
WELSH STATUTORY INSTRUMENTS

2020 No. 1581

**The Food and Feed Hygiene and Safety
(Miscellaneous Amendments and Saving
Provision) (Wales) (EU Exit) Regulations 2020**

PART 2

Amendments to EU Exit subordinate legislation

The Food and Feed Regulated Products (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019

2.—(1) The Food and Feed Regulated Products (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019(1) are amended as follows.

(2) Omit regulation 2.

(3) In regulation 3 (amendment to the Materials and Articles in Contact with Food (Wales) Regulations 2012)—

(a) after paragraph (2) insert—

“(2A) In regulation 4(3) omit “Community”.

(2B) In regulation 6(1)—

(a) omit sub-paragraph (a);

(b) in sub-paragraph (b), for “16(1)” substitute “16”.

(b) in paragraph (5), in the new regulation 10A to be inserted—

(i) in paragraph (1), for “in accordance with Article 16 of Regulation 1935/2004” substitute “complying with paragraph (2)”;

(ii) in paragraph (2), for “the United Kingdom” substitute “Great Britain”;

(iii) in paragraph (3), for “the United Kingdom” substitute “Great Britain”;

(c) after paragraph (6) insert—

“(6A) In regulation 27(1)(a)(i), for “10(4), 10(6)” substitute “10A(1), 10A(3).

(6B) In Schedule 2, in paragraph 1, in the substituted section 10(1A), for “10(4), 10(6)” substitute “10A(1), 10A(3).”

(4) Omit regulation 4.

(5) In the Schedule, in the new Schedule 5 (declaration of compliance) to be inserted, in paragraph 1(a), for “the United Kingdom” substitute “Great Britain”.

The Food and Feed Hygiene and Safety (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019

3.—(1) The Food and Feed Hygiene and Safety (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019⁽²⁾ are amended as follows.

(2) In regulation 4(3) (amendment to the Quick-frozen Foodstuffs (Wales) Regulations 2007), for sub-paragraph (c), substitute—

“(c) in paragraph (4)—

(i) in the words before sub-paragraph (a), for “any other description listed in Article 8.1(a) of Directive 89/109” substitute “its equivalent in any other language”;

(ii) in sub-paragraph (b), for “European Union” substitute “United Kingdom”.”

(3) Omit regulations 5 and 6.

(4) In regulation 7 (amendment to the Plastic Kitchenware (Conditions on Imports from China) (Wales) Regulations 2011)—

(a) for paragraph (2) substitute—

“(2) In regulation 3(1), for “the European Union” substitute “Great Britain”.”

(b) for paragraph (3) substitute—

“(3) In regulation 8(3)(a)(i), for “the European Union” substitute “Great Britain”.”

The Food (Miscellaneous Amendments) (Wales) (EU Exit) (No. 2) Regulations 2019

4.—(1) The Food (Miscellaneous Amendments) (Wales) (EU Exit) (No. 2) Regulations 2019⁽³⁾ are amended as follows.

(2) Omit regulation 2.

(3) Omit regulations 4, 5, 6 and 7.

(4) In regulation 8 (amendment to the Natural Mineral Water, Spring Water and Bottled Drinking Water (Wales) Regulations 2015)—

(a) in paragraph (3), for sub-paragraph (b) substitute—

“(b) for sub-paragraph (d), substitute—

“(d) is a natural mineral water intended for—

(i) movement into Northern Ireland; or

(ii) export to a third country.””

(b) for paragraph (4)(a)(iii), substitute—

“(iii) for sub-paragraph (d) substitute—

“(d) in the case of water extracted from the ground in a third country—

(i) the Agency grants recognition in accordance with Part 2 of Schedule 1;

(ii) it has equivalent recognition in England granted by the Secretary of State in accordance with regulation 4(1)(d)(i) of, and Part 2 of Schedule 3 to, the Natural Mineral Water, Spring Water and Bottled Drinking Water (England) Regulations 2007⁽⁴⁾;

(2) S.I. 2019/434 (W. 102), amended prospectively by S.I. 2020/44 (W. 5).

(3) S.I. 2019/1046 (W. 185).

(4) S.I. 2007/2785, amended by S.I. 2009/1598, 2010/433, 2011/451, 2014/1855, 2018/352, 2019/526 and 2019/1488; amended prospectively by S.I. 2019/150, 2019/775 and 2019/778.

- (iii) it has equivalent recognition in Scotland granted by Food Standards Scotland in accordance with regulation 4(1)(d)(i) of, and Part 2 of Schedule 3 to, the Natural Mineral Water, Spring Water and Bottled Drinking Water (Scotland) (No. 2) Regulations 2007⁽⁵⁾;
 - (iv) it has equivalent recognition in Northern Ireland granted by the Agency in accordance with regulation 4(2)(d)(i) of, and Part 2 of Schedule 1 to, the Natural Mineral Water, Spring Water and Bottled Drinking Water Regulations (Northern Ireland) 2015⁽⁶⁾.””
- (c) in paragraph 5, in the new regulation 4A to be inserted—
 - (i) in paragraph (6), for “exit day” substitute “IP completion day”;
 - (ii) in paragraph (12), for “exit day”, in each place it occurs, substitute “IP completion day”;
- (d) for paragraph (7), substitute—
 - “(7) In regulation 27A—
 - (a) in paragraph (b)—
 - (i) omit “or from another EEA State”;
 - (ii) for “Articles 1 to 3 of Regulation 115/2010” substitute “the relevant bottled water legislation that applies in that part of the United Kingdom”;
 - (b) in paragraph (c)—
 - (i) for “country other than an EEA State” substitute “third country”;
 - (ii) for the words from “has been authorised” to “Articles 1 to 3”, substitute “complies with Articles 1 and 2””;
- (e) in paragraph (8)(b), after paragraph (i) insert—
 - “(ia) after “the Agency”, for the “or” substitute “to be equivalent to the requirements of these Regulations, or by the””.

⁽⁵⁾ S.S.I. 2007/483, amended by S.S.I 2009/273, 2010/89, 2011/1043, 2014/312, 2015/100, 2015/363 and 2017/287.

⁽⁶⁾ S.R. 2015 No. 365, amended by S.R. 2017 No. 201; prospectively amended by S.R. 2019 No.353.