

Regulation (EC) No 1829/2003 of the European Parliament and of the Council of 22 September 2003 on genetically modified food and feed (Text with EEA relevance)

CHAPTER I

OBJECTIVE AND DEFINITIONS

Article 2

Definitions

For the purposes of this Regulation:

1. the definitions of ‘food’, ‘feed’, ‘final consumer’, ‘food business’ and ‘feed business’ given in Regulation (EC) No 178/2002 shall apply;
2. the definition of ‘traceability’, laid down in Regulation (EC) No 1830/2003;
3. ‘operator’ means the natural or legal person responsible for ensuring that the requirements of this Regulation are met within the food businesses or feed businesses under its control;
4. the definitions of ‘organism’, ‘deliberate release’ and ‘environmental risk assessment’ referred to in Directive 2001/18/EC shall apply;
5. ‘genetically modified organism’ or ‘GMO’ means a genetically modified organism as defined in Article 2(2) of Directive 2001/18/EC, excluding organisms obtained through the techniques of genetic modification listed in Annex I B to Directive 2001/18/EC;
6. ‘genetically modified food’ means food containing, consisting of or produced from GMOs;
7. ‘genetically modified feed’ means feed containing, consisting of or produced from GMOs;
8. ‘genetically modified organism for food use’ means a GMO that may be used as food or as a source material for the production of food;
9. ‘genetically modified organism for feed use’ means a GMO that may be used as feed or as a source material for the production of feed;
10. ‘produced from GMOs’ means derived, in whole or in part, from GMOs, but not containing or consisting of GMOs;
11. ‘control sample’ means the GMO or its genetic material (positive sample) and the parental organism or its genetic material that has been used for the purpose of the genetic modification (negative sample);
12. ‘conventional counterpart’ means a similar food or feed produced without the help of genetic modification and for which there is a well-established history of safe use;
13. ‘ingredient’ means ‘ingredient’ as referred to in Article 6(4) of Directive 2000/13/EC;

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14. ‘placing on the market’ means the holding of food or feed for the purpose of sale, including offering for sale, or any other form of transfer, whether free of charge or not, and the sale, distribution and other forms of transfer themselves.
15. ‘pre-packaged food’ means any single item for presentation as such consisting of a food and the packaging into which it was put before being offered for sale, whether such packaging encloses the food completely or only partially, provided that the contents cannot be altered without opening or changing the packaging.
16. ‘mass caterer’ means ‘mass caterer’ as referred to in Article 1 of Directive 2000/13/EC. .
17. ^[F1]“Food Safety Authority“ means—
- (a) as regards England and Wales, the Food Standards Agency;
 - (b) as regards Scotland, Food Standards Scotland;
18. “appropriate authority“ means—
- (a) in relation to England, the Secretary of State;
 - (b) in relation to Wales, the Welsh Ministers;
 - (c) in relation to Scotland, the Scottish Ministers;
19. ‘prescribe’ means prescribe by regulations;
20. ‘third country’ means any country or territory other than the British Islands;
21. ‘public analyst’ has the meaning it bears in the Food Safety Act 1990;
23. ‘preference laboratory’ means the laboratory appointed by the appropriate authority in accordance with Article 32.]

Textual Amendments

- F1** Art. 2(17)-(23) inserted (31.12.2020) by The Genetically Modified Food and Feed (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/705), regs. 1, 6 (as amended by The Food and Feed Hygiene and Safety (Miscellaneous Amendments etc.) (EU Exit) Regulations 2020 (S.I. 2020/1504), regs. 1(2), 17(2)); 2020 c. 1, Sch. 5 para. 1(1)

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Changes and effects yet to be applied to :

- Regulation applied (with modifications) by [S.I. 2023/959 reg. 4\(a\)Sch. 1](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Art. 5para. 3 Point (m) addition by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 5para. 3 Text replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 5para. 3 Point (l) replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 6para. 7 replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 10para. 1 replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 11para. 2 Text replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 17para. 3 Point (m) addition by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 17para. 3 Point (l) replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 17para. 3 Text replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 18para. 7 replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 22para. 1 replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 23para. 2 Text replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 29para. 2 replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)
- Art. 29para. 1 replacement by [EUR 2019/1381](#) Regulation (This amendment by the EU not applied to legislation.gov.uk because it is brought into force after IP completion day.)

- Art. 35(4)(d) words substituted by [S.I. 2019/1013 reg. 30](#) (This amendment not applied to legislation.gov.uk. S.I. 2019/1013 revoked immediately before IP completion day by S.I. 2020/1504, regs. 1(2), 21(e))