
DRAFT STATUTORY INSTRUMENTS

2019 No.

The Nutrition (Amendment etc.) (EU Exit) Regulations 2019

PART 3

AMENDMENT OF SUBORDINATE LEGISLATION

Amendment of the Food Supplements (England) Regulations 2003

- 12.**—(1) The Food Supplements (England) Regulations 2003⁽¹⁾ are amended as follows.
- (2) In regulation 2⁽²⁾ (interpretation) omit—
- (a) the definitions of “Directive 2001/83” and “Directive 2002/46”;
 - (b) paragraphs (3) and (4).
- (3) In regulation 3 (scope of regulations) in paragraph (2), for “as defined by Directive 2001/83” substitute “as defined by regulation 2(1) of the Human Medicines Regulations 2012⁽³⁾”.
- (4) In regulation 5⁽⁴⁾ (prohibitions on sale relating to composition of food supplements)—
- (a) in paragraph (1)—
 - (i) in sub-paragraph (a) for “Annex I to Directive 2002/46” substitute “Schedule 1 to the Nutrition (Amendment) (EU Exit) Regulations 2019”;
 - (ii) in sub-paragraph (b)(i) for “Annex II to Directive 2002/46” substitute “Schedule 2 to the Nutrition (Amendment) (EU Exit) Regulations 2019”;
 - (b) in paragraph (2) for sub-paragraph (a) substitute—
 - “(a) the purity criteria, if any, specified in EU-derived domestic legislation, retained direct EU legislation or in regulations made by the Secretary of State under regulation 3 of the Nutrition (Amendment) (EU Exit) Regulations 2019; or”.
- (5) In regulation 6⁽⁵⁾ (restrictions on sale relating to labelling etc of food supplements) in paragraph (3)(b) for “Annex I to Directive 2002/46” substitute “Schedule 1 to the Nutrition (Amendment) (EU Exit) Regulations 2019”.

(1) [S.I. 2003/1387](#) relevant amending instruments are [S.I. 2005/2626](#), [2009/3251](#) and [2014/1855](#).
(2) Relevant amendments to regulation 2 were made by [S.I. 2009/3251](#).
(3) [S.I. 2012/1916](#).
(4) Relevant amendments to regulation 5 were made by [S.I. 2009/3251](#).
(5) Regulation 6 was amended by [S.I. 2009/3251](#) and [2014/1855](#).