

2006 No. 3367

FOOD

**The Olive Oil (Marketing Standards) (Amendment) Regulations
2006**

<i>Made</i>	- - - -	<i>13th December 2006</i>
<i>Laid before Parliament</i>		<i>19th December 2006</i>
<i>Coming into force</i>	- -	<i>10th January 2007</i>

The Secretary of State is a Minister designated (a) for the purposes of section 2(2) of the European Communities Act 1972(b) in relation to the common agricultural policy of the European Community.

The Secretary of State has consulted publicly with representative bodies as required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council, laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(c).

The Secretary of State, in exercise of the powers conferred by section 2(2) of the European Communities Act 1972, makes the following Regulations:

Title and commencement

1. These Regulations may be cited as the Olive Oil (Marketing Standards) (Amendment) Regulations 2006 and shall come into force on 10th January 2007.

Amendment of the Olive Oil (Marketing Standards) Regulations 2003

2. The Olive Oil (Marketing Standards) Regulations 2003(d) are amended as follows—

- (a) in the definition of “Regulation 1019/2002”, for “Commission Regulation (EC) No. 1750/2004” substitute “Commission Regulation (EC) No. 1044/2006(e)”;
- (b) In regulation 6(2), for “1st July 2006” substitute “1st July 2008”(f).

(a) The power of the Secretary of State, as a Minister designated by virtue of S.I. 1972/1811 in relation to the common agricultural policy of the European Community, to make regulations which extend to Scotland remains exercisable by virtue of section 57(1) of the Scotland Act 1998 (1998 c. 46). The Secretary of State’s power, as a Minister so designated, to make regulations which extend to Wales is confirmed by article 3(4) of the European Communities (Designation) (No. 3) Order 1999 (S.I. 1999/2788).

(b) 1972 c. 68.

(c) O.J. No. L31, 1.2.2002, p. 1.

(d) S.I. 2003/2577.

(e) O.J. No. L187, 8.7.2006, p. 20.

(f) Regulation 6(2) was amended by S.I. 2004/2661.

13th December 2006

Jeff Rooker
Minister of State
Department for Environment, Food and Rural Affairs

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations which amend the Olive Oil (Marketing Standards) Regulations 2003 (“the 2003 Regulations”), apply to Great Britain and come into force on 10th January 2007.

The 2003 Regulations provide for the application of Article 35 of Regulation No. 136/66/EEC of the Council on the establishment of a common organisation of the market in oils and fats (OJ No.172, 30.9.66, p. 3025) and Commission Regulation (EC) No. 1019/2002 on marketing standards for olive oil (“Regulation 1019/2002”) (OJ No.155, 14.6.2002 p. 27).

These Regulations update the reference in the 2003 Regulations to Regulation 1019/2002 to include amendment to that Regulation effected by Commission Regulation (EC) No. 1044/2006 amending Regulation (EC) No 1019/2002 on marketing standards for olive oil (OJ No. L187, 8.7.2006, p. 20).

The effect of that amendment is to postpone the date of application of article 5(c) of Regulation 1019/2002, (which limits the indication of organoleptic properties of virgin olive oil on the labelling), to 1st July 2008.

A full regulatory impact assessment has not been produced for this instrument as it has no impact on the costs of business.

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