

STATUTORY INSTRUMENTS

2024 No. 685

The Food Additives and Novel Foods (Authorisations and Miscellaneous Amendments) and Food Flavourings (Removal of Authorisations) (England) Regulations 2024

PART 2

Food Additives

Amendment of Regulation (EC) No. 1333/2008

2.—(1) Annex 2 to Regulation (EC) No. 1333/2008 of the European Parliament and of the Council on food additives⁽¹⁾ is amended as follows.

(2) In Part B, paragraph 2, in the table headed “Sweeteners” after the entry for “E 960a” (Steviol glycosides from Stevia) insert the following entry—

“E 960b	Steviol glycosides from fermentation”.
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(3) In Part C, paragraph 5—

- (a) for “(v) E 960a and E 906c: Steviol glycosides” substitute “(v) E 960a – E 960c: Steviol glycosides”; and
- (b) in the table at (v), after the entry for “E 960a” (Steviol glycosides from Stevia) insert the following entry —

“E 960b	Steviol glycosides from fermentation”.
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(4) In Part E, in the table—

- (a) in each place in which it occurs, for “E 960a and E 960c” substitute “E 960a – E 960c”;
- (b) in category 03 (Edible ices), after the entry for “E 473-474” (Sucrose esters of fatty acids – sucroglycerides) insert the following entry—

“E 476	Polyglycerol polyricinoleate	4000	except sorbets”.
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- (c) in category 05.1 (Cocoa and Chocolate products) after table footnote “(*)” (E 170, E 500-504, E 524-528 and E 530: 7 % on dry matter, without fat, expressed as potassium carbonates) insert the following footnote “(1): The additives may be added individually or in combination”;
- (d) in category 05.2 (Other confectionery including breath freshening microsweets)—

⁽¹⁾ EUR 2008/1333; amended by [S.I. 2019/860](#) and [2023/334](#); there are other amending instruments but none is relevant.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (i) in the third entry for “Group IV” (Polyols) for “only cocoa or dried fruit-based, milk or fat-based sandwich spreads, energy-reduced or with no added sugar” substitute “sandwich spreads made with a base of cocoa, milk, dried fruit or fat; energy reduced or with no added sugar”;
- (ii) in the first entry for “E 960a and E 960c” (Steviol glycosides) for “only cocoa or dried-fruit-based, energy-reduced or with no added sugar” substitute “only cocoa or dried fruit based; energy reduced or with no added sugar”;
- (iii) in the second entry for “E 960a and E 960c” (Steviol glycosides) for “only cocoa, milk, dried-fruit-based or fat-based sandwich spreads, energy-reduced or with no added sugar” substitute “sandwich spreads made with a base of cocoa, milk, dried fruit or fat; energy reduced or with no added sugar”;
- (e) in category 05.4 (Decorations, coatings and fillings, except fruit-based fillings covered by category 4.2.4), for the second entry for “E 960a and E 960c” (Steviol glycosides) for “only cocoa or dried-fruit-based, energy-reduced or with no added sugar” substitute “only cocoa or dried fruit based; energy reduced or with no added sugar”; and
- (f) in category 12.6 (Sauces), for the entry for “E 476” (Polyglycerol polyricinoleate) substitute—

“E 476	Polyglycerol polyricinoleate	4000	only emulsified sauces with a fat content of less than 20%
E 476	Polyglycerol polyricinoleate	8000	only emulsified sauces with a fat content of 20% or more”.

Amendment of Commission Regulation (EU) No. 231/2012

3.—(1) The Annex to [Commission Regulation \(EU\) No. 231/2012](#) laying down specifications for food additives listed in Annexes II and III to Regulation [\(EC\) No. 1333/2008](#) of the European Parliament and of the Council⁽²⁾ is amended as follows.

(2) In the first paragraph, for “Note: Ethylene oxide may not be used for sterilising purposes in food additives” substitute —

“Restrictions on ethylene oxide in food additives

Ethylene oxide may not be used for sterilising purposes in food additives.

Total residues of ethylene oxide (sum of ethylene oxide and 2-chloroethanol expressed as ethylene oxide (i.e., ethylene oxide + (0.55 x 2-chloroethanol))), irrespective of origin, in food additives listed in Annexes II and III to Regulation [\(EC\) No 1333/2008](#), or mixtures of those food additives, must not exceed 0.1 mg/kg.”

(3) In the following tables headed—

- (a) “E 431 POLYOXYETHYLENE (40) STEARATE”;
- (b) “E 432 POLYOXYETHYLENE SORBITAN MONOLAURATE (POLYSORBATE 20)”;
- (c) “E 433 POLYOXYETHYLENE SORBITAN MONOOLEATE (POLYSORBATE 80)”;

(2) EUR 2012/231; amended by [S.I. 2019/860](#) and [2023/334](#); there are other amending instruments but none is relevant.

- (d) “E 434 POLYOXYETHYLENE SORBITAN MONOPALMITATE (POLYSORBATE 40)”;
- (e) “E 435 POLYOXYETHYLENE SORBITAN MONOSTEARATE (POLYSORBATE 60)”;
- (f) “E 436 POLYOXYETHYLENE SORBITAN TRISTEARATE (POLYSORBATE 65)”;
- (g) “E 1209 POLYVINYL ALCOHOL-POLYETHYLENE GLYCOL-*GRAFT*-COPOLYMER”; and
- (h) “E 1521 POLYETHYLENE GLYCOL”;

omit “Ethylene oxide” and “Not more than 0,2 mg/kg”.

(4) After the table for “E 960a” (Steviol glycosides from stevia), insert the heading and table in Schedule 1.

(5) In the heading for the table for “E 960c” (Rebaudioside M produced via enzyme modification of steviol glycosides from stevia) for “E 960c” substitute “E 960c(i)”.

(6) In alphabetical order, insert the heading and table in Schedule 2.