The Welsh Ministers make the following Regulations in exercise of the powers conferred by sections 16(1)(a) and (c), 17(1) and 48(1) of the Food Safety Act 1990 and now vested in them.

In accordance with section 48(4A) of that Act, they have had regard to relevant advice given by the Food Standards Agency.

As required by Article 9 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, there has been open and transparent public consultation during the preparation and evaluation of these Regulations.

Title, application and commencement

1.—(1) The title of these Regulations is the Extraction Solvents in Food (Amendment) (Wales) Regulations 2011.

(2) These Regulations apply in relation to Wales and come into force on 15 August 2011.
Amendment of the Extraction Solvents in Food Regulations 1993

2.—(1) The Extraction Solvents in Food Regulations 1993(4) are amended in accordance with paragraphs (2) and (3).

(2) At the end of the table in Schedule 2 (foods in which certain permitted extraction solvents may be used only for certain purposes), insert the following entries —

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
<th>Column 4</th>
</tr>
</thead>
<tbody>
<tr>
<td>10. Defatted</td>
<td>Dimethyl ether</td>
<td>Preparation of defatted animal protein</td>
<td>0.009 mg/kg in the defatted protein products</td>
</tr>
<tr>
<td>protein products</td>
<td></td>
<td>products</td>
<td></td>
</tr>
</tbody>
</table>

(3) At the end of the table in Schedule 3 (maximum residues of extraction solvent permitted in foods due to the use in those foods of food consisting of flavourings prepared from natural flavouring materials by using those extraction solvents), insert the following entries —

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Methanol</td>
<td>1.5 mg/kg</td>
</tr>
<tr>
<td>Propan-2-ol</td>
<td>1 mg/kg”</td>
</tr>
</tbody>
</table>

Lesley Griffiths
Minister for Health and Social Services, one of the Welsh Ministers

25 July 2011


2. The amendments to the 1993 Regulations consist of —
   (a) the listing in Schedule 2 of dimethyl ether as an extraction solvent that may be used in the preparation of defatted animal protein products (regulation 2(2)); and
   (b) the inclusion in Schedule 3 (which concerns the use of extraction solvents in the preparation of natural flavourings) of methanol and propanol-2-ol, with associated prescribed residue limits (regulation 2(3)).

3. The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations.