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STATUTORY INSTRUMENTS

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**2004 No. 2558 (W.229)**

**FOOD, WALES**

**The Food Labelling (Amendment) (Wales) Regulations 2004**

*Made* - - - - - 28 September 2004

*Coming into force* - - - - - 30 September 2004

The National Assembly for Wales, in exercise of the powers conferred by sections 16(1)(e) and (f), 17(1), 26(1) and (3) and 48(1) of the Food Safety Act 1990(1) and now vested in it(2), 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(3) 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 and in accordance with section 48(4) and (4B) of that Act, makes the following Regulations:

**Title, application and commencement**

1. These Regulations may be cited as the Food Labelling (Amendment) (Wales) Regulations 2004; they apply to Wales only and come into force on 30 September 2004.

**Amendment of the Food Labelling Regulations 1996**

2. The Food Labelling Regulations 1996(4) are amended (in so far as they apply to Wales) in accordance with regulations 3 and 4.

3. In regulation 2(1) (interpretation), in the definition of “Directive 90/496” insert at the end the words “, as amended by Commission Directive 2003/120/EC(5)”.

4. In Part I of Schedule 7 (presentation of prescribed nutrition labelling), in paragraph 5 insert at the end the following sub-paragraph —

“(g) 1 gram of salatrims shall be deemed to contribute 25kJ (6 kcal)”.

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(1) 1990 c. 16.

(2) Functions formerly exercisable by “the Secretary of State” 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 Food Standards Act 1999 (1999 c. 28).

(3) OJ No. L31, 1.2.2002, p.1.

(4) S.I. 1996/1499; the relevant amending instrument is S.I. 1998/1398.

(5) OJ No. L333, 20.12.2003, p.51.

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**Status:** *This is the original version (as it was originally made). Wales  
Statutory Instruments are not carried in their revised form on this site.*

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Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of  
Wales Act 1998(6)

28 September 2004

*D. Elis-Thomas*  
The Presiding Officer of the National Assembly

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

1. These Regulations further amend the Food Labelling Regulations 1996 in so far as they apply to Wales. Those Regulations apply to the whole of Great Britain. These Regulations implement in Wales Commission Directive [2003/120/EC](#) (OJ No. L333, 20.12.2003, p.51) amending Directive [90/496/EEC](#) on nutrition labelling for foodstuffs.

2. These Regulations specify a conversion factor for salatrims to be used in the calculation of the declared energy value of foods (regulation 4) and update the definition of “Directive 90/496” (regulation 3).

3. A regulatory appraisal pursuant to section 65 of the Government of Wales Act 1998 has been prepared for these Regulations and placed in the Library of the National Assembly for Wales together with a Transposition Note setting out how the main elements of Directive [2003/120/EC](#) are transposed in these Regulations. Copies may be obtained from the Food Standards Agency, 11th Floor, Southgate House, Wood Street, Cardiff, CF10 1EW.