
STATUTORY INSTRUMENTS

2019 No. 651

The Nutrition (Amendment etc.) (EU Exit) Regulations 2019

PART 5

AMENDMENT OF EU TERTIARY LEGISLATION

Amendment of Commission Regulation (EC) No 353/2008

20.—(1) Commission Regulation (EC) No 353/2008 of 18 April 2008 establishing implementing rules for applications for authorisation of health claims as provided for in Article 15 of Regulation (EC) No 1924/2006 of the European Parliament and of the Council is amended as follows.

(2) In paragraph (b) of Article 1 (subject matter), for “Article 13(3)” substitute “ Article 13(4) ”.

(3) Omit Article 8.

(4) In the Annex, in paragraph 5, for “a competent authority of either a Member State or a third country” substitute “ another country ”.

Commencement Information

II Reg. 20 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EC) No 953/2009

21.—(1) Commission Regulation (EC) No 953/2009 of 13 October 2009 on substances that may be added for specific nutritional purposes in foods for particular nutritional uses is amended as follows.

(2) For Article 1 (scope) substitute—

“**1.** This Regulation shall apply to foods for particular nutritional uses, excluding foodstuffs for particular nutritional use:

- (a) fulfilling the particular requirements of infants and young children in good health in [F¹Great Britain] and intended for use by infants while they are being weaned, and by young children as a supplement to their diet and/or for their progressive adaptation to ordinary food;
- (b) by infants during the first months of life and satisfying by themselves the nutritional requirements of such infants until the introduction of appropriate complementary feeding; and
- (c) by infants when appropriate complementary feeding is introduced and constituting the principal liquid element in a progressively diversified diet of such infants

2. In this Regulation:

“infants” means children under the age of 12 months;

“young children” means children aged between one and three years.”.

(3) In Article 2 (eligible substances)—

(a) in paragraph 1, for “covered by Directive [2009/39/EC](#)” substitute “ (foodstuffs which, owing to their special composition or manufacturing process, are clearly distinguishable from foodstuffs for normal consumption, which are suitable for their claimed nutritional purposes and which are marketed in such a way as to indicate such suitability) ”.

(b) in paragraph 2, for “Regulation (EC) No [258/97](#)” substitute “ Regulation (EU) 2015/2283 ”.

(4) In Article 3 (general requirements) in paragraph 2, for “competent authorities referred to in Article 11 of Directive [2009/39/EC](#)” substitute “ Secretary of State, Welsh Ministers [^{F2}or Food Standards Scotland] ”.

(5) In Article 4 (specific requirements for substances listed in the Annex)—

(a) omit paragraph 1;

(b) in paragraph 2, for “by Community legislation” substitute “ in retained EU law ”;

(c) in paragraph 3—

(i) omit “by Community legislation” substitute “ in retained EU law ”;

(ii) omit “National rules setting stricter purity criteria may be maintained”.

(6) Omit Articles 5 and 6.

(7) In the Annex (Substances that may be added for specific nutritional purposes in foods for particular nutritional uses) for the definition of “ foods for special medical purposes ” substitute “means a category of foods for particular nutritional uses specially processed or formulated and intended for the dietary management of patients and to be used under medical supervision. They are intended for the exclusive or partial feeding of patients with a limited, impaired or disturbed capacity to take, digest, absorb, metabolise or excrete ordinary foodstuffs or certain nutrients contained therein or metabolites, or with other medically-determined nutrient requirements, whose dietary management cannot be achieved only by modification of the normal diet, by other foods for particular nutritional uses, or by a combination of the two”.

Textual Amendments

F1 Words in [reg. 21\(2\)](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), [6\(2\)\(a\)](#)

F2 Words in [reg. 21\(4\)](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), [6\(2\)\(b\)](#)

Commencement Information

I2 Reg. 21 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EC) No 983/2009

22.—(1) Commission Regulation (EC) No [983/2009](#) of 21 October 2009 on the authorisation and refusal of authorisation of certain health claims made on food and referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) for “Community” substitute “ [F3Great Britain] ”;
 - (b) omit the second sentence.
- (3) Omit Articles 3 and 4.

Textual Amendments

F3 Words in [reg. 22](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(a)**

Commencement Information

I3 Reg. 22 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EC) No 984/2009

23.—(1) Commission Regulation (EC) No 984/2009 of 21 October 2009 refusing to authorise certain health claims made on food, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1, for “Community” substitute “ [F4Great Britain] ”.
- (3) Omit Articles 2 and 3.

Textual Amendments

F4 Words in [reg. 23](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(b)**

Commencement Information

I4 Reg. 23 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EC) No 1024/2009

24.—(1) Commission Regulation (EC) No 1024/2009 of 29 October 2009 on the authorisation and refusal of authorisation of certain health claims made on food and referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) for “Community” substitute “ [F5Great Britain] ”;
 - (b) omit the second sentence.
- (3) For Article 2, substitute—

“**2.** The health claims set out in Annex II to this Regulation may not be made on foods on the [F5Great Britain] market.”.

- (4) Omit Article 3.

Textual Amendments

- F5** Words in [reg. 24](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(c)**

Commencement Information

- I5** Reg. 24 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EC) No 1025/2009

25.—(1) Commission Regulation (EC) No 1025/2009 of 29 October 2009 refusing to authorise certain health claims made on food, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
- (a) omit “Community”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit the second sentence.
- (3) Omit Article 2.

Commencement Information

- I6** Reg. 25 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EC) No 1167/2009

26.—(1) Commission Regulation (EC) No 1167/2009 of 30 November 2009 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
- (a) in the first sentence, for “shall not be included” to the end of that sentence substitute “ may not be made on foods on the [^{F6}Great Britain] market ”;
 - (b) omit the second sentence.
- (3) Omit Article 2.

Textual Amendments

- F6** Words in [reg. 26](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(d)**

Commencement Information

- I7** Reg. 26 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EC) No 1168/2009

27.—(1) Commission Regulation (EC) No 1168/2009 of 30 November 2009 refusing to authorise a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Community”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit the second sentence.
- (3) Omit Article 2.

Commencement Information

18 Reg. 27 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 375/2010

28.—(1) Commission Regulation (EU) No 375/2010 of 3 May 2010 refusing to authorise a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Community”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit the second sentence.
- (3) Omit Article 2.

Commencement Information

19 Reg. 28 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 382/2010

29.—(1) Commission Regulation (EU) No 382/2010 of 5 May 2010 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Community”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit the second sentence.
- (3) Omit Article 2.

Commencement Information

I10 Reg. 29 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 383/2010

30.—(1) Commission Regulation (EU) No 383/2010 of 5 May 2010 refusing to authorise a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

- (a) omit “Community”;
- (b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”.

(3) Omit Article 2.

Commencement Information

I11 Reg. 30 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 384/2010

31.—(1) Commission Regulation (EU) No 384/2010 of 5 May 2010 on the authorisation and refusal of authorisation of certain health claims made on food and referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

- (a) in the first sentence, for “European Union” substitute “ [^{F7}Great Britain] ”;
- (b) omit the second sentence.

(3) In Article 2, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [^{F7}Great Britain] market ”.

(4) Omit Article 3.

Textual Amendments

F7 Words in [reg. 31](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), [regs. 1\(2\)](#), [6\(3\)\(4\)\(e\)](#)

Commencement Information

I12 Reg. 31 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 957/2010

32.—(1) Commission Regulation (EU) No 957/2010 of 22 October 2010 on the authorisation and refusal of authorisation of certain health claims made on food and referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) in the first sentence, for “European Union” substitute “ [F8Great Britain] ”;
 - (b) omit the second sentence.
- (3) In Article 2—
 - (a) in the first sentence, for the words from “shall not” to the end of that sentence, substitute “ may not be made on foods on the [F8Great Britain] market ”;
 - (b) omit the second sentence.
- (4) Omit Article 3.

Textual Amendments

F8 Words in [reg. 32](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(f)**

Commencement Information

I13 Reg. 32 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 958/2010

33.—(1) Commission Regulation (EU) No 958/2010 of 5 May 2010 refusing to authorise a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit the second sentence.
- (3) Omit Article 2.

Commencement Information

I14 Reg. 33 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 1161/2010

34.—(1) Commission Regulation (EU) No 1161/2010 of 9 December 2010 refusing to authorise a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit the second sentence.
- (3) Omit Article 2.

Commencement Information

I15 Reg. 34 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 1162/2010

35.—(1) Commission Regulation (EU) No 1162/2010 of 9 December 2010 refusing to authorise certain health claims made on foods and referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
- (a) in the first sentence, for the words from “shall not” to the end of that sentence, substitute “ may not be made on foods on the [^{F9}Great Britain] market ”;
- (b) omit the second sentence.
- (3) Omit Article 2.

Textual Amendments

F9 Words in [reg. 35](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), [regs. 1\(2\)](#), **6(3)(4)(g)**

Commencement Information

I16 Reg. 35 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 432/2011

36.—(1) Commission Regulation (EU) No 432/2011 of 4 May 2011 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
- (a) omit “Union”;
- (b) for “as provided for in Article 13(3) of Regulation [\(EC\) No 1924/2006](#)” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (c) omit the second sentence.
- (3) Omit Article 2.

Commencement Information

I17 Reg. 36 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 440/2011

37.—(1) Commission Regulation (EU) No 440/2011 of 6 May 2011 on the authorisation and refusal of authorisation of certain health claims made on foods and referring to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for “European Union” substitute “ [F10Great Britain] ”;
 - (b) omit paragraph 2.
- (3) In Article 2—
 - (a) in paragraph 1, for the words from “shall not” to the end of that paragraph, substitute “ may not be made on foods on the [F10Great Britain] market ”;
 - (b) omit paragraph 2.
- (4) Omit Article 3.

Textual Amendments

F10 Words in [reg. 37](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(h)**

Commencement Information

I18 Reg. 37 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 665/2011

38.—(1) Commission Regulation (EU) No 665/2011 of 11 July 2011 on the authorisation and refusal of authorisation of certain health claims made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for “European Union” substitute “ [F11Great Britain] ”;
 - (b) omit paragraph 2.
- (3) In Article 2, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [F11Great Britain] market ”
- (4) Omit Article 3.

Textual Amendments

F11 Words in [reg. 38](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(i)**

Commencement Information

I19 Reg. 38 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 666/2011

39.—(1) Commission Regulation (EU) No 666/2011 of 11 July 2011 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;

- (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (c) omit paragraph 2.
- (3) Omit Article 2.

Commencement Information

I20 Reg. 39 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 1160/2011

40.—(1) Commission Regulation (EU) No 1160/2011 of 14 November 2011 on the authorisation and refusal of authorisation of certain health claims made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for “European Union” substitute “ [F12Great Britain] ”;
 - (b) omit paragraph 2.
- (3) In Article 2, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [F12Great Britain] market. ”.

Textual Amendments

F12 Words in reg. 40 substituted (31.12.2020 immediately before IP completion day) by The Nutrition (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1476), regs. 1(2), 6(3)(4)(j)

Commencement Information

I21 Reg. 40 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 1170/2011

41.—(1) Commission Regulation (EU) No 1170/2011 of 16 November 2011 refusing to authorise certain health claims made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [F13Great Britain] market. ”.
- (3) Omit Article 2.

Textual Amendments

F13 Words in reg. 41 substituted (31.12.2020 immediately before IP completion day) by The Nutrition (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1476), regs. 1(2), 6(3)(4)(k)

Commencement Information

I22 Reg. 41 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 1171/2011

42.—(1) Commission Regulation (EU) No 1171/2011 of 16 November 2011 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit paragraph 2.
- (3) Omit Article 2.

Commencement Information

I23 Reg. 42 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Implementing Regulation (EU) No 307/2012

43.—(1) Commission Implementing Regulation (EU) No 307/2012 of 11 April 2012 establishing implementing rules for the application of Article 8 of Regulation (EC) No 1925/2006 of the European Parliament and of the Council on the addition of vitamins and minerals and of certain other substances to foods is amended as follows.

- (2) In Article 2 (definitions)—
 - (a) omit the definition of “request”;
 - (b) in the definition of “file”, for “the Authority”, substitute “ an expert committee ”.
 - (c) after the definition of “placing on the market” insert—
 - (d) ‘appropriate authority’ and ‘expert committee’ have the same meaning as in Regulation (EC) 1925/2006 of the European Parliament and of the Council of 20 December 2006 on the addition of vitamins and minerals and of certain other substances to food.’.
- (3) In Article 3 (conditions to be met for the request)—
 - (a) in paragraph 1—
 - (i) for “the assessment of” substitute “ assessing ”;
 - (ii) for “Member States” substitute “ parts of [F14Great Britain] ”;
 - (b) in paragraph 2, for “Member States may submit a request to the Commission when the assessment referred to in paragraph 1” substitute “ The power to make regulations under Article 8 of Regulation (EC) No 1925/2006 may be exercised where the assessment referred to in paragraph 1 ”;
 - (c) omit paragraph 4.
- (4) In Article 4 (content of the Request)—
 - (a) for the heading substitute “ Evidence required for the purposes of advice by an expert committee under Article 8 of Regulation 1925/2006 ”;
 - (b) in paragraph 1—
 - (i) for “The request shall contain” substitute “In preparing advice for the purpose of Article 8 of Regulation (EC) No 1925/2006, the Committee shall consider ;

- (ii) for “and shall include” substitute “, including”;
- (iii) omit the final sentence of point (b).
- (c) omit paragraph 2;
- (d) for paragraph 3 substitute—
 - “3. Where an expert committee is asked to provide advice for the purposes of Article 8 of Regulation (EC) No 1925/2006, it shall make public the evidence referred to in paragraph 1.”;
- (e) in paragraph 4—
 - (i) omit the first sentence;
 - (ii) for “Authority” substitute “ expert committee ”;
- (f) in paragraph 5—
 - (i) for “Commission” substitute “ appropriate authority ”;
 - (ii) for “Authority” substitute “ expert committee ”;
 - (iii) after “opinion” insert “, except in cases of urgency”.
- (5) In Article 5 (substance included in Annex III, Part C)—
 - (a) for “Authority” in each place it appears substitute “ expert committee ”;
 - (b) for “Commission” substitute “ appropriate authority ”.
- (6) In Article 6 (opinion of the Authority)—
 - (a) for “Authority” in the heading and in each place it appears in paragraphs 1 and 2, substitute “ expert committee ”;
 - (b) for “Authority's” substitute “expert committee's”.
- (7) Omit Article 7.

Textual Amendments

- F14** Words in reg. 43(3)(a)(ii) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(5)**

Commencement Information

- I24** Reg. 43 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 378/2012

44.—(1) Commission Regulation (EU) No 378/2012 of 3 May 2012 refusing to authorise certain health claims made on foods and referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for the words from “shall not” to the end of that paragraph, substitute “ may not be made on foods on the [^{F15}Great Britain] market ”;
 - (b) omit paragraph 2.
- (3) Omit Article 2.

Textual Amendments

F15 Words in [reg. 44](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(l)**

Commencement Information

I25 Reg. 44 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 379/2012

45.—(1) Commission Regulation (EU) No 379/2012 of 3 May 2012 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

- (a) omit “Union”;
- (b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (c) omit paragraph 2.

(3) Omit Article 2.

Commencement Information

I26 Reg. 45 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 432/2012

46.—(1) Commission Regulation (EU) No 432/2012 of 16 May 2012 establishing a list of permitted health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In paragraph 1 of Article 1 (permitted health claims), for “Article 13(3)” substitute “ Article 13(4) ”.

(3) Omit Article 2.

[^{F16}(4) In the Annex, in the table (list of permitted health claims), after the second entry relating to “water” insert—

- (a) in the column entitled “Nutrient, substance, food or food category”, “Water-Soluble Tomato Concentrate (WSTC) I and II”;
- (b) in the column entitled “Claim”, “Water-Soluble Tomato Concentrate (WSTC) I and II helps maintain normal platelet aggregation, which contributes to healthy blood flow”;
- (c) in the column entitled “Conditions of use of the claim”, “Information to the consumer that the beneficial effect is obtained with a daily consumption of 3 g WSTC I or 150 mg WSTC II in up to 250 ml of either fruit juices, flavoured drinks or yogurt drinks (unless heavily pasteurised) or with a daily consumption of 3 g WSTC I or 150 mg WSTC II in food supplements when taken with a glass of water or other liquid”;
- (d) in the column entitled “EFSA Journal number”, “2010; 8(7): 1689”.]

Textual Amendments

- F16** Reg. 46(4) inserted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(6)**

Commencement Information

- I27** Reg. 46 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Implementing Regulation (EU) No 489/2012

47. Commission Implementing Regulation (EU) No 489/2012 of 8 June 2012 establishing implementing rules for the application of Article 16 of Regulation [\(EC\) No 1925/2006](#) of the European Parliament and of the Council on the addition of vitamins and minerals and of certain other substances to foods is revoked.

Commencement Information

- I28** Reg. 47 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 1048/2012

48.—(1) Commission Regulation (EU) No 1048/2012 of 8 November 2012 on the authorisation of a health claim made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1—
- (a) in paragraph 1, for “European Union” substitute “ [^{F17}Great Britain] ”;
 - (b) omit paragraph 2.
- (3) Omit Article 2.

Textual Amendments

- F17** Words in [reg. 48](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(m)**

Commencement Information

- I29** Reg. 48 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of 2013/63/EU: Commission Implementing Decision

49. 2013/63/EU: Commission Implementing Decision of 24 January 2013 adopting guidelines for the implementation of specific conditions for health claims laid down in Article 10 of Regulation [\(EC\) No 1924/2006](#) of the European Parliament and of the Council is revoked.

Commencement Information

I30 Reg. 49 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 851/2013

50.—(1) Commission Regulation (EU) No 851/2013 of 3 September 2013 authorising certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health and amending Regulation (EU) No 432/2012 is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1—
 - (i) omit “Union”;
 - (ii) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (b) omit paragraph 2.
- (3) Omit Articles 2 and 4.

Commencement Information

I31 Reg. 50 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Revocation of Commission Regulation (EU) No 907/2013

51. Commission Regulation (EU) No 907/2013 of 20 September 2013 setting the rules for applications concerning the use of generic descriptors (denominations) is revoked.

Commencement Information

I32 Reg. 51 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 1017/2013

52.—(1) Commission Regulation (EU) No 1017/2013 of 23 October 2013 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit paragraph 2.
- (3) Omit Article 2.

Commencement Information

I33 Reg. 52 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 1066/2013

53.—(1) Commission Regulation (EU) No 1066/2013 of 30 October 2013 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

- (a) omit “Union”;
- (b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (c) omit paragraph 2.

(3) Omit Article 2.

Commencement Information

I34 Reg. 53 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 40/2014

54.—(1) Commission Regulation (EU) No 40/2014 of 17 January 2014 authorising a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health and amending Regulation (EU) No 432/2012 is amended as follows.

(2) In Article 1—

- (a) omit “Union”;
- (b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”.

(3) Omit Article 3.

Commencement Information

I35 Reg. 54 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 155/2014

55.—(1) Commission Regulation (EU) No 155/2014 of 19 February 2014 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

- (a) omit “Union”;

- (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit paragraph 2.
- (3) Omit Article 2.

Commencement Information

I36 Reg. 55 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 175/2014

56.—(1) Commission Regulation (EU) No 175/2014 of 25 February 2014 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit paragraph 2.
- (3) Omit Article 2.

Commencement Information

I37 Reg. 56 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 1135/2014

57.—(1) Commission Regulation (EU) No 1135/2014 of 24 October 2014 on the authorisation of a health claim made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for “Union” substitute “ [F18Great Britain] ”;
 - (b) omit paragraph 2.
- (3) Omit Article 2.

Textual Amendments

F18 Words in reg. 57 substituted (31.12.2020 immediately before IP completion day) by *The Nutrition (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1476)*, regs. 1(2), 6(3)(4)(n)

Commencement Information

I38 Reg. 57 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 1154/2014

58.—(1) Commission Regulation (EU) No 1154/2014 of 29 October 2014 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Commission Regulation (EU) 432/2012 ”;
 - (c) omit paragraph 2.
- (3) Omit Article 2.

Commencement Information

I39 Reg. 58 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 1226/2014

59.—(1) Commission Regulation (EU) No 1226/2014 of 17 November 2014 on the authorisation of a health claim made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for “Union” substitute “ [F19]Great Britain] ”;
 - (b) omit paragraph 2.
- (3) Omit Article 2.

Textual Amendments

F19 Words in reg. 59 substituted (31.12.2020 immediately before IP completion day) by The Nutrition (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1476), regs. 1(2), 6(3)(4)(o)

Commencement Information

I40 Reg. 59 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) No 1228/2014

60.—(1) Commission Regulation (EU) No 1228/2014 of 17 November 2014 authorising and refusing to authorise certain health claims made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for “Union” substitute “ [F20]Great Britain] ”;
 - (b) omit paragraph 2.
- (3) In Article 2, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [F20]Great Britain] market ”.
- (4) Omit Article 3.

Textual Amendments

F20 Words in reg. 60 substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(p)**

Commencement Information

I41 Reg. 60 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) No 1229/2014

61.—(1) Commission Regulation (EU) No 1229/2014 of 17 November 2014 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

(a) omit “Union”;

(b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”.

(3) Omit Article 2.

Commencement Information

I42 Reg. 61 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2015/7

62.—(1) Commission Regulation (EU) 2015/7 of 6 January 2015 authorising a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health and amending Regulation (EU) No 432/2012 is amended as follows.

(2) In Article 1—

(a) omit “Union”;

(b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”.

(3) Omit Article 3.

Commencement Information

I43 Reg. 62 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2015/8

63.—(1) Commission Regulation (EU) 2015/8 of 6 January 2015 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

- (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (c) omit paragraph 2.
- (3) Omit Article 2.

Commencement Information

I44 Reg. 63 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) 2015/391

64.—(1) Commission Regulation (EU) 2015/391 of 9 March 2015 refusing to authorise certain health claims made on foods and referring to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for the words from “shall not” to the end of that paragraph, substitute “ may not be made on foods on the [^{F21}Great Britain] market ”;
 - (b) omit paragraph 2.
- (3) Omit Article 2.

Textual Amendments

F21 Words in reg. 64 substituted (31.12.2020 immediately before IP completion day) by The Nutrition (Amendment etc.) (EU Exit) Regulations 2020 (S.I. 2020/1476), regs. 1(2), 6(3)(4)(q)

Commencement Information

I45 Reg. 64 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) 2015/402

65.—(1) Commission Regulation (EU) 2015/402 of 11 March 2015 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Commission Regulation (EU) 432/2012 ”;
- (3) Omit Article 2.

Commencement Information

I46 Reg. 65 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Regulation (EU) 2015/539

66.—(1) Commission Regulation (EU) 2015/539 of 31 March 2015 authorising a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health and amending Regulation (EU) No 432/2012 is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1—
 - (i) omit “Union”;
 - (ii) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
 - (b) in paragraph 2, for “the date of entry into force of this Regulation” substitute “ 21 April 2015 ”.
- (3) In Article 2, for “the date of entry into force of this Regulation” substitute “ 21 April 2015 ”.
- (4) Omit Article 4.

Commencement Information

I47 Reg. 66 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2015/1041

67.—(1) Commission Regulation (EU) 2015/1041 of 30 June 2015 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (3) Omit Article 2.

Commencement Information

I48 Reg. 67 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2015/1052

68.—(1) Commission Regulation (EU) 2015/1052 of 1 July 2015 refusing to authorise certain health claims made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [^{F22}Great Britain] market ”.
- (3) Omit Article 2.

Textual Amendments

F22 Words in [reg. 68](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(r)**

Commencement Information

I49 Reg. 68 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2015/1886

69.—(1) Commission Regulation (EU) 2015/1886 of 20 October 2015 refusing to authorise certain health claims made on foods and referring to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1, for the words from “shall not” to the end of that paragraph, substitute “may not be made on foods on the [^{F23}Great Britain] market”.
 - (b) omit paragraph 2.
- (3) Omit Article 2.

Textual Amendments

F23 Words in [reg. 69](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(s)**

Commencement Information

I50 Reg. 69 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2015/1898

70.—(1) Commission Regulation (EU) 2015/1898 of 21 October 2015 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation [\(EC\) No 1924/2006](#)” substitute “in the Annex to Regulation (EU) 432/2012”;
- (3) Omit Article 2.

Commencement Information

I51 Reg. 70 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2015/2314

71.—(1) Commission Regulation (EU) 2015/2314 of 7 December 2015 authorising a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health and amending Regulation (EU) No 432/2012 is amended as follows.

- (2) In Article 1—
 - (a) in paragraph 1—
 - (i) omit “Union”;
 - (ii) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “in the Annex to Regulation (EU) 432/2012”;
 - (b) in paragraph 2, for “the date of entry into force of this Regulation” substitute “1 January 2016”.
- (3) In Article 2, for “the date of entry into force of this Regulation” substitute “1 January 2016”.
- (4) Omit Article 4.

Commencement Information

I52 Reg. 71 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(1)

Amendment of Commission Delegated Regulation (EU) 2016/128

72.—(1) Commission Delegated Regulation (EU) 2016/128 of 25 September 2015 supplementing Regulation (EU) No 609/2013 of the European Parliament and of the Council as regards the specific compositional and information requirements for food for special medical purposes is amended as follows.

- ^{F24}(2)
- ^{F24}(3)
- ^{F24}(4)

[^{F25}(5) In Article 8 (specific requirements for food for special medical purposes developed to satisfy the nutritional requirements of infants)—

- (a) in paragraph 1, for “a language easily understood by the consumers”, substitute “English”;
- (b) in paragraph 4, for “Member States”, substitute “The appropriate authority”;
- (c) after paragraph 6, insert—

“7. In this Article “appropriate authority” means—

- (a) in respect of food developed in England, the Secretary of State;
- (b) in respect of food developed in Wales, the Welsh Ministers;
- (c) in respect of food developed in Scotland, the Scottish Ministers.”.]

(6) For Article 9 (notifications) substitute—

“1. When food for special medical purposes is placed on the market, the food business operator shall notify the competent authority of each part of [^{F26}Great Britain] where the product concerned is being marketed of the information appearing on the label, by sending to

the competent authority a model of the label used for the product, and of any other information the competent authority may reasonably request to establish compliance with this Regulation.

2. In this Article, “competent authority” means—

- (a) in respect of food being placed on the market in England, the Secretary of State,
- (b) in respect of food being placed on the market in Wales, the Welsh Ministers,
- (c) in respect of food being placed on the market in Scotland, Food Standards Scotland^{F27}...

^{F27}(d)

(7) Omit Articles 10 and 11.

[^{F28}(8) In Annex IV (name referred to in Article 4), for “respectively:” to the end of that Annex, substitute ““Food for special medical purposes”.]

Textual Amendments

F24 Reg. 72(2)-(4) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(7)(a)**

F25 Reg. 72(5) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(7)(b)**

F26 Words in reg. 72(6) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(7)(c)(i)**

F27 Words in reg. 72(6) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(7)(c)(ii)**

F28 Reg. 72(8) inserted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(7)(d)**

Commencement Information

I53 Reg. 72 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1(1)

Amendment of Commission Regulation (EU) 2016/371

73.—(1) Commission Regulation (EU) 2016/371 of 15 March 2016 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

- (a) omit “Union”;
- (b) for “as provided for in Article 13(3) of Regulation [\(EC\) No 1924/2006](#)” substitute “ in the Annex to Regulation (EU) 432/2012 ”;

(3) Omit Article 2.

Commencement Information

I54 Reg. 73 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see reg. 1(1)

Amendment of Commission Regulation (EU) 2016/372

74.—(1) Commission Regulation (EU) 2016/372 of 15 March 2016 refusing to authorise a health claim made on foods and referring to the reduction of disease risk is amended as follows.

(2) In Article 1, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [^{F29}Great Britain] market ”.

(3) Omit Article 2.

Textual Amendments

F29 Words in [reg. 74](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), [regs. 1\(2\)](#), [6\(3\)\(4\)\(t\)](#)

Commencement Information

I55 Reg. 74 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Implementing Regulation (EU) 2016/854

75.—(1) Commission Implementing Regulation (EU) 2016/854 of 30 May 2016 authorising certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health and amending Regulation (EU) No 432/2012 is amended as follows.

(2) In Article 1—

(a) omit “Union”;

(b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;

(3) Omit Article 3.

Commencement Information

I56 Reg. 75 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2016/862

76.—(1) Commission Regulation (EU) 2016/862 of 31 May 2016 refusing to authorise a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

(a) omit “Union”;

(b) for “as provided for in Article 13(3) of Regulation ([EC](#)) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;

(3) Omit Article 2.

Commencement Information

I57 Reg. 76 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2016/1379

77.—(1) Commission Regulation (EU) 2016/1379 of 16 August 2016 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

(a) omit “Union”;

(b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;

(3) Omit Article 2.

Commencement Information

I58 Reg. 77 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2016/1381

78.—(1) Commission Regulation (EU) 2016/1381 of 16 August 2016 refusing to authorise a health claim made on foods and referring to children's development and health is amended as follows.

(2) In Article 1, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [^{F30}Great Britain] market ”.

(3) Omit Article 2.

Textual Amendments

F30 Words in [reg. 78](#) substitution (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), [regs. 1\(2\), 6\(3\)\(4\)\(u\)](#)

Commencement Information

I59 Reg. 78 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2016/1389

79.—(1) Commission Regulation (EU) 2016/1389 of 17 August 2016 authorising a health claim made on foods and referring to children's development and health is amended as follows.

(2) In Article 1—

(a) in paragraph 1, for “Union” substitute “ [^{F31}Great Britain] ”;

(b) omit paragraph 2.

(3) Omit Article 2.

Textual Amendments

F31 Words in [reg. 79](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), [6\(3\)\(4\)\(v\)](#)

Commencement Information

I60 Reg. 79 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2016/1390

80.—(1) Commission Regulation (EU) 2016/1390 of 17 August 2016 refusing to authorise a health claim made on foods and referring to children's development and health is amended as follows.

(2) In Article 1, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [^{F32}Great Britain] market ”.

(3) Omit Article 2.

Textual Amendments

F32 Words in [reg. 80](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), [6\(3\)\(4\)\(w\)](#)

Commencement Information

I61 Reg. 80 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2016/1411

81.—(1) Commission Regulation (EU) 2016/1411 of 24 August 2016 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

(a) omit “Union”;

(b) for “as provided for in Article 13(3) of Regulation [\(EC\) No 1924/2006](#)” substitute “ in the Annex to Regulation (EU) 432/2012 ”;

(3) Omit Article 2.

Commencement Information

I62 Reg. 81 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2016/1412

82.—(1) Commission Regulation (EU) 2016/1412 of 24 August 2016 refusing to authorise a health claim made on foods and referring to the reduction of disease risk is amended as follows.

(2) In Article 1, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [^{F33}Great Britain] market ”.

(3) Omit Article 2.

Textual Amendments

F33 Words in [reg. 82](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(x)**

Commencement Information

I63 Reg. 82 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2017/236

83.—(1) Commission Regulation (EU) 2017/236 of 10 February 2017 refusing to authorise a health claim made on foods and referring to the reduction of disease risk is amended as follows.

(2) In Article 1, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [^{F34}Great Britain] market ”.

(3) Omit Article 2.

Textual Amendments

F34 Words in [reg. 83](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), regs. 1(2), **6(3)(4)(y)**

Commencement Information

I64 Reg. 83 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Implementing Regulation (EU) 2017/672

84.—(1) Commission Implementing Regulation (EU) 2017/672 of 7 April 2017 authorising a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health and amending Regulation (EU) No 432/2012 is amended as follows.

(2) In Article 1—

(a) omit “Union”;

(b) for “as provided for in Article 13(3) of Regulation [\(EC\) No 1924/2006](#)” substitute “ in the Annex to Regulation (EU) 432/2012 ”.

(3) Omit Article 3.

Commencement Information

I65 Reg. 84 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Implementing Regulation (EU) 2017/676

85.—(1) Commission Implementing Regulation (EU) 2017/676 of 10 April 2017 authorising a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health and amending Regulation (EU) No 432/2012 is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”.
- (3) Omit Article 3.

Commencement Information

I66 Reg. 85 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2017/1200

86.—(1) Commission Regulation (EU) 2017/1200 of 5 July 2017 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (3) Omit Article 2.

Commencement Information

I67 Reg. 86 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2017/1201

87.—(1) Commission Regulation (EU) 2017/1201 of 5 July 2017 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (3) Omit Article 2.

Commencement Information

I68 Reg. 87 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2017/1202

88.—(1) Commission Regulation (EU) 2017/1202 of 5 July 2017 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (3) Omit Article 2.

Commencement Information

I69 Reg. 88 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2018/199

89.—(1) Commission Regulation (EU) 2018/199 of 9 February 2018 refusing to authorise a health claim made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

- (2) In Article 1—
 - (a) omit “Union”;
 - (b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;
- (3) Omit Article 2.

Commencement Information

I70 Reg. 89 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2018/1555

90.—(1) Commission Regulation (EU) 2018/1555 of 17 October 2018 refusing to authorise certain health claims made on foods and referring to the reduction of disease risk is amended as follows.

- (2) In Article 1, for the words from “shall not” to the end of that Article, substitute “ may not be made on foods on the [^{F35}Great Britain] market ”.
- (3) Omit Article 2.

Textual Amendments

F35 Words in [reg. 90](#) substituted (31.12.2020 immediately before IP completion day) by [The Nutrition \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1476\)](#), [regs. 1\(2\)](#), [6\(3\)\(4\)\(z\)](#)

Commencement Information

I71 Reg. 90 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(1\)](#)

Amendment of Commission Regulation (EU) 2018/1556

91.—(1) Commission Regulation (EU) 2018/1556 of 17 October 2018 refusing to authorise certain health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health is amended as follows.

(2) In Article 1—

(a) omit “Union”;

(b) for “as provided for in Article 13(3) of Regulation (EC) No 1924/2006” substitute “ in the Annex to Regulation (EU) 432/2012 ”;

(3) Omit Article 2.

Commencement Information

I72 Reg. 91 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Nutrition (Amendment etc.) (EU Exit) Regulations 2019, PART 5.