

Regulation (EC) No 1334/2008 of the European Parliament and of the Council of 16 December 2008 on flavourings and certain food ingredients with flavouring properties for use in and on foods and amending Council Regulation (EEC) No 1601/91, Regulations (EC) No 2232/96 and (EC) No 110/2008 and Directive 2000/13/EC (Text with EEA relevance)

CHAPTER V

PROCEDURAL PROVISIONS AND IMPLEMENTATION

Article 19

Reporting by the food business operators

1 A producer or user of a flavouring substance, or the representative of such producer or user, shall, at the request of the [^{F1}Authority], inform it of the amount of the substance added to foods in the [^{F2}United Kingdom] in a period of 12 months. The information provided in this context shall be treated as confidential insofar as this information is not required for the safety assessment.

^{F3} ...

2 Where applicable, for a flavouring already approved under this Regulation which is prepared by production methods or starting materials significantly different from those included in the risk assessment of the Authority, a producer or user shall, before marketing the flavouring, submit to the [^{F4}Authority] the necessary data to allow an evaluation of the flavouring to be undertaken by the Authority with regard to the modified production method or characteristics.

3 A producer or user of flavourings and/or source materials shall inform the [^{F5}Authority] immediately of any new scientific or technical information which is known and accessible to him and which might affect the assessment of the safety of the flavouring substance.

^{F6}4

Textual Amendments

- F1** Word in Art. 19(1) substituted (31.12.2020) by [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **130(a)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Art. 19(1) substituted (31.12.2020) by [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **130(a)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 19(1) omitted (31.12.2020) by virtue of [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **130(a)(iii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Word in Art. 19(2) substituted (31.12.2020) by [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **130(b)**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 1334/2008 of the European Parliament and of the Council, CHAPTER V. (See end of Document for details)

- F5** Word in Art. 19(3) substituted (31.12.2020) by [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **130(c)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Art. 19(4) omitted (31.12.2020) by virtue of [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **130(d)**; 2020 c. 1, Sch. 5 para. 1(1)

F7 Article 20

Monitoring and reporting by the Member States

Textual Amendments

- F7** Art. 20 omitted (31.12.2020) by virtue of [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **131**; 2020 c. 1, Sch. 5 para. 1(1)

F8 Article 21

Committee

Textual Amendments

- F8** Art. 21 omitted (31.12.2020) by virtue of [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **131**; 2020 c. 1, Sch. 5 para. 1(1)

F9 Article 21A

Regulations and devolved powers

1. Any power to make regulations under this Regulation—
 - a so far as exercisable by a Minister of the Crown, is exercisable by statutory instrument;
 - b so far as exercisable by the Welsh Ministers, is exercisable by statutory instrument.
2. Any power to make regulations under this Regulation includes power—
 - a to make different provision in relation to different cases or classes of case (including different provision for different areas or different classes of business);
 - b to provide for such exceptions, limitations and conditions, and to make such supplementary, incidental, consequential or transitional provisions, as the appropriate authority considers necessary or expedient.
3. Any statutory instrument or Scottish statutory instrument containing regulations under this Regulation is subject to annulment in pursuance of a resolution—
 - a in the case of England, of either House of Parliament;

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- b in the case of Wales, of Senedd Cymru;
 - c in the case of Scotland, of the Scottish Parliament.
4. In this Regulation, any power—
- a of the Secretary of State to make regulations is limited to regulations which apply in relation to England only;
 - b of the Welsh Ministers to make regulations is limited to regulations which apply in relation to Wales only;
 - c of the Scottish Ministers to make regulations is limited to regulations which apply in relation to Scotland only.]

Textual Amendments

- F9** Art. 21A inserted (31.12.2020) by The Food Additives, Flavourings, Enzymes and Extraction Solvents (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/860), regs. 1, **132** (as amended by S.I. 2020/1504, regs. 1(2), **18(17)**); 2020 c. 1, **Sch. 5 para. 1(1)**

Article 22

Amendments to Annexes II to V

Amendments to Annexes II to V to this Regulation to reflect scientific and technical progress which are designed to amend non-essential elements of this Regulation shall be [^{F10}prescribed by the appropriate authority], following the opinion of the Authority, where necessary.

F11

Textual Amendments

- F10** Words in Art. 22 substituted (31.12.2020) by The Food Additives, Flavourings, Enzymes and Extraction Solvents (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/860), regs. 1, **133(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F11** Words in Art. 22 omitted (31.12.2020) by virtue of The Food Additives, Flavourings, Enzymes and Extraction Solvents (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/860), regs. 1, **133(b)**; 2020 c. 1, Sch. 5 para. 1(1)

^{F12}*Article 23*

Community financing of harmonised policies

Textual Amendments

- F12** Art. 23 omitted (31.12.2020) by virtue of The Food Additives, Flavourings, Enzymes and Extraction Solvents (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/860), regs. 1, **134**; 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 1334/2008 of the European Parliament and of the Council, CHAPTER V.