
DRAFT STATUTORY INSTRUMENTS

2021 No.

**The Food (Promotion and Placement)
(England) Regulations 2021**

Restriction on the price promotion of certain drinks

- 6.—(1) This regulation applies to a drink which is not a prepacked food item and which—
- (a) falls within category 1 of Schedule 1,
 - (b) is less healthy by virtue of scoring 1 or more points in accordance with the Nutrient Profiling Technical Guidance, and
 - (c) is not food to which regulation 3(5) (charity food sales) applies.
- (2) A qualifying person must not offer a free refill promotion on a drink to which this regulation applies.
- (3) In paragraph (2), “free refill promotion” means a promotion that offers the consumer the same drink or another drink to which this regulation applies (including free top-ups of any part of such a drink), for free after consumption of a first drink.