
STATUTORY INSTRUMENTS

2019 No. 702

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

PART 3

Amendment of retained direct EU legislation

24. For Article 18, substitute—

“Authorisation of a traditional food from a third country and updates of the list

1. Within three months of the date of publication of the Food Safety Authority's opinion, the appropriate authority must authorise the placing on the market within [^{F1}Great Britain] of the traditional food from a third country by prescribing an update of the list, taking into account the following—

- (a) the conditions provided for in points (a) and (b) of Article 7 and, where applicable, point (c) of that Article;
- (b) any relevant provision of law, 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. By way of derogation from paragraph 1, the appropriate authority may, having taken account of the Food Safety Authority's opinion and any other legitimate factors relevant to the update under consideration, terminate the procedure at any stage and decide not to proceed with an update of the list where it considers that such an update is not justified. The appropriate authority must inform the applicant of the reasons for not considering the update to be justified.

3. The applicant may withdraw its application referred to in Article 16 at any time, thereby terminating the procedure.”.

Textual Amendments

- F1** Words in reg. 24 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)**

Changes to legislation: There are currently no known outstanding effects for the The Novel Food (Amendment) (EU Exit) Regulations 2019, Section 24. (See end of Document for details)

Commencement Information

- II** Reg. 24 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 24.