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STATUTORY INSTRUMENTS

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**2003 No. 1659**

**The Cocoa and Chocolate Products (England) Regulations 2003**

**Interpretation**

2.—(1) In these Regulations—

“the Act” means the Food Safety Act 1990;

“catering establishment” means a restaurant, canteen, club, public house, school, hospital or similar establishment (including a vehicle or a fixed or mobile stall) where, in the course of a business, food is prepared for delivery to the ultimate consumer and is ready for consumption without further preparation;

“designated product” means any cocoa or chocolate product specified in column 2 of Schedule 1, as read with any Note to that Schedule and any provision of regulation 3 and Schedule 2 relating to that product; and “designated chocolate product” and “designated cocoa product” mean any such product which is respectively a chocolate product or a cocoa product;

F1  
...

F1  
...

“food authority” does not include—

- (a) the council of a district in a non-metropolitan county except where the county functions have been transferred to that council pursuant to a structural change, or
- (b) the appropriate Treasurer referred to in section 5(1)(c) of the Act (which deals with the Inner and the Middle Temple);

F2  
...

“other edible substances” does not include vegetable fats referred to in regulation 3 or the filling of any product specified in column 2 of item 7 or of item 10(a) of Schedule 1;

“preparation” includes manufacture and any form of processing or treatment;

[<sup>F3</sup>“Regulation (EU) No 1169/2011” means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;]

“reserved description”, as respects any designated product, means any description specified in relation to that product in column 1 of Schedule 1;

“sell” includes offer or expose for sale or have in possession for sale, and “sale” shall be construed accordingly; and

“ultimate consumer” means any person who buys otherwise than—

- (a) for the purpose of resale,
- (b) for the purposes of a catering establishment, or

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**Status:** Point in time view as at 01/06/2018. This version of this provision has been superseded.  
**Changes to legislation:** There are currently no known outstanding effects for the The Cocoa and Chocolate Products (England) Regulations 2003, Section 2. (See end of Document for details)

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(c) for the purposes of a manufacturing business.

(2) Any reference in these Regulations to a numbered regulation or Schedule shall be construed as a reference to the regulation or Schedule bearing that number in these Regulations.

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**Textual Amendments**

- F1** Words in reg. 2(1) omitted (1.6.2018) by virtue of [The Environment, Food and Rural Affairs \(Miscellaneous Amendments\) \(England\) Regulations 2018 \(S.I. 2018/575\)](#), regs. 1(2), **18**
- F2** Words in reg. 2(1) omitted (13.12.2014) by virtue of [The Food Information Regulations 2014 \(S.I. 2014/1855\)](#), **reg. 1(5)-(8), Sch. 7 para. 32(a)**
- F3** Words in reg. 2(1) inserted (13.12.2014) by [The Food Information Regulations 2014 \(S.I. 2014/1855\)](#), **reg. 1(5)-(8), Sch. 7 para. 32(b)**

**Status:**

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**Changes to legislation:**

There are currently no known outstanding effects for the The Cocoa and Chocolate Products (England) Regulations 2003, Section 2.