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STATUTORY INSTRUMENTS

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**2019 No. 702**

**EXITING THE EUROPEAN UNION  
FOOD**

**The Novel Food (Amendment) (EU Exit) Regulations 2019**

*Made - - - - 26th March 2019*

*Coming into force in accordance with regulation 1*

**THE NOVEL FOOD (AMENDMENT)  
(EU EXIT) REGULATIONS 2019**

PART 1

Introduction

1. Citation and commencement
2. Interpretation

PART 2

Amendment of subordinate legislation

3. Amendment of the Novel Foods (England) Regulations 2018
4. In Schedule 1, in column 2 of the Table—

PART 3

Amendment of retained direct EU legislation

5. Amendment of Regulation 2015/2283
6. For Article 1, substitute— Subject matter and purpose This Regulation lays down rules for novel foods placed on...
7. In Article 2 (1), for “Union”, substitute “United Kingdom”.
8. In Article 3— (a) in paragraph 2—
9. For Article 4, substitute— Procedure for determination of novel food...
10. For Article 5, substitute— Implementing power concerning the definition of...
11. In the Title of Chapter 2, for “Union”, substitute “United...”
12. For Article 6, substitute— List of authorised novel foods The appropriate authority must establish and update a list of...
13. In Article 7— (a) in each place in which it...

*Status: This is the original version (as it was originally made).*

14. Omit Article 8.
15. In Article 9— (a) in each place in which it...
16. For Article 10, substitute— Procedure for authorising the placing on...
17. For Article 11, substitute— Opinion of the Food Safety Authority...
18. For Article 12, substitute— Authorisation of a novel food and...
19. Omit Article 13.
20. In Article 14— (a) for “Union”, substitute “United Kingdom”;
21. For Article 15, substitute— Procedure for notifying the placing on...
22. For Article 16, substitute— Application for the authorisation of a...
23. For Article 17, substitute— Opinion of the Food Safety Authority...
24. For Article 18, substitute— Authorisation of a traditional food from...
25. In Article 19, in each place in which it occurs...
26. Omit Article 20.
27. For Article 21, substitute— Additional information concerning risk management Where the appropriate authority requests from an applicant additional information...
28. For Article 22, substitute— Extension of time periods In exceptional...
29. For Article 23, substitute— Confidentiality of applications for updates of...
30. In Article 24, for “Commission”, substitute “appropriate authority”.
31. For Article 25, substitute— Additional information requirements Any food business...
32. In Article 26— (a) in paragraph 2, for “Commission”, substitute...
33. For Article 27, substitute— Authorisation of a novel food and...
34. In Article 28— (a) in each place in which it...
35. Omit Articles 29 and 30.
36. For Article 31, substitute— Engineered nanomaterials For the purposes of...
37. Omit Article 32.
38. Insert a new Article 32A— Article 32A Regulations and devolved...
39. After Article 36, omit “This Regulation shall be binding in...
40. Amendment of Regulation 2017/2468
41. In Article 3(1), for “Commission”, substitute “appropriate authority”.
42. In Article 4(1), for “Commission”, substitute “appropriate authority”.
43. In Article 5, at subparagraph (a), for “Commission”, substitute “appropriate...”
44. In Article 7— (a) in each place in which it...
45. In Article 8— (a) in each place in which it...
46. In Article 9— (a) in paragraph 1, for “Commission, the...
47. In Article 10(2), for “Commission”, substitute “appropriate authority”.
48. In Article 11, for “Commission”, substitute “appropriate authority”.
49. After Article 12, omit “This Regulation shall be binding in...
50. In Annex 1— (a) for the opening words “European Commission...
51. In Annex 2— (a) for the opening words “European Commission...
52. Amendment of Regulation 2017/2469
53. In Article 3(1), for “Commission”, substitute “appropriate authority”.
54. In Article 4, in subparagraph (b), for “Commission”, substitute “appropriate...”
55. In Article 5(7), in the second subparagraph, omit “, if...
56. For Article 6, substitute— Verification of the validity of an...
57. In Article 7(2), for “Commission”, substitute “appropriate authority”.
58. For Article 8, substitute— Transitional measures The deadline for the...
59. After Article 9, omit “This Regulation shall be binding in...
60. In Annex 1— (a) for the opening words “European Commission...
61. Amendment of Regulation 2017/2470

62. For Article 1, substitute— List of authorised novel foods The...
63. After Article 2, omit “This Regulation shall be binding in...
64. In the Annex— (a) in the Title, omit “Union”;
65. Amendment of Regulation 2018/456
66. In Article 2— (a) in paragraph (a), omit “to a...
67. In Article 3— (a) in paragraph 1—
68. In Article 4, in both places in which it occurs,...
69. In Article 5— (a) in each place in which it...
70. In Article 6— (a) in paragraph 2, omit “The recipient...
71. In Article 7(2)— (a) for “Commission”, substitute “Food Safety Authority”;...
72. Omit Article 8.
73. In Article 9— (a) in each place in which it...
74. After Article 10, omit “This Regulation shall be binding in...
75. In Annex 1, for “Competent authority of the Member State”,...
76. For Annex 2, substitute the insert the Annex set out...  
Signature

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SCHEDULE — Wording for inclusion in Commission Implementing Regulation (EU) 2018/456 on the procedural steps of the consultation process for determination of novel food status in accordance with Regulation (EU) 2015/2283 of the European Parliament and of the Council on novel foods

Explanatory Note