
 STATUTORY INSTRUMENTS

1984 No. 649

FOOD

COMPOSITION AND LABELLING

The Cheese (Amendment) Regulations 1984*Made* - - - 8th May 1984*Laid before Parliament* 16th May 1984*Coming into Operation* 6th June 1984

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Social Services and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 4, 7 and 123 of the Food and Drugs Act 1955(a), and now vested in them(b), and of all other powers enabling them in that behalf, hereby make the following regulations, after consultation in accordance with section 123(6) of the said Act with such organisations as appear to them to be representative of interests substantially affected by the regulations:—

Title, commencement and interpretation

1.—(1) These regulations may be cited as the Cheese (Amendment) Regulations 1984 and shall come into operation on 6th June 1984.

(2) In these regulations, unless the context otherwise requires, any reference to a numbered regulation shall be construed as a reference to the regulation so numbered in the Cheese Regulations 1970(c).

Amendment of the Cheese Regulations 1970

2.—(1) The Cheese Regulations 1970 shall be amended in accordance with the following paragraphs of this regulation.

(2) In regulation 2(1) (which relates to interpretation) —

(a) after the definition of ‘permitted colouring matter’ there shall be inserted the following definition: “ ‘permitted emulsifier’ and ‘permitted stabiliser’ shall have the meanings respectively assigned to them by the Emulsifiers and Stabilisers in Food Regulations 1980(d);”;

(a) 1955 c.16 (4 & 5 Eliz. 2); section 4 was amended by the European Communities Act 1972 (c.68), Schedule 4, paragraph 3(1); section 7 was amended by the Weights and Measures Act 1963 (c.31), Schedule 9, Part II; and section 123 was amended by the Weights and Measures Act 1963, Schedule 9, Part I, the Slaughterhouses Act 1974 (c.3), Schedule 4, paragraph 4, and the Food and Drugs (Amendment) Act 1982 (c.26), section 4.

(b) In the case of the Secretary of State for Social Services, by virtue of S.I. 1968/1699; in the case of the Secretary of State for Wales, by virtue of S.I. 1978/272.

(c) S.I. 1970/94, amended by S.I. 1974/1122, 1975/1486, 1976/2086, 1980/1849, 1982/1727.

(d) S.I. 1980/1833; relevant amending instruments are S.I. 1982/16, 1983/1211, 1810.

- (b) there shall be substituted for the definition of 'permitted miscellaneous additive' the following definition: " 'permitted miscellaneous additive' shall have the meaning assigned to it by the Miscellaneous Additives in Food Regulations 1980(a);";
- (c) there shall be substituted for the definition of 'permitted preservative' the following definition: " 'permitted preservative' shall have the meaning assigned to it by the Preservatives in Food Regulations 1979(b);".
- (3) For regulation 11 (which relates to permitted ingredients) there shall be substituted the following regulation —

"11. No person shall sell, consign or deliver any cheese, processed cheese or cheese spread which contains any ingredient other than the substances mentioned in the definition of 'cheese', 'processed cheese' or 'cheese spread', as the case may be, in regulation 2(1), water, such permitted preservatives in such amounts as are permitted by the Preservatives in Food Regulations 1979, any mould characteristic of the variety of cheese concerned and any or all of the following ingredients where appropriate in relation to the kind of cheese specified, namely:—

- (a) hard cheese may contain common salt (sodium chloride), starter, any enzyme preparation capable and used for the purpose of coagulating milk in a manner suitable for cheesemaking, the permitted miscellaneous additives calcium chloride anhydrous, calcium chloride and calcium hydroxide, the permitted colouring matters alpha-carotene, beta-carotene, gamma-carotene, annatto, canthaxanthin and beta-apo-8'-carotenal and the synthetic equivalent identical with the pure colouring principle of the permitted colouring matters alpha-carotene, beta-carotene, gamma-carotene, annatto, canthaxanthin and beta-apo-8'-carotenal;
- (b) the rind of hard cheese may contain any permitted colouring matter other than aluminium, silver, gold or methyl violet;
- (c) soft cheese and whey cheese may contain the ingredients mentioned in paragraph (a) of this regulation, flavourings, starches (whether modified or not), the following permitted emulsifiers and permitted stabilisers, namely alginic acid, sodium alginate, calcium alginate, carrageenan, locust bean gum, guar gum, tragacanth, acacia and xanthan gum, and the permitted miscellaneous additives lactic acid, citric acid, acetic acid, hydrochloric acid, orthophosphoric acid and D-glucono-1, 5-lactone;
- (d) processed cheese and cheese spread may contain —
- (i) the ingredients mentioned or referred to in paragraph (c) of this regulation, any enzyme preparation suitable for the acceleration of ripening and the permitted stabiliser carboxymethylcellulose, sodium salt;

(a) S.I. 1980/1834; relevant amending instruments are S.I. 1980/1849, 1982/14, 1983/1211.

(b) S.I. 1979/752; relevant amending instruments are S.I. 1980/931, 1981/1063, 1982/15, 1311, 1983/1211.

- (ii) emulsifying salts;
 - (iii) the following permitted colouring matters, namely curcumin, riboflavin (lactoflavin), capsanthin, paprika, turmeric, chlorophyll, copper complexes of chlorophyll and chlorophyllins, the pure colouring principle of the permitted colouring matters paprika and turmeric and the synthetic equivalent identical with the pure colouring principle of any natural colouring matter specified in this sub-paragraph;
 - (iv) gelatin;
- (e) hard sage cheese may contain —
- (i) the ingredients mentioned in paragraph (a) of this regulation;
 - (ii) sage;
 - (iii) any green permitted colouring matter mentioned in paragraph (d) (iii) of this regulation;
- (f) soft sage cheese may contain —
- (i) the ingredients mentioned or referred to in paragraph (c) of this regulation;
 - (ii) sage;
 - (iii) any green permitted colouring matter mentioned in paragraph (d) (iii) of this regulation;
- (g) sage cheese spread may contain the ingredients mentioned or referred to in paragraph (d) of this regulation and sage;
- (h) Mozzarella cheese may contain the permitted colouring matter titanium dioxide;
- (i) blue veined cheeses, Feta cheese and Provolone cheese may contain the permitted colouring matters chlorophyll and copper complexes of chlorophyll and chlorophyllins;
- (j) sliced hard cheese, grated hard cheese, sliced processed cheese and grated processed cheese may contain, as anti-caking agents, the permitted emulsifiers and stabilisers microcrystalline cellulose and lecithins (the latter used in combination with soya bean oil) and the permitted miscellaneous additives silicon dioxide and aluminium sodium silicate but the weight of such agents used alone or in combination shall not exceed 1% of the weight of that cheese;
- (k) Feta, Provolone, Pecorino and Romano cheese may contain lipases from animal sources for the purposes of flavour production.”.

Amendment of the Emulsifiers and Stabilisers in Food Regulations 1980

3. Part II of Schedule 2 to the Emulsifiers and Stabilisers in Food Regulations 1980 shall be amended by substituting for item (b) (which relates to emulsifiers and stabilisers permitted in soft cheese, whey cheese, processed cheese and cheese spread) the following item:—

In column 1	In column 2	In column 3
“(b) Soft cheese, whey cheese, processed cheese, cheese spread”	“As prescribed by the Cheese Regulations 1970”	“As prescribed by the Cheese Regulations 1970”

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 1st May 1984.

L.S.

Michael Jopling,
Minister of Agriculture,
Fisheries and Food.

Norman Fowler,
Secretary of State for Social Services.

8th May 1984.

Nicholas Edwards,
Secretary of State for Wales.

2nd May 1984.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These regulations further amend the Cheese Regulations 1970 by varying the provisions which limit the ingredients which may be used in cheese (regulation 2) and amend the Emulsifiers and Stabilisers in Food Regulations 1980 consequentially (regulation 3). These regulations apply to England and Wales.

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