
WELSH STATUTORY INSTRUMENTS

2006 No. 2982

**The Plastic Materials and Articles in Contact
with Food (Wales) Regulations 2006**

PART 5

General and Supplementary

Application of provisions of the Act

22. The following provisions of the Act apply for the purposes of these Regulations as they apply for the purposes of the Act —

- (a) section 3 (presumption that food is intended for human consumption);
- (b) section 30(8) (relating to documentary evidence);
- (c) section 44 (protection of officers acting in good faith).

Amendment of the Food Safety (Sampling and Qualifications) Regulations 1990

23. In the Food Safety (Sampling and Qualifications) Regulations 1990(1), in Schedule 1 (provisions to which those Regulations do not apply) for the title and reference of the 1998 Regulations substitute the title and reference of these Regulations.

Amendments to the Materials and Articles in Contact with Food (Wales) Regulations 2005

24.—(1) The 2005 Regulations are amended in accordance with paragraphs (2) to (4).

(2) In regulation 2(1) —

(a) In the appropriate place in alphabetical order insert the following definition—

“Directive [2002/72/EC](#)” (“*Cyfarwyddeb 2002/72/EC*”) means Commission Directive [2002/72/EC](#) relating to plastic materials and articles intended to come into contact with foodstuffs(2), as last amended by Commission Directive [2005/79/EC](#)(3)

(b) In the appropriate place in alphabetical order insert the following definition—

“the 2006 Regulations” (“*Rheoliadau 2006*”) means the Plastic Materials and Articles in Contact with Food (Wales) Regulations 2006(4).”

(3) In regulation 8 —

- (a) at the beginning of paragraph (2) add the expression “Except in paragraph (4),”;
- (b) for paragraph (4) substitute the following paragraph —

(1) [S.I. 1990/2463](#).

(2) OJ No. L220, 15.8.2002, p.18. This Directive has been previously amended by Commission Directives [2004/1/EC](#) (OJ No. L7, 13.1.2004, p.45) and [2004/19/EC](#) (OJ No. L71, 10.3.2004, p.8).

(3) OJ No. L302, 19.11.2005, p.35,

(4) [S.I. 2006/2982 \(W.273\)](#).

“(4) No person may manufacture any coating to be applied to film referred to in paragraph (3)(b) using any substance or group of substances except those listed in Annexes II, III or IV to Directive [2002/72/EC](#) and other than in accordance with the appropriate requirements, restrictions and specifications contained in those Annexes and in the 2006 Regulations.”.

- (4) In regulation 9 —
- (a) in paragraph (3), for the expression “in Part I of Schedule 1 to the 1998 Regulations” substitute “in Section A or B of Annex II to Directive [2002/72/EC](#)”;
 - (b) in sub-paragraph (b) of paragraph (3), for the expression “that Part as read with Part II of that Schedule.” substitute “those Sections as read with the general introduction to that Annex.”;
 - (c) in paragraph (5), for the expression “Schedules 3 and 4” substitute “Schedules 2 and 3”.

Revocations

- 25.** The following Regulations or parts thereof are revoked —
- (a) the 1998 Regulations in so far as they apply in relation to Wales;
 - (b) the Plastic Materials and Articles in Contact with Food (Amendment) (Wales) Regulations 2001⁽⁵⁾;
 - (c) the Plastic Materials and Articles in Contact with Food (Amendment) (Wales) Regulations 2002⁽⁶⁾;
 - (d) the Plastic Materials and Articles in Contact with Food (Amendment) (Wales) Regulations 2003⁽⁷⁾;
 - (e) the Plastic Materials and Articles in Contact with Food (Amendment) (Wales) Regulations 2005⁽⁸⁾;
 - (f) the Plastic Materials and Articles in Contact with Food (Amendment) (No.2) (Wales) Regulations 2005⁽⁹⁾;
 - (g) regulation 15 of the 2005 Regulations.

(5) [S.I. 2001/1263 \(W.70\)](#).
(6) [S.I. 2002/2834 \(W.272\)](#).
(7) [S.I. 2003/302 \(W.44\)](#).
(8) [S.I. 2005/182 \(W.15\)](#).
(9) [S.I. 2005/1649 \(W.130\)](#).