

2004 No.2913

CONSUMER PROTECTION

**The Controls on Certain Azo Dyes and “Blue Colourant”
(Amendment) Regulations 2004**

<i>Made</i> - - - -	<i>8th November 2004</i>
<i>Laid before Parliament</i>	<i>11th November 2004</i>
<i>Coming into force</i> - -	<i>31st December 2004</i>

The Secretary of State having consulted such organisations as appear to her to be representative of interests substantially affected by the following Regulations, such other persons as she considers appropriate, and the Health and Safety Commission, in exercise of the powers conferred upon her by section 11 of the Consumer Protection Act 1987(a) hereby makes the following Regulations:

Citation and Commencement

1. These Regulations may be cited as the Controls on Certain Azo Dyes and “Blue Colourant” (Amendment) Regulations 2004 and shall come into force on 31st December 2004.

Amendment

2. The Controls on Certain Azo Dyes and “Blue Colourant” Regulations 2003(b) are amended as follows:

- (a) by inserting at the end of regulation 4(2) “which shall be determined by an appropriate test set out in Schedule 3”;
- (b) by inserting at the end of regulation 4(4)(b)(ii) “which shall be determined by an appropriate test set out in Schedule 3”; and
- (c) by inserting the following Schedule:

“ **SCHEDULE 3** Regulation 4

List of testing methods

European Standardisation Organisation	Reference and title of the standard	Reference document
British Standards Institution	Leather – Chemical tests – Determination of certain azo colourants in dyed leathers	DD CEN ISO/TS 17234:2003 published on 3 September 2003(c)

(a) 1987 c.43.
(b) S.I. 2003/3310.
(c) ISBN 0 580 42552 5.

British Standards Institution	Textiles – Methods for determination of certain aromatic amines derived from azo colourants – Part 1: Detection of the use of certain azo colourants accessible without extraction	BS EN 14362-1:2003 published on 25 November 2003 (a)
British Standards Institution	Textiles – Methods for determination of certain aromatic amines derived from azo colourants – Part 2: Detection of the use of certain azo colourants accessible by extracting the fibres	BS EN 14362-2:2003 published on 25 November 2003 (b)”

Gerry Sutcliffe,
Parliamentary Under Secretary of State for Employment
Relations, Postal Services and Consumers,
Department of Trade and Industry

8th November 2004

(a) ISBN O 580 42969 5.
(b) ISBN O 580 42973 3 .

EXPLANATORY NOTE

(This note is not part of the Order)

These Regulations give effect to Commission Directive 2004/21/EC relating to Restrictions on the Marketing and Use of 'azo colourants' (thirteenth adaptation to technical progress of Council Directive 76/769/EEC) (O.J. No. L57, 25.2.2004, p.4).

The Controls on Certain Azo Dyes and "Blue Colourant" Regulations 2003 (S.I. 2003/3310) (the principal Regulations) implemented restrictions on the marketing and use of azocolourants and "blue colourant". These Regulations set out the testing methods for azocolourants which Directive 2004/21/EC requires to be used.

A Regulatory Impact Assessment, which covered the costs of testing, was prepared in relation to the principal Regulations and placed in the library of each House of Parliament; in consequence no further RIA has been prepared for this Regulation. A copy of the RIA can be obtained from Department of the Environment Food and Rural Affairs, Chemicals and GM Policy Division, Ashdown House, 123 Victoria Street, London SW1E 6DE or from the Department of Trade and Industry, Consumer and Competition Policy Directorate, 1 Victoria Street, London SW1H 0ET. A transposition note in relation to these Regulations has also been prepared and placed in the Library of each House. A copy may be obtained from the Department of Trade and Industry at the above address.

Copies of the standards referred to in this Order are available from any of the sales outlets operated by the British Standards Institution, by post from BSI at 389 Chiswick High Road, London W4 4AL or from any of the bookshops operated by the Stationery Office Limited.

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