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STATUTORY INSTRUMENTS

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**2019 No. 44**

**FOOD, ENGLAND**

**FOOD SAFETY**

**The Food for Specific Groups (Information and Compositional Requirements) (Amendment) (England) Regulations 2019**

*Made* - - - - *14th January 2019*

*Laid before Parliament* *18th January 2019*

*Coming into force* - - *22nd February 2019*

The Secretary of State in exercise of powers conferred by sections 17(1) and (2), 26(1) and (3) and 48(1)(b) and (c) of the Food Safety Act 1990 <sup>M1</sup> as read with paragraph 1A(1) of Schedule 2 to the European Communities Act 1972 <sup>M2</sup> makes the following Regulations.

These Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972 and it appears to the Secretary of State that it is expedient for certain provisions of Commission Delegated Regulation (EU) 2016/128 <sup>M3</sup> to be construed as a reference to those provisions as amended from time to time.

The Secretary of State has had regard to relevant advice given by the Food Standards Agency in accordance with section 48(4A) of that Act <sup>M4</sup>.

There has been consultation 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 <sup>M5</sup>, during the preparation and evaluation of these Regulations.

**Marginal Citations**

**M1** 1990 c. 16. Section 17 was amended by paragraphs 8 and 12 of Schedule 5 to the [Food Standards Act 1999 \(c. 28\)](#) (“the 1999 Act”) and [S.I. 2011/1043](#). Section 26(3) was partially repealed by paragraph 1 of Schedule 6 to the 1999 Act. Section 48(1) was amended by paragraph 8 of Schedule 5 to the 1999 Act. Functions formerly exercisable by “the Ministers” (being, in relation to England and Wales and acting jointly, the Minister of Agriculture, Fisheries and Food and Secretaries of State respectively concerned with health in England and food and health in Wales and, in relation to Scotland, the Secretary of State) are now exercisable in relation to England by the Secretary of State pursuant to paragraph 8 of Schedule 5 to the 1999 Act.

**M2** 1972 c. 68. Paragraph 1A(1) of Schedule 2 was inserted by section 28 of the [Legislative and Regulatory Reform Act 2006 \(c. 51\)](#).

**Changes to legislation:** *There are currently no known outstanding effects for the The Food for Specific Groups (Information and Compositional Requirements) (Amendment) (England) Regulations 2019, Introductory Text. (See end of Document for details)*

- M3** Commission Delegated Regulation (EU) 2016/128 supplementing Regulation (EU) No. 609/2013 of the European Parliament and of the Council as regards the specific compositional and information requirements for food for special medical purposes (OJ No. L 25, 02.02.2016, p 30).
- M4** [Section 48\(4A\)](#) was inserted by section 40(1) and paragraph 21 of Schedule 5 to the 1999 Act.
- M5** OJ No. L 31 1.2.2002, p 1, last amended by Commission Regulation (EU) No. 2017/228 (OJ No. L 35, 10.02.17, p 10).

**Changes to legislation:**

There are currently no known outstanding effects for the The Food for Specific Groups (Information and Compositional Requirements) (Amendment) (England) Regulations 2019, Introductory Text.