

1969 No. 1818

FOOD AND DRUGS

COMPOSITION AND LABELLING

The Soft Drinks (Amendment) Regulations 1969

<i>Made</i>	- - -	17th December 1969
<i>Laid before Parliament</i>		30th December 1969
<i>Coming into Operation</i>		1st January 1970

The Minister of Agriculture, Fisheries and Food and the Secretary of State for Social Services, acting jointly, in exercise of the powers conferred on them by sections 4, 7 and 123 of the Food and Drugs Act 1955(a), as read with the Secretary of State for Social Services Order 1968(b), and of all other powers enabling them in that behalf, hereby make the following regulations after consultation with such organisations as appear to them to be representative of interests substantially affected by the regulations and reference to the Food Hygiene Advisory Council under section 82 of the said Act (insofar as the regulations are made in exercise of the powers conferred by the said section 7):—

Citation and commencement

1. These regulations may be cited as the Soft Drinks (Amendment) Regulations 1969, and shall come into operation on 1st January 1970.

Interpretation

2.—(1) In these regulations the expression “the principal regulations” means the Soft Drinks Regulations 1964(c) and, unless the context otherwise requires, any reference herein to a numbered regulation or schedule shall be construed as a reference to the regulation or schedule bearing that number in the principal regulations.

(2) The Interpretation Act 1889(d) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

Amendment of the principal regulations

3. Regulation 2(1) shall be amended—

- (a) by deleting the definition of cyclamic acid;
- (b) by deleting from the definition of permitted artificial sweetener the words “or cyclamic acid”.

(a) 4 & 5 Eliz. 2. c. 16.

(c) S.I. 1964/760 (1964 II, p. 1605).

(b) S.I. 1968/1699 (1968 III, p. 4585).

(d) 1889 c. 63.

4. Regulation 5(2) shall be amended by substituting in sub-paragraph (a) of the proviso thereto for the words and figures "columns 4 and 5" the word and figure "column 4" and by deleting from that sub-paragraph the words "(calculated as therein required)".

5. Regulation 12 shall be amended by adding at the end thereof the following proviso :—

"Provided that the said description or descriptive name need not be included in the said declaration if a label on a container of the soft drink dispensed from the vending machine, or an exact facsimile of such label, bearing the said description, where applicable, and otherwise the said descriptive name is conspicuous and legible to an intending purchaser on or through the outside of the vending machine."

6. The following regulation shall be substituted for regulation 13 :—

"13. Subject to the provisions of these regulations, no person shall sell, consign or deliver in any container any soft drink to which any permitted artificial sweetener has been added unless that container bears a label on which there appears the expression 'saccharin added' or 'contains saccharin' or, where appropriate, any one of the following expressions :—

- (a) 'saccharin and sugar added' ;
- (b) 'sugar and saccharin added' ;
- (c) 'contains saccharin and sugar' ;
- (d) 'contains sugar and saccharin' ;
- (e) 'sweetened with sugar and saccharin' ;
- (f) 'sweetened with saccharin and sugar' :

Provided that as respects any sale, consignment or delivery of a soft drink on or before 31st December 1970, it shall be a sufficient compliance with the requirements of this regulation if the words 'permitted artificial sweetener' are substituted for the word 'saccharin' in any of the foregoing expressions."

7. Regulation 14 shall be amended by inserting immediately after the word "container" the words "or required by virtue of regulation 12 hereof to appear on a vending machine" and by inserting immediately before the word "requirements" the word "appropriate".

8. The Schedule to these regulations shall be substituted for Schedule 1 to the principal regulations.

9. Schedule 2 shall be amended—

- (a) by deleting from the words preceding the table in Parts I and II respectively the words following the words "Table below" ;
- (b) by deleting from Parts I and II respectively column 5 and all the figures and words contained within the said column ;
- (c) by deleting Part III.

10. Schedule 3 shall be amended—

- (a) by deleting from the words preceding the table in Parts I and II respectively the words following the words “Table below” ;
- (b) by deleting from Parts I and II respectively column 5 and all the figures and words contained within the said column ;
- (c) by deleting Part III.

11. Schedule 4 shall be amended by substituting in paragraph 3 for the words “and shall be not less than half an inch in height” the following words:—

“and—

- (a) if it is part of the description or descriptive name referred to in regulation 12, shall be not less than half an inch in height ;
- (b) if it is part of any expression specified in regulation 13, shall be not less than one quarter of an inch in height.”.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 15th December 1969.

(L.S.)

Cledwyn Hughes,
Minister of Agriculture, Fisheries and Food.

R. H. S. Crossman,
Secretary of State for Social Services.

17th December 1969.

SCHEDULE

Regulation 8

PERMITTED ARTIFICIAL SWEETENERS

1. *Saccharin*

Saccharin is the substance conforming to the description, specifications and requirements for saccharin contained in the British Pharmacopoeia 1968.

2. *Saccharin calcium*

Saccharin calcium is the calcium derivative of 2-sulphobenzoic imide with $3\frac{1}{2}$ molecules of water of crystallisation. It contains not less than 98 per cent. of $C_{14}H_8 Ca N_2O_6S_2$ calculated with reference to the substance dried to constant weight at $105^\circ C$.

<i>Description</i>	...	...	...	...	White crystals or white crystalline powder, odour faintly aromatic, taste intensely sweet.
<i>Solubility</i>	...	...	...	...	1 g. dissolves in 1.5 g. water.
<i>Loss on drying</i>	...	...	...	...	When dried to constant weight at $105^\circ C$. loses not less than 11 per cent. and not more than 15 per cent. of its weight.
<i>Ammonium Compounds</i>	...	...	...	...	Complies with the test given under Saccharin in the British Pharmacopoeia 1968.
<i>4-Sulphamoylbenzoates</i>	...	...	...	...	Complies with the test given under Saccharin Sodium in the British Pharmacopoeia 1968.

3. *Saccharin sodium*

Saccharin sodium is the substance conforming to the description, specifications and requirements for saccharin sodium contained in the British Pharmacopoeia 1968.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These amending regulations, which come into operation on 1st January 1970—

- (a) amend the definition of “permitted artificial sweetener” in the principal regulations so that saccharin, saccharin calcium and saccharin sodium (as defined in the Schedule to these regulations) are the only permitted artificial sweeteners ;
- (b) amend the requirements in regulation 12 of the principal regulations as to declarations on the sale of soft drinks in or from vending machines ;
- (c) make changes in the forms of expressions, specified in regulation 13 of the principal regulations, for labels of containers of soft drinks containing any permitted artificial sweetener ;
- (d) amend the specifications for saccharin, saccharin calcium and saccharin sodium in Schedule 1 to the principal regulations.

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