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## STATUTORY INSTRUMENTS

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# 2019 No. 702

## The Novel Food (Amendment) (EU Exit) Regulations 2019

### PART 3

#### Amendment of retained direct EU legislation

18. For Article 12, substitute—

*“Authorisation of a novel food and updates of the list*

1. Within seven months from the date of publication of the Food Safety Authority's opinion, the appropriate authority must, by prescribing an update of the list, authorise the placing on the market within [<sup>F1</sup>Great Britain] of a novel food, taking into account the following—

- (a) the conditions provided for in points (a) and (b) of Article 7 and, where applicable, in point (c) of that Article;
- (b) any relevant provision of retained direct EU legislation, including the precautionary principle as referred to in Article 7 of Regulation (EC) No. 178/2002;
- (c) the Food Safety Authority's opinion;
- (d) any other legitimate factors relevant to the application under consideration.

2. Where the appropriate authority has not requested an opinion from the Food Safety Authority in accordance with Article 10(3), the seven month period provided for in paragraph 1 of this Article starts from the date on which the valid application is received by the appropriate authority in accordance with Article 10(1).”.

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#### Textual Amendments

- F1** Words in reg. 18 substituted (31.12.2020 immediately before IP completion day) by [The Food and Feed Hygiene and Safety \(Miscellaneous Amendments etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1504\)](#), regs. 1(2), **15(5)**

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#### Commencement Information

- I1** Reg. 18 in force at 31.12.2020 on IP completion day (in accordance with [2020 c.1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Novel Food (Amendment) (EU Exit) Regulations 2019, Section 18.