
STATUTORY RULES OF NORTHERN IRELAND

2004 No. 493

**The Plastic Materials and Articles in Contact with Food
(Amendment) Regulations (Northern Ireland) 2004**

**Amendments to the Plastic Materials and Articles in Contact with Food Regulations
(Northern Ireland) 1998**

6. In regulation 10 (offences) –

(a) for paragraph (19) there shall be substituted –

“(19) In any proceedings for an offence under regulation 3(1)(b) in relation to the requisite standards applicable to adhesives and materials and articles covered by a surface coating it shall be a defence to prove that –

- (a) the adhesive, material or article was brought into contact with food before 28th February 2003;
- (b) the date of filling (or subject to paragraph (24) a coded indication of the date of filling) of the material or article concerned appeared on the adhesive, material or article at the time of sale; and
- (c) the labelling or marking with the particulars mentioned in sub-paragraph (b) at the time of sale complied with the requirements as regards labelling relating to durability contained in Article 2.1(a) of Directive [2000/13/EC](#) of the European Parliament and of the Council.”⁽¹⁾;

(b) paragraph (20) shall be omitted;

(c) immediately after paragraph (22) there shall be added –

“(23) In any proceedings for an offence under regulations 3(1)(b) in relation to the sale as from 2nd August 2005 of a plastic material or article containing azodicarbonamide with reference number 36640 in Part I of Schedule 2 it shall be a defence to prove that –

- (a) the plastic material or article was brought into contact with food before 2nd August 2005;
- (b) the date of filling (or subject to paragraph (24) a coded indication of the date of filling) of the material or article concerned appeared on the plastic material or article concerned at the time of sale; and
- (c) the labelling or marking with the particulars mentioned in sub-paragraph (b) at the time of sale complied with the requirements as regards labelling relating to durability contained in Article 2.1(a) of Directive [2000/13/EC](#) of the European Parliament and of the Council.

(24) For the purposes of paragraph (19)(b) and paragraph (23)(b) the date signified by a coded indication shall have been made available on request to the Food Standards Agency and the enforcement authority.”.

Status: *This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*
