
DRAFT STATUTORY INSTRUMENTS

2019 No.

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

PART 3

AMENDMENT OF SUBORDINATE LEGISLATION

Amendment of the Food for Particular Nutritional Uses (Addition of Substances for Specific Nutritional Purposes) (England) Regulations 2009

15.—(1) The Food for Particular Nutritional Uses (Addition of Substances for Specific Nutritional Purposes) (England) Regulations 2009⁽¹⁾ are amended as follows.

(2) In Schedule 1 (specified provisions)⁽²⁾, in the “subject matter” column of the table—

- (a) in the entry relating to Article 2(1), for “covered by Directive 2009/39 of the European Parliament and the Council on foodstuffs intended for particular nutritional uses” substitute “(foodstuffs which, owing to their special composition or manufacturing process, are clearly distinguishable from foodstuffs for normal consumption, which are suitable for their claimed nutritional purposes and which are marketed in such a way as to indicate such suitability);
- (b) in the entry relating to Article 3(2), for “competent authority referred to in Article 11 of Directive 2009/39” substitute “Secretary of State, Welsh Ministers, Food Standards Scotland or the Food Standards Agency in Northern Ireland”;
- (c) in the entries relating to Article 4(2) and (3), for “EU legislation” substitute “retained EU law”.

(1) [S.I. 2009/3051](#).

(2) Schedule 1 was amended by [S.I. 2011/1043](#) and [2016/688](#).