Annex, and the test report shall state which of these methods has been employed.”;

(f) by substituting for Schedule 1 the contents of the Schedule to these regulations.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 28th February 1983.

(L.S.)

J. A. Wylie

Assistant Secretary

SCHEDULE

Regulation 2(f)

SCHEDULE 1

PART I

Regulation 2(1)

Condensed Milk Products and their Reserved Descriptions

Column 1	Column 2
<i>Reserved descriptions</i>	<i>Condensed milk products</i>
Unsweetened condensed high-fat milk	Condensed milk, which has been sterilised, containing more than 15.0 per centum milk fat, determined by method 3, and not less than 26.5 per centum total milk solids, determined by method 1.
Evaporated milk	Condensed milk, which has been sterilised, containing not less than 9.0 per centum but not more than 15.0 per centum milk fat, determined by method 3, and not less than 31.0 per centum total milk solids, determined by method 1.
Unsweetened condensed milk	Condensed milk, which has been sterilised, containing not less than 7.5 per centum but not more than 15.0 per centum milk fat, determined by method 3, and not less than 25.0 per centum total milk solids, determined by method 1.
Unsweetened condensed partly skimmed milk	Condensed milk, which has been sterilised, containing— <ul style="list-style-type: none"> (i) in the case of a sale by retail, not less than 4.0 per centum but not more than 4.5 per centum milk fat, determined by method 3, and not less than 24.0 per centum total milk solids, determined by method 1; (ii) in the case of a sale otherwise than by retail, more than 1.0 per centum but not more than 7.5 per centum milk fat, determined by method 3, and not less than 20.0 per centum total milk solids, determined by method 1.
Unsweetened condensed skimmed milk	Condensed milk, which has been sterilised, containing not more than 1.0 per centum milk fat, determined by method 3, and not less than 20.0 per centum total milk solids, determined by method 1.
Sweetened condensed milk	Condensed milk with added sucrose, containing— <ul style="list-style-type: none"> (i) in the case of a sale by retail, not less than 9.0 per centum milk fat, determined by method 3, and not less than 31.0 per centum total milk solids, determined by method 1;

Column 1	Column 2
<i>Reserved descriptions</i>	<i>Condensed milk products</i>
Sweetened condensed milk (<i>contd.</i>)	(ii) in the case of a sale otherwise than by retail, more than 8.0 per centum milk fat, determined by method 3, and not less than 28.0 per centum total milk solids, determined by method 1.
Sweetened condensed partly skimmed milk	Condensed milk with added sucrose, containing— (i) in the case of a sale by retail, not less than 4.0 per centum but not more than 4.5 per centum milk fat, determined by method 3, and not less than 28.0 per centum total milk solids, determined by method 1; (ii) in the case of a sale otherwise than by retail, more than 1.0 per centum but not more than 8.0 per centum milk fat, determined by method 3, and not less than 24.0 per centum total milk solids, determined by method 1.
Sweetened condensed skimmed milk	Condensed milk with added sucrose, containing not more than 1.0 per centum milk fat, determined by method 3, and not less than 24.0 per centum total milk solids, determined by method 1.

1. Not more than 0.3 per centum of the milk solids not fat content of any product specified in Column 2 shall consist of lactate.
2. Not more than 25.0 per centum of the total milk solids content of any product specified in Column 2 shall be derived from dried milk.

PART II

Dried Milk Products and their Reserved Descriptions

Column 1	Column 2
<i>Reserved descriptions</i>	<i>Dried milk products</i>
Dried high-fat milk High-fat milk powder	Dried milk containing more than 42.0 per centum but not more than 65.0 per centum milk fat, determined by method 4, and not more than 5.0 per centum moisture, determined by method 2.
Dried whole milk Whole milk powder	Dried milk containing more than 26.0 per centum but not more than 42.0 per centum milk fat, determined by method 4, and not more than 5.0 per centum moisture, determined by method 2.
Dried partly skimmed milk Partly skimmed milk powder	Dried milk containing more than 1.5 per centum but not more than 26.0 per centum milk fat, determined by method 4, and not more than 5.0 per centum moisture, determined by method 2.
Dried skimmed milk Skimmed milk powder	Dried milk containing not more than 1.5 per centum milk fat, determined by method 4, and not more than 5.0 per centum moisture, determined by method 2.

1. Not more than 0.3 per centum of the milk solids not fat content of any product specified in Column 2 shall consist of lactate, determined by method 6.

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations implement Commission Directive No. 79/1067/EEC, (O.J. No. L327, 24.12.79, p. 29), which lays down Community methods of analysis for testing condensed milk and dried milk products. The regulations amend the Condensed Milk and Dried Milk Regulations (Northern Ireland) 1977 by incorporating provisions for the use of those methods in the reserved descriptions of the products set out in Schedule 1, a new version of which is contained in the Schedule to these regulations, and by providing a test for the effectiveness of heat treatment of condensed milk and dried milk products and their ingredients. The regulations come into operation on 11th April 1983.