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STATUTORY INSTRUMENTS

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**2002 No. 3169**

**FOOD, ENGLAND**

**The Kava-kava in Food (England) Regulations 2002**

*Made* - - - - *18th December 2002*  
*Laid before Parliament* *23rd December 2002*  
*Coming into force* - - *13th January 2003*

The Secretary of State, in exercise of the powers conferred by sections 16(1)(a), (e) and (f), 18(1) (c), 26(1) and (3) and 48(1) of the Food Safety Act 1990<sup>M1</sup> and now vested in him<sup>M2</sup> and having had regard in accordance with section 48(4A) of that Act to relevant advice given by the Food Standards Agency, and after consultation both as required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council<sup>M3</sup> and in accordance with section 48(4) and (4B) of the said Act, hereby makes the following Regulations:

**Marginal Citations**

**M1** 1990 c. 16.

**M2** Functions formerly exercisable by “the Ministers” (being, in relation to England and Wales and acting jointly, the Minister of Agriculture, Fisheries and Food and the Secretaries of State respectively concerned with health in England and food and health in Wales and, in relation to Scotland, the Secretary of State) are now exercisable in relation to England by the Secretary of State pursuant to paragraphs 7 and 8 of Schedule 5 to the [Food Standards Act 1999 \(c. 28\)](#), and paragraph 21 of that Schedule amends section 48 of the 1990 Act. Functions of “the Ministers” so far as exercisable in relation to Wales were transferred to the National Assembly for Wales by the [National Assembly for Wales \(Transfer of Functions\) Order 1999 \(S.I. 1999/672\)](#), as read with section 40(3) of the 1999 Act, and those functions so far as exercisable in relation to Scotland were transferred to the Scottish Ministers by section 53 of the [Scotland Act 1998 \(c. 46\)](#), as read with section 40(2) of the 1999 Act.

**M3** OJ No. L31, 1.2.2002, p.1; 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.

**Changes to legislation:**

There are currently no known outstanding effects for the The Kava-kava in Food (England) Regulations 2002, Introductory Text.