
WELSH STATUTORY INSTRUMENTS

2014 No. 123 (W. 13)

FOOD, WALES

**The Infant Formula and Follow-on Formula
(Wales) (Amendment) Regulations 2014**

<i>Made</i>	- - - -	22 January 2014
<i>Laid before the National Assembly for Wales</i>	- -	24 January 2014
<i>Coming into force</i>	- -	28 February 2014

The Welsh Ministers make the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972⁽¹⁾ and sections 16(1)(e), 17(1) and 48(1) of the Food Safety Act 1990⁽²⁾⁽³⁾.

The Welsh Ministers have been designated for the purposes of section 2(2) of the European Communities Act 1972 in relation to measures relating to food (including drink) including the primary production of food⁽⁴⁾.

In accordance with section 48(4A) of the Food Safety Act 1990, the Welsh Ministers have had regard to any relevant advice given by the Food Standards Agency⁽⁵⁾.

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⁽⁶⁾ there has been open and transparent public consultation during the preparation and evaluation of these Regulations.

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- (1) 1972 c.68. Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c.51) and section 3(3) of and Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c.7).
- (2) 1990 c.16. Section 1(1) and (2) (definition of “food”) was substituted by S.I. 2004/2990. Sections 17(1) and 48(1) were amended by paragraphs 7 and 8 of Schedule 5 to the Food Standards Act 1999 (c.28) (“the 1999 Act”). Section 17(1) was also amended by paragraph 12 of Schedule 5 to the 1999 Act.
- (3) Functions of “the Ministers”, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales by National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) as read with section 40(3) of the 1999 Act, and subsequently transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (2006 c.32).
- (4) S.I. 2005/1971. Functions conferred on the National Assembly for Wales were subsequently transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (2006 c.32).
- (5) The Food Standards Agency was established by section 1(1) of the 1999 Act.
- (6) OJ No L 31, 1.2.2002, p.1, as last amended by Regulation (EC) No 596/2009 (OJ No L 188, 18.7.2009, p.14).