

SCHEDULE 1

Recognition of natural mineral waters

Part I

Natural mineral waters extracted from the ground in Great Britain

1. A person seeking to have water which is extracted from the ground in Great Britain recognised as a natural mineral water for the purposes of Article 1 shall make application in writing to the relevant authority within whose area the water is extracted, giving the particulars set out in paragraph 2 below.

2. The particulars to be given are—

- (a) the particulars in paragraph 1.1 of Section II of Annex I;
- (b) any other information showing that the requirements in paragraph 1.2 and 1.3 of the said Section II are established by analysis in accordance with that Section; and
- (c) such evidence as is satisfactory to show that the water contains no substance named in column 2 (parameters) of Table B in Schedule 3 opposite any of item numbers 1 to 9 in column 1 of the said Table in an amount, expressed in the unit of measurement specified opposite that substance in column 3 of that Table, which exceeds the maximum concentration specified opposite that substance in column 4 of that Table.

3. In so far as particulars of any of the anions, cations, non-ionised compounds or trace elements specified in column 1 of Schedule 2 are required to be given pursuant to sub-paragraph (b) of paragraph 2 above, the concentration of each such anion, cation, non-ionised compound or trace element shall, in those particulars, be expressed in the unit of measurement specified opposite it in column 2 of that Schedule.

4. Where such particulars have been so given, the relevant authority shall assess them and shall, for the purposes of Article 1, recognise the water to which those particulars relate if it is satisfied that—

- (a) the water is natural mineral water which complies with paragraph 3 of Section I of Annex I; and
- (b) the characteristics of the water have been assessed in accordance with—
 - (i) the points set out in paragraph (a) of the first unlettered sub-paragraph of paragraph 2 of Section I of Annex I;
 - (ii) the requirements and criteria listed in Section II of Annex I; and
 - (iii) recognised scientific methods.

5. The relevant authority shall, on recognising a natural mineral water for the purposes of Article 1 in accordance with paragraph 4 above, publish an announcement of such recognition, and the grounds on which it has been granted, in the London Gazette and the Edinburgh Gazette.