

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 V

**PROCEDURAL PROVISIONS AND IMPLEMENTATION**

*Article 26*

**Information obligation**

- 1 A producer or user of a food additive shall inform the [<sup>F1</sup>Authority] immediately of any new scientific or technical information which might affect the assessment of the safety of the food additive.
- 2 A producer or user of a food additive shall, at the request of the [<sup>F2</sup>Authority], inform it of the actual use of the food additive. <sup>F3</sup>...

**Textual Amendments**

- F1** Word in Art. 26(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, **103(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Word in Art. 26(2) 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, **103(b)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 26(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, **103(b)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)

*<sup>F4</sup>Article 27*

**Monitoring of food additive intake**

**Textual Amendments**

- F4** Art. 27 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, **104**; 2020 c. 1, Sch. 5 para. 1(1)

*<sup>F5</sup>Article 28*

**Committee**

**Changes to legislation:** There are outstanding changes not yet made to Regulation (EC) No 1333/2008 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

### Textual Amendments

- F5** Art. 28 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, **104**; 2020 c. 1, Sch. 5 para. 1(1)

## <sup>F6</sup>Article 28A

### Regulations and devolved powers

1. Any power to make regulations under this Regulation—
  - a) so far as exercisable by a Minister of the Crown, is exercisable by statutory instrument;
  - b) so far as exercisable by the Welsh Ministers, is exercisable by statutory instrument;
2. Any power to make regulations under this Regulation includes power—
  - a) to make different provision in relation to different cases or classes of case (including different provision for different areas or different classes of business);
  - b) to provide for such exceptions, limitations and conditions, and to make such supplementary, incidental, consequential or transitional provisions, as the appropriate authority considers necessary or expedient.
3. Any statutory instrument or Scottish statutory instrument containing regulations under this Regulation is subject to annulment in pursuance of a resolution—
  - a) in the case of England, of either House of Parliament;
  - b) in the case of Wales, of Senedd Cymru;
  - c) in the case of Scotland, of the Scottish Parliament;
4. In this Regulation, any power—
  - a) of the Secretary of State to make regulations is limited to regulations which apply in relation to England only;
  - b) of the Welsh Ministers to make regulations is limited to regulations which apply in relation to Wales only;
  - c) of the Scottish Ministers to make regulations is limited to regulations which apply in relation to Scotland only;]

### Textual Amendments

- F6** Art. 28A 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, **105**; (as amended by [S.I. 2020/1504](#), regs. 1(2), **18(15)(a)-(c)**); 2020 c. 1, Sch. 5 para. 1(1)

## <sup>F7</sup>Article 29

### Community financing of harmonised policies

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#### Textual Amendments

- F7** [Art. 29](#) 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, **106**; 2020 c. 1, Sch. 5 para. 1(1)

**Changes to legislation:**

There are outstanding changes not yet made to Regulation (EC) No 1333/2008 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

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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))