
STATUTORY INSTRUMENTS

2019 No. 860

The Food Additives, Flavourings, Enzymes and Extraction Solvents (Amendment etc.) (EU Exit) Regulations 2019

PART 3

Amendment of retained direct EU legislation

Amendment of Regulation (EC) No. 1331/2008 of the European Parliament and of the Council establishing a common authorisation procedure for food additives, food enzymes and food flavourings

39. In Article 2—

(a) in paragraph 1

(i) omit “Community” the first time it occurs;

(ii) for “Community” substitute “domestic” the second time it occurs;

(iii) for the second sentence substitute “The domestic list is to be updated by the appropriate authority.”;

(iv) omit the third sentence;

(b) in paragraph 2 for “Community” substitute “domestic” each place it occurs;

(c) after paragraph 2 add—

“3. “Authority” means—

(a) as regards England, Wales and Northern Ireland, the Food Standards Agency;

(b) as regards Scotland, Food Standards Scotland;

4. “prescribe”, means prescribe by regulations;

5. “appropriate authority” means—

(a) in relation to England, the Secretary of State;

(b) in relation to Wales, the Welsh Ministers;

(c) in relation to Scotland, the Scottish Ministers;

(d) in relation to Northern Ireland, the Northern Ireland devolved authority;

6. “Regulation 234/2011” means [Commission Implementing Regulation \(EU\) No. 234/2011](#) implementing Regulation (EC) No. 1331/2008 of the European Parliament and of the Council establishing a common authorisation procedure for food additives, food enzymes and food flavourings;

7. “Northern Ireland devolved authority” means the Department of Health.”.