

Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives (Text with EEA relevance)

CHAPTER IV

LABELLING

Article 21

Labelling of food additives not intended for sale to the final consumer

1 Food additives not intended for sale to the final consumer, whether sold singly or mixed with each other and/or with food ingredients, as defined in Article 6(4) of Directive 2000/13/EC, may only be marketed with the labelling provided for in Article 22 of this Regulation, which must be easily visible, clearly legible and indelible. The information shall be in ^{F1}English, or in English and Welsh].

^{F2}

Textual Amendments

- F1** Words in Art. 21(1) substituted (31.12.2020) by [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **99(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Art. 21(2) omitted (31.12.2020) by virtue of [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **99(b)**; 2020 c. 1, Sch. 5 para. 1(1)

Article 22

**General labelling requirements for food additives
not intended for sale to the final consumer**

1 Where food additives not intended for sale to the final consumer are sold singly or mixed with each other and/or other food ingredients and/or with other substances added to them, their packaging or containers shall bear the following information:

- a the name and/or E-number laid down in this Regulation in respect of each food additive or a sales description which includes the name and/or E-number of each food additive;
- b the statement 'for food' or the statement 'restricted use in food' or a more specific reference to its intended food use;
- c if necessary, the special conditions of storage and/or use;
- d a mark identifying the batch or lot;
- e instructions for use, if the omission thereof would preclude appropriate use of the food additive;
- f the name or business name and address of the manufacturer, packager or seller;
- g an indication of the maximum quantity of each component or group of components subject to quantitative limitation in food and/or appropriate information in clear and easily understandable terms enabling the purchaser to comply with this Regulation or

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other relevant [^{F3}retained EU] law; where the same limit on quantity applies to a group of components used singly or in combination, the combined percentage may be given as a single figure; the limit on quantity shall be expressed either numerically or by the quantum satis principle;

- h the net quantity;
- i the date of minimum durability or use-by-date;
- j where relevant, information on a food additive or other substances referred to in this Article and listed in Annex IIIa to Directive 2000/13/EC as regards the indication of the ingredients present in foodstuffs.

2 Where food additives are sold mixed with each other and/or with other food ingredients, their packaging or containers shall bear a list of all ingredients in descending order of their percentage by weight of the total.

3 Where substances (including food additives or other food ingredients) are added to food additives to facilitate their storage, sale, standardisation, dilution or dissolution, their packaging or containers shall bear a list of all such substances in descending order of their percentage by weight of the total.

4 By way of derogation from paragraphs 1, 2 and 3, the information required in paragraph 1 points (e) to (g) and in paragraphs 2 and 3 may appear merely on the documents relating to the consignment which are to be supplied with or prior to the delivery, provided that the indication ‘not for retail sale’ appears on an easily visible part of the packaging or container of the product in question.

5 By way of derogation from paragraphs 1, 2 and 3, where food additives are supplied in tankers, all of the information may appear merely on the accompanying documents relating to the consignment which are to be supplied with the delivery.

Textual Amendments

- F3** Words in Art. 22(1)(g) substituted (31.12.2020) by [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **100**; 2020 c. 1, Sch. 5 para. 1(1)

Article 23

Labelling of food additives intended for sale to the final consumer

1 Without prejudice to Directive 2000/13/EC, Council Directive 89/396/EEC of 14 June 1989 on indications or marks identifying the lot to which a foodstuff belongs⁽¹⁾ and Regulation (EC) No 1829/2003, food additives sold singly or mixed with each other and/or other food ingredients intended for sale to the final consumer may be marketed only if their packaging contains the following information:

- a the name and E-number laid down in this Regulation in respect of each food additive or a sales description which includes the name and E-number of each food additive;
- b the statement ‘for food’ or the statement ‘restricted use in food’ or a more specific reference to its intended food use.

2 By way of derogation from paragraph 1(a), the sales description of a table-top sweetener shall include the term ‘... -based table-top sweetener’, using the name(s) of the sweetener(s) used in its composition.

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3 The labelling of a table-top sweetener containing polyols and/or aspartame and/or aspartame-acesulfame salt shall bear the following warnings:

- a polyols: ‘excessive consumption may induce laxative effects’;
- b aspartame/aspartame-acesulfame salt: ‘contains a source of phenylalanine’.

4 Manufacturers of table-top sweeteners shall make available by appropriate means the necessary information to allow their safe use by consumers. ^{F4}...

5 For the information provided for in paragraphs 1 to 3 of this Article, Article 13(2) of Directive 2000/13/EC shall apply accordingly.

Textual Amendments

- F4** Words in Art. 23(4) omitted (31.12.2020) by virtue of [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **101**; 2020 c. 1, Sch. 5 para. 1(1)

Article 24

Labelling requirement for foods containing certain food colours

1 Without prejudice to Directive 2000/13/EC, the labelling of food containing the food colours listed in Annex V to this Regulation shall include the additional information set out in that Annex.

2 In relation to the information provided in paragraph 1 of this Article, Article 13(2) of Directive 2000/13/EC shall apply accordingly.

3 Where necessary as a result of scientific progress or technical development, Annex V shall be amended by measures [^{F5}prescribed by the appropriate authority], designed to amend non-essential elements of this Regulation, ^{F6}....

Textual Amendments

- F5** Words in Art. 23(3) inserted (31.12.2020) by [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **102(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in Art. 24(3) omitted (31.12.2020) by virtue of [The Food Additives, Flavourings, Enzymes and Extraction Solvents \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/860\)](#), regs. 1, **102(b)**; 2020 c. 1, Sch. 5 para. 1(1)

Article 25

Other labelling requirements

Articles 21, 22, 23 and 24 shall be without prejudice to more detailed or more extensive laws, regulations or administrative provisions regarding weights and measures or applying to the presentation, classification, packaging and labelling of dangerous substances and preparations or applying to the transport of such substances and preparations.

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(1) [OJ L 186, 30.6.1989, p. 21.](#)

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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

- Annex 2 Pt. B para. 2 words inserted by [S.S.I. 2023/78 sch. 1 para. 1\(b\)](#)
- Annex 2 Pt. B para. 2 words inserted by [S.S.I. 2024/156 sch. 1 para. 1](#)
- Annex 2 Pt. B para. 2 table words inserted by [S.I. 2024/685 reg. 2\(2\)](#)
- Annex 2 Pt. B para. 2 Table words inserted by [S.I. 2023/343 Sch. 1 para. 2\(b\)](#)
- Annex 2 Pt. B para. 2 Table words inserted by [S.I. 2024/741 Sch. 1 para. 2](#)
- Annex 2 Pt. B para. 2 words substituted by [S.S.I. 2023/78 sch. 1 para. 1\(a\)](#)
- Annex 2 Pt. B para. 2 table words substituted by [S.I. 2023/334 reg. 2\(2\)\(a\)](#)
- Annex 2 Pt. B para. 2 Table words substituted by [S.I. 2023/343 Sch. 1 para. 2\(a\)](#)
- Annex 2 Pt. C para. 5(v) inserted by [S.I. 2023/334 reg. 2\(3\)](#)
- Annex 2 Pt. C para. 5(v) inserted by [S.I. 2023/343 Sch. 1 para. 3](#)
- Annex 2 Pt. C para. 5(v) table words inserted by [S.I. 2024/685 reg. 2\(3\)\(b\)](#)
- Annex 2 Pt. C para. 5(v) Table words inserted by [S.I. 2024/741 Sch. 1 para. 3\(b\)](#)
- Annex 2 Pt. C para. 5(v) words substituted by [S.I. 2024/685 reg. 2\(3\)\(a\)](#)
- Annex 2 Pt. C para. 5(v) words substituted by [S.I. 2024/741 Sch. 1 para. 3\(a\)](#)
- Art. 28A(3)(d) words substituted by [S.I. 2019/1013 reg. 79\(a\)](#) (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))
- Art. 28A(5) inserted by [S.I. 2019/1013 reg. 79\(b\)](#) (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))