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STATUTORY INSTRUMENTS

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**2022 No. 377**

**The Food and Feed Safety (Miscellaneous Amendments and Transitional Provisions) Regulations 2022**

**PART 3**

Amendment of retained direct EU legislation

**Amendment of Regulation (EC) No. 178/2002 of the European Parliament and of the Council 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**

4.—(1) Regulation (EC) No. 178/2002 of the European Parliament and of the Council 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<sup>(1)</sup> is amended as follows.

(2) In Article 53(1)—

(a) for the opening words substitute—

“(1) Where it is evident that food or feed originating in or entering Great Britain is likely to constitute a serious risk to human health, animal health or the environment, the appropriate authority may make regulations, containing one or more of the following measures, depending on the gravity of the situation—”;

(b) in subparagraph (a), in the opening words, for “the United Kingdom” substitute “Great Britain”;

(c) in subparagraph (b)—

(i) in the opening words, for “imported from outside the United Kingdom” substitute “entering Great Britain”;

(ii) in paragraph (i), for “imports” substitute “the entry”.

(3) After Article 53(1) insert—

“(2A) For the purpose of this Article, “entering Great Britain” means the action of bringing food or feed into Great Britain from any country outside of Great Britain.”.

**Amendment of Regulation (EC) No. 1829/2003 of the European Parliament and of the Council on genetically modified food and feed**

5.—(1) Regulation (EC) No. 1829/2003 of the European Parliament and of the Council on genetically modified food and feed<sup>(2)</sup> is amended as follows.

(2) For Article 7(3) substitute—

“(3) Any authorisation in respect of an application must be prescribed by the appropriate authority and must include—

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(1) EUR 178/2002 as amended by S.I. 2019/641 and 2020/1504.

(2) EUR 1829/2003 as amended by S.I. 2019/705 and 2020/1504.

- (a) the particulars referred to in Article 6(5);
  - (b) the name of the authorisation holder;
  - (c) where appropriate, the unique identifier attributed to the GMO as referred to in Regulation (EC) No. 1830/2003.”.
- (3) For Article 19(3) substitute—
- “(3) Any authorisation in respect of an application must be prescribed by the appropriate authority and must include—
- (a) the particulars referred to in Article 18(5);
  - (b) the name of the authorisation holder;
  - (c) where appropriate, the unique identifier attributed to the GMO as referred to in Regulation (EC) No. 1830/2003.”.

**Amendment of Regulation (EC) No. 1831/2003 of the European Parliament and of the Council on additives for use in animal nutrition**

6.—(1) Regulation (EC) No. 1831/2003 of the European Parliament and of the Council on additives for use in animal nutrition(3) is amended as follows.

(2) In Article 9(1), for “The authorisation is to be in a form prescribed by the appropriate authority.” substitute “The authorisation must be prescribed by the appropriate authority and must include the elements mentioned in Article 8(4)(b), (c), (d) and (e) and an identification number.”.

(3) In Article 9(3), for “determination” substitute “authorisation”.

(4) Omit Article 9(4).

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(3) EUR 1831/2003 as amended by S.I. 2019/654 and 2020/1504.