

1975 No. 1485

## FOOD AND DRUGS

## COMPOSITION AND LABELLING

**The Miscellaneous Additives in Food (Amendment) Regulations  
1975**

<i>Made - - - -</i>	<i>8th September 1975</i>
<i>Laid before Parliament</i>	<i>23rd September 1975</i>
<i>Coming into Operation</i>	<i>15th October 1975</i>

The Minister of Agriculture, Fisheries and Food and the Secretary of State for Social Services, acting jointly, in exercise of the powers conferred on them by sections 4, 7 and 123 of the Food and Drugs Act 1955(a) as amended by section 4(1) of, and paragraph 3(1) of Schedule 4 to, the European Communities Acts 1972(b) and as read with the Secretary of State for Social Services Order 1968(c), and of all other powers enabling them in that behalf, hereby make the following regulations, after consultation with such organisations as appear to them to be representative of interests substantially affected by the regulations and after reference to the Food Hygiene Advisory Council under section 82 of the Food and Drugs Act 1955 (in so far as the regulations are made in exercise of the powers conferred by the said section 7):—

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the Miscellaneous Additives in Food (Amendment) Regulations 1975, and shall come into operation on 15th October 1975.

(2) In these regulations “the 1974 Regulations” means the Miscellaneous Additives in Food Regulations 1974(d) and “the 1970 Regulations” means the Labelling of Food Regulations 1970(e), as amended (f).

(3) The Interpretation Act 1889(g) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

*Amendment of the 1974 Regulations*

2.—(1) In this regulation a reference to a numbered schedule is a reference to the schedule so numbered in the 1974 Regulations.

(a) 4 &amp; 5 Eliz. 2. c. 16.

(c) S.I. 1968/1699 (1968 III, p. 4585).

(e) S.I. 1970/400 (1970 I, p. 1383).

(f) There is no amendment which relates expressly to the subject matter of these regulations.

(g) 1889 c. 63.

(b) 1972 c. 68.

(d) S.I. 1974/1121 (1974 II, p. 4227).

(2) Part I of Schedule 1 shall be amended—

(a) by inserting immediately after the item relating to ammonium ferric citrate, green the following item:—

“Column 1	Column 2
Name of Miscellaneous Additive	Serial number
Dichlorodifluoromethane	—”;

(b) by substituting for the item relating to ammonium, sodium, potassium and calcium polyphosphates the following item:—

“Column 1	Column 2
Name of Miscellaneous Additive	Serial number
Ammonium, sodium, potassium and calcium polyphosphates including sodium and potassium polyphosphates	— E450(c)”.

(3) Part II of Schedule 1 shall be amended—

(a) by inserting immediately after the specific purity criteria applicable to ammonium ferric citrate, green the following specific purity criteria:—

“*Dichlorodifluoromethane*

Description.....	Clear, colourless liquefied gas.
Content.....	Not less than 99.97 per centum $\text{CCl}_2\text{F}_2$ .
Trichlorofluoromethane $\text{CCl}_3\text{F}$	} Not more than 290 mg. per kg. singly or in combination.
Dichlorofluoromethane $\text{CHCl}_2\text{F}$	
Chlorodifluoromethane $\text{CHClF}_2$	
Chlorotrifluoromethane $\text{CClF}_3$	
Other organic compounds.....	Not more than 10 mg. per kg.
Non volatile matter .....	Not more than 0.01 per centum.”;
(after evaporation at 0°C.)	

(b) by substituting for the heading to the specific purity criteria applicable to ammonium, sodium, potassium and calcium polyphosphates the following heading:—

“*Ammonium, sodium, potassium and calcium polyphosphates including E450(c) sodium and potassium polyphosphates*”.

(4) Schedule 2 shall be amended by inserting immediately after the item relating to chocolate confectionery the following item:—

“Column 1	Column 2	Column 3
Specified food	Permitted Miscellaneous Additive	Except where otherwise stated, milligrams per kilogram not exceeding—
Frozen food	Dichlorodifluoromethane	100 (determined when the food is fully thawed at and to 20°C.)”.

*Amendment of the 1970 Regulations*

3.—(1) In this regulation a reference to a numbered regulation or schedule is a reference to the regulation or schedule so numbered in the 1970 Regulations.

(2) The following regulation shall be inserted after regulation 18:—

“18A.—(1) No person shall sell by retail, pre-packed, any food which has been frozen with dichlorodifluoromethane unless the statement ‘contact frozen with permitted liquid freezant’ or the statement ‘contact frozen with permitted dichlorodifluoromethane’ appears in or in immediate proximity to the appropriate designation or common or usual name which appears on the label in compliance with the provisions of regulation 5:

Provided that the word ‘permitted’ may be omitted from either of the said statements.

(2) No person shall sell by retail any food which has been frozen with dichlorodifluoromethane and is not pre-packed unless either the statement ‘contact frozen with permitted liquid freezant’ or the statement ‘contact frozen with permitted dichlorodifluoromethane’ appears on a ticket displayed on or in immediate proximity to that food and so as to be clearly visible to an intending purchaser:

Provided that the word ‘permitted’ may be omitted from either of the said statements.

(3) No person shall deliver pursuant to a sale otherwise than by retail any food which has been frozen with dichlorodifluoromethane unless he notifies the purchaser at or before delivery that the food has been so frozen.”.

(3) Regulation 28(1) shall be amended by inserting after the words and figures “any statement required by regulation 15” the figures and letter “18A”.

(4) Schedule 5 shall be amended by inserting after paragraph 12 the following paragraph:—

“12A. The letters of the words in any statement required by regulation 18A(1) shall be not less than 2 millimetres in height.”.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 2nd September 1975.

(L.S.)

*Frederick Peart,*  
Minister of Agriculture, Fisheries and Food.

*Barbara Castle,*  
Secretary of State for Social Services.

8th September 1975.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations come into operation on 15th October 1975 and amend the Miscellaneous Additives in Food Regulations 1974. They—

- (a) substitute a revised description of the polyphosphates permitted by the 1974 Regulations, separately identifying the sodium and potassium forms and specifying their serial number;
- (b) add to the list of permitted miscellaneous additives the liquid freezant dichlorodifluoromethane and prescribe specific purity criteria for this substance;
- (c) impose a limit on the amount of dichlorodifluoromethane which may be present in or on frozen food.

The Regulations also further amend the Labelling of Food Regulations 1970 to require the labelling of food which has been frozen with dichlorodifluoromethane and to prescribe the manner of that labelling.

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