CYNULLIAD CENEDLAETHOL CYMRU

OFFERYNNAU STATUDOL

2005 Rhif 1156 (Cy.73)

BWYD, CYMRU

Rheoliadau Melysyddion mewn Bwyd (Diwygio) (Cymru) 2005

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

1. Mae'r Rheoliadau hyn yn gymwys o ran Cymru yn unig, ac maent yn diwygio ymhellach Reoliadau Melysyddion mewn Bwyd 1995 (O.S.1995/3123 a ddiwygiwyd eisoes), ac maent yn rhychwantu Prydain Fawr, ac yn rhoi ar waith -

(a) Cyfarwyddeb 2003/115/EC o Senedd Ewrop a'r Cyngor sy'n diwygio Cyfarwyddeb 94/35/EC ar felysyddion y ceir eu defnyddio mewn bwydydd (OJ Rhif L24, 29.1.2004, t.65); a

(b) Cyfarwyddeb y Comisiwn 2004/46/EC sy'n diwygio Cyfarwyddeb 95/31/EC o ran E955 swcralos a E962 halwyn o asbartâm-aseswlffâm (OJ Rhif L114, 21.4.2004, t.15).

2. Mae'r Rheoliadau hyn yn diwygio Rheoliadau Melysyddion mewn Bwyd 1995 o ran Cymru drwy -

(a) diweddaru'r diffiniad o "Directive 94/35/EC" er mwyn cynnwys y diwygiad o'r Gyfarwyddeb honno gan Gyfarwyddeb 2003/115/EC (rheoliad 3(1)(a));

(b) diweddaru'r diffiniad o "Directive 95/31/EC" (mae'r Gyfarwyddeb yn ymwneud â meini prawf purdeb penodedig i felysyddion sydd i'w defnyddio mewn bwydydd) er mwyn cynnwys y diwygiad iddo gan Gyfarwyddeb 2004/46/EC (rheoliad 3(1)(b));

(c) rhoi diffiniad newydd yn lle'r diffiniad o'r term "permitted sweetener" i adlewyrchu'r ffaith bod swcralos a halwyn asbartâm-aseswlffâm bellach yn felysyddion a ganiateir (rheoliad 3(1)(c));

NATIONAL ASSEMBLY FOR WALES

STATUTORY INSTRUMENTS

2005 No. 1156 (W.73)

FOOD, WALES

The Sweeteners in Food (Amendment) (Wales) Regulations 2005

EXPLANATORY NOTE

(This note is not part of the Regulations)

1. These Regulations, which apply in relation to Wales only, further amend the Sweeteners in Food Regulations 1995 (S.I. 1995/3123 as already amended), which extend to Great Britain, and implement -

(a) Directive 2003/115/EC of the European Parliament and of the Council amending Directive 94/35/EC on sweeteners for use in foodstuffs (OJ No. L24, 29.1.2004, p.65); and

(b) Commission Directive 2004/46/EC amending Directive 95/31/EC as regards E955 sucralose and E962 salt of aspartame-acesulfame (OJ No. L114, 21.4.2004, p.15).

2. These Regulations amend the Sweeteners in Food Regulations 1995 in relation to Wales by -

(a) bringing up to date the definition of "Directive 94/35/EC" so as to cover the amendment of that Directive by Directive 2003/115/EC (regulation 3(1)(a));

(b) bringing up to date the definition of "Directive 95/31/EC" (the Directive relates to specific purity criteria for sweeteners which are to be used in foodstuffs) so as to cover its amendment by Directive 2004/46/EC (regulation 3(1)(b));

(c) substituting a new definition for the definition of the term "permitted sweetener" to reflect the fact that sucralose and salt of aspartame-acesulfame are now permitted sweeteners (regulation 3(1)(c));

(ch) gwneud mân ddiwygiadau i'r diffiniad o'r term "maximum usable dose" fel y'i cymhwysir i'r melysyddion hynny y caniateir eu defnyddio mewn bwydydd penodedig o dan y Rheoliadau (rheoliad 3(2));

(d) dangos yn bendant bod Atodlen 1 (melysyddion a ganiateir a'r bwydydd y caniateir eu defnyddio ynddynt neu arnynt) i'w darllen ar y cyd â'r nodiadau sydd wrthynt (rheoliad 4(a));

(dd) dileu'r ddarpariaeth a oedd yn mynnu bod rheolaethau ar ddefnyddio bwydydd penodedig o asbartâm ac aseswlffâm-K a geir yn Atodlen 1 yn gymwys hefyd i halwyn o asbartâm-aseswlffâm yn y bwydydd hynny (rheoliad 4(b));

(e) ymestyn i halwyn o asbartâm-aseswlffâm y gofyniad presennol bod melysyddion ar y bwrdd bwyd sy'n cynnwys asbartâm i'w marcio neu eu labelu fel a bennir yn y Rheoliadau (rheoliad 5);

(f) cynnwys darpariaethau trosiannol (rheoliad 6);

(ff) ychwanegu categori pellach o fwyd at y categorïau y caniateir defnyddio'r melysydd E951 asbartâm a'i ddefnyddio'n gyfreithlon a phennu mwyafswm y dogn y gellir ei ddefnyddio sy'n gymwys i'r defnydd hwnnw (rheoliad 7(a));

(g) o ran y melysydd a ganiateir E952 asid seiclamig a'i halwynau Na a Ca, lleihau mwyafswm y dogn y gellir ei ddefnyddio o'r melysydd hwnnw sy'n gymwys o ran bwydydd penodedig, a'i gwneud yn anghyfreithlon i ddefnyddio'r melysydd hwnnw mewn eitemau penodedig o gyffaith ac mewn iaoedd bwytadwy penodol (rheoliad 7(b));

(ng) mewnosod cofnodion newydd yn Atodlen 1 sy'n ymwneud â melysyddion a ganiateir E955 swcralos ac i E962 halwyn o asbartâm-aseswlffâm (rheoliad 7(c) a (ch) yn eu trefn);

(h) hepgor y cofnodion ynghylch swcralos a gafwyd yn flaenorol yn Atodlen 1 (rheoliad 7(d));

(i) yn unol â Chyfarwyddeb 2003/115/EC, rhoi disgrifiadau newydd yn lle'r disgrifiadau o gategorïau bwyd penodedig yng ngholofn 3 o Atodlen 1 (rheoliad 7(dd) i (g)); a

(j) ychwanegu troednodiadau pellach at Atodlen 1 sy'n ymwneud â'r melysydd a ganiateir halwyn o asbartâm-aseswlffâm (rheoliad 7(ng)).

(d) making minor amendments to the definition of the term "maximum usable dose" as applied to those sweeteners which under the Regulations are permitted to be used in specified foodstuffs (regulation 3(2));

(e) making explicit the fact that Schedule 1 (permitted sweeteners and the foods in or on which they may be used) is to be read in conjunction with the notes thereto (regulation 4(a));

(f) deleting the provision which laid down that the controls on the use in specified foods of aspartame and acesulfame-K to be contained in Schedule 1 applied also to salt of aspartame-acesulfame in such foods (regulation 4(b));

(g) extending to salt of aspartame-acesulfame the existing requirement that table top sweeteners containing aspartame be marked or labelled as specified in the Regulations (regulation 5);

(h) including transitional provisions (regulation 6);

(i) adding a further category of food to the categories in which the permitted sweetener E951 aspartame may lawfully be used and specifying the maximum usable dose applicable to such use (regulation 7(a));

(j) as regards the permitted sweetener E952 cyclamic acid and its Na and Ca salts, reducing the maximum usable dose of that sweetener applicable in relation to specified foods, and making it unlawful to use that sweetener in specified items of confectionery and in certain edible ices (regulation 7(b));

(k) inserting into Schedule 1 new entries relating to the permitted sweeteners E955 sucralose and to E962 salt of aspartame-acesulfame (regulation 7(c) and (d) respectively);

(l) omitting the entries relating to sucralose previously contained in Schedule 1 (regulation 7(e));

(m) in accordance with Directive 2003/115/EC, substituting new descriptions for the descriptions of certain food categories specified in Column 3 of Schedule 1 (regulation 7(f) to (j)); and

(n) adding to Schedule 1 further footnotes relating to the permitted sweetener salt of aspartame-acesulfame (regulation 7(k)).

3. Paratowyd arfarniad rheoliadol ar gyfer y Rheoliadau hyn a'i osod yn llyfrgell Cynulliad Cenedlaethol Cymru, ynghyd â nodyn trosi sy'n nodi sut y mae prif elfennau'r Cyfarwyddebau y cyfeirir atynt ym mharagraff 1 uchod yn cael eu trosi i'r gyfraith ddomestig gan y Rheoliadau hyn. Gellir cael copïau gan yr Asiantaeth Safonau Bwyd, Llawr 11, Southgate House, Wood Street, Caerdydd, CF10 1EW.

3. A regulatory appraisal has been prepared for these Regulations and placed in the library of the National Assembly for Wales, together with a transposition note setting out how the main elements of the Directives referred to in paragraph 1 above are transposed into domestic law by these Regulations. Copies may be obtained from the Food Standards Agency, 11th Floor, Southgate House, Wood Street, Cardiff, CF10 1EW.

OFFERYNNAU STATUDOL

2005 Rhif 1156 (Cy.73)

BWYD, CYMRU

Rheoliadau Melysyddion mewn Bwyd (Diwygio) (Cymru) 2005

Wedi'u gwneud	*12 Ebrill 2005*
Yn dod i rym	*30 Ebrill 2005*

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd gan adrannau 16(1)(a) ac (e), 17(1), 26(1) a (3) a 48(1) o Ddeddf Diogelwch Bwyd 1990 a pharagraff 1 o Atodlen 1 iddi(**1**) ac sydd bellach wedi'u breinio ynddo(**2**) ac wedi rhoi sylw yn unol ag adran 48(4A) o'r Ddeddf honno at gyngor perthnasol a roddwyd gan yr Asiantaeth Safonau Bwyd ac ar ôl ymgynghori fel sy'n ofynnol gan Erthygl 9 o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a'r Cyngor, sy'n pennu egwyddorion cyffredinol a gofynion cyfraith bwyd, yn sefydlu Awdurdod Diogelwch Bwyd Ewrop ac yn pennu gweithdrefnau o ran materion diogelwch bwyd(**3**) yn gwneud y Rheoliadau a ganlyn:

Enwi, cychwyn a chymhwyso

1. O ran y Rheoliadau hyn -

(a) eu henw yw Rheoliadau Melysyddion mewn Bwyd (Diwygio) (Cymru) 2005;

(b) deuant i rym ar 30 Ebrill 2005; ac

(c) maent yn gymwys o ran Cymru yn unig.

(1) 1990 p. 16.

(2) Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol o dan Ddeddf Diogelwch Bwyd 1990, i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672).

(3) OJ Rhif L31, 1.2.2001, t.1. Diwygiwyd y Rheoliad hwnnw ddiwethaf gan Reoliad (EC) Rhif 1642/2003 Senedd Ewrop a'r Cyngor (OJ Rhif L245, 29.9.2003, t.4). Yn rhinwedd Rheoliad 5 o Reoliadau Deddf Diogelwch Bwyd 1990 (Diwygio) 2004 (O.S. 2004/2990) gydag effaith o 7 Rhagfyr 2004 ymlaen datgymhwysir y gofyniad i ymgynghori a geir yn adran 48(4) o Ddeddf 1990 mewn unrhyw achos lle mae ymgynghori yn ofynnol gan Erthygl 9 o Reoliad (EC) Rhif 178/2002.

STATUTORY INSTRUMENTS

2005 No. 1156 (W.73)

FOOD, WALES

The Sweeteners in Food (Amendment) (Wales) Regulations 2005

Made	*12 April 2005*
Coming into force	*30 April 2005*

The National Assembly for Wales, in exercise of the powers conferred by sections 16(1) (a) and (e), 17(1), 26(1) and (3) and 48(1) of, and paragraph 1 of Schedule 1 to, the Food Safety Act 1990(**1**) and now vested in it(**2**) and having had regard in accordance with section 48(4A) of that Act to relevant advice given by the Food Standards Agency, and after consultation both 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(**3**) makes the following Regulations:

Title, commencement and application

1. These Regulations -

(a) may be cited as the Sweeteners in Food (Amendment) (Wales) Regulations 2005;

(b) come into force on 30 April 2005; and

(c) apply in relation to Wales only.

(1) 1990 c. 16.

(2) Functions of the Secretary of State under the Food Safety Act 1990, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672).

(3) OJ No. L31, 1.2.2001, p.1. That Regulation was last amended by Regulation (EC) No. 1642/2003 of the European Parliament and of the Council (OJ No. L245, 29.9.2003, p.4). By virtue of Regulation 5 of the Food Safety Act 1990 (Amendment) Regulations 2004 (S.I. 2004/2990) with effect from 7 December 2004 the consultation requirement contained in section 48(4) of the 1990 Act is disapplied in any case in which consultation is required by Article 9 of Regulation (EC) No. 178/2002.

Diwygio Rheoliadau Melysyddion mewn Bwyd 1995

2. Diwygir Rheoliadau Melysyddion mewn Bwyd 1995(**1**) i'r graddau y maent yn gymwys o ran Cymru yn unol â rheoliadau 3 i 7.

3.-(1) Yn rheoliad 2 (dehongli) paragraff (1) -

(a) yn y diffiniad o "Directive 94/35/EC" ar ôl y geiriau "Directive 96/83/EC of the European Parliament and Council" mewnosoder -

"and by Directive 2003/115/EC(**2**)";

(b) yn y diffiniad o "Directive 95/31/EC", yn lle'r geiriau "Directive 2001/52/EC" mewnosoder -

"and by Directive 2004/46/EC(**3**)"; ac

(c) yn lle'r diffiniad o "permitted sweetener" rhodder y diffiniad canlynol -

""permitted sweetener" means any sweetener specified in Column 2 of Schedule 1 which satisfies the specific purity criteria for that sweetener specified in the Annex to Directive 95/31/EC;".

(2) Yn rheoliad 2 paragraff (3) -

(a) yn is-baragraff (c)(i) hepgorer y geiriau -

"and salt of aspartame-acesulfame";

a

(b) yn is-baragraff (c)(ii) ar ôl y geiriau "as the case may be" lle'r ymddengys y geiriau hynny gyntaf yn yr is-baragraff hwnnw, mewnosoder y geiriau canlynol -

"the maximum amount of free imide contained in the".

4. Yn rheoliad 3 (gwerthu a defnyddio melysyddion) -

(a) ym mharagraff (3) ychwaneger ar y diwedd y geiriau "as read with the notes to that Schedule"; a

(b) hepgorer paragraff (5).

5. Yn rheoliad 4 (gwerthu melysyddion y bwrdd bwyd) ym mharagraff (b)(iii), ar ôl y geiriau "where it contains aspartame" mewnosoder y geiriau canlynol -

"or salt of aspartame-acesulfame".

6. Yn rheoliad 11 (darpariaeth drosiannol ac esemptiad) ar ôl paragraff (1A) mewnosoder y paragraff canlynol -

(1) O.S. 1995/3123, fel y'i diwygiwyd gan O.S. 1996/1477, O.S. 1997/814, O.S. 1999/982, O.S. 2001/2679 (Cy.220), O.S. 2002/330 (Cy.43) ac O.S. 2003/1713 (Cy.181).

(2) OJ Rhif L24, 29.1.2004, t.65.

(3) OJ Rhif L114, 21.4.2004, t.15.

Amendments to the Sweeteners in Food Regulations 1995

2. The Sweeteners in Food Regulations 1995(**1**) are amended in so far as they apply in relation to Wales in accordance with regulations 3 to 7.

3.-(1) In regulation 2 (interpretation) paragraph (1) -

(a) in the definition of "Directive 94/35/EC" after the words "Directive 96/83/EC of the European Parliament and Council" insert -

"and by Directive 2003/115/EC(**2**)";

(b) in the definition of "Directive 95/31/EC" after the words "Directive 2001/52/EC" insert -

"and by Directive 2004/46/EC(**3**)"; and

(c) for the definition of "permitted sweetener" substitute the following definition -

""permitted sweetener" means any sweetener specified in Column 2 of Schedule 1 which satisfies the specific purity criteria for that sweetener specified in the Annex to Directive 95/31/EC;".

(2) In regulation 2 paragraph (3) -

(a) in sub-paragraph (c)(i) the words -

"and salt of aspartame-acesulfame"

are omitted; and

(b) in sub-paragraph (c)(ii) after the words "as the case may be" where those words first appear in that sub-paragraph, insert the following words -

"the maximum amount of free imide contained in the".

4. In regulation 3 (sale and use of sweeteners) -

(a) in paragraph (3) add at the end the words "as read with the notes to that Schedule"; and

(b) paragraph (5) is omitted.

5. In regulation 4 (sale of table-top sweeteners) in paragraph (b)(iii), after the words "where it contains aspartame" insert the following words -

"or salt of aspartame-acesulfame".

6. In regulation 11 (transitional provision and exemption) after paragraph (1A) insert the following paragraph -

(1) S.I. 1995/3123, amended by S.I. 1996/1477, S.I. 1997/814, S.I. 1999/982, S.I. 2001/2679 (W.220), S.I. 2002/330 (W.43) and S.I. 2003/1713 (W.181).

(2) OJ No. L24, 29.1.2004, p.65.

(3) OJ No. L114, 21.4.2004, p.15.

"(1B) In any proceedings for an offence under these Regulations which allege a contravention of regulations 3, 4 or 5 it is a defence to prove that -

(a) the act was committed before 29th January 2006;

(b) the act was that of -

(i) selling a sweetener or food,

(ii) using a sweetener in or on food,

which in either case was placed on the market before 29th July 2005; and

(c) the matter constituting the offence would not have constituted an offence under these Regulations if the amendments made by regulations 3(1)(c) or (2), or 4 to 7 of the Sweeteners in Food (Amendment) (Wales) Regulations 2005 had not been made when the act was committed.".

7. Yn Atodlen 1 (melysyddion a ganiateir a'r bwydydd y caniateir eu defnyddio ynddynt neu arnynt) -

(a) yn y cofnodion yng Ngholofn 3 ynghylch "E951 Asbartame" ar ôl y geiriau ""snacks": certain flavours of ready to eat, prepacked, dry, savoury starch products and coated nuts" mewnosoder y cofnod canlynol -

"Essoblaten"

ac yn y lle cyfatebol yng ngholofn 4 mewnosoder y cofnod canlynol -

"1000mg/kg";

(b) yn y cofnodion yngylch "E952 Cyclamic Acid and its Na and Ca salts"-

(i) yn y cofnod o dan y pennawd "non-alcoholic drinks" ynghylch "Water-based flavoured drinks, energy-reduced or with no added sugar" yn lle'r cofnod "400 mg/l" yng Ngholofn 4 rhodder y cofnod canlynol-

"250 mg/l",

(ii) yn y cofnod o dan y pennawd ynghylch "Milk and milk-derivative based or fruit juice-based energy-reduced or with no added sugar", yn lle'r cofnod "400 mg/l" yng Ngholofn 4 rhodder y cofnod canlynol -

"250 mg/l",

(iii) hepgorer y cofnodion a restrir yng Ngholofn 3 a 4 o dan y pennawd "Confectionery" , a

(iv) hepgorer y cofnod yng Ngholofnau 3 a 4 o dan y pennawd "Miscellaneous" ynghylch "Edible ices, energy-reduced or with no added sugar";

(c) ar ôl y cofnodion ynghylch "E954 Saccharin and its Na, K and Ca salts", mewnosoder y cofnodion canlynol -

"(1B) In any proceedings for an offence under these Regulations which allege a contravention of regulations 3, 4 or 5 it is a defence to prove that -

(a) the act was committed before 29th January 2006;

(b) the act was that of -

(i) selling a sweetener or food,

(ii) using a sweetener in or on food,

which in either case was placed on the market before 29th July 2005; and

(c) the matter constituting the offence would not have constituted an offence under these Regulations if the amendments made by regulations 3(1)(c) or (2), or 4 to 7 of the Sweeteners in Food (Amendment) (Wales) Regulations 2005 had not been made when the act was committed.".

7. In Schedule 1 (permitted sweeteners and the foods in or on which they may be used) -

(a) in the entries in Column 3 relating to "E951 Aspartame" after the words ""snacks": certain flavours of ready to eat, prepacked, dry, savoury starch products and coated nuts" insert the following entry -

"Essoblaten"

and in the corresponding place in Column 4 insert the following entry -

"1000mg/kg";

(b) in the entries relating to "E952 Cyclamic Acid and its Na and Ca salts"-

(i) in the entry under the heading "non-alcoholic drinks" relating to "Water-based flavoured drinks, energy-reduced or with no added sugar", for the entry "400 mg/l" in Column 4 substitute the following entry -

"250 mg/l",

(ii) in the entry under the heading relating to "Milk and milk-derivative based or fruit juice-based energy-reduced or with no added sugar", for the entry "400 mg/l" in Column 4 substitute the following entry -

"250 mg/l",

(iii) the entries listed in Columns 3 and 4 under the heading "Confectionery" are omitted, and

(iv) the entry in Columns 3 and 4 under the heading "Miscellaneous" relating to "Edible ices, energy-reduced or with no added sugar" is omitted;

(c) after the entries relating to "E954 Saccharin and its Na, K and Ca salts", the following entries are inserted -

"E955	Sucralose	**Non-alcoholic drinks**	
		- Water-based flavoured drinks, energy-reduced or with no added sugar	300 mg/l
		- Milk and milk-derivative-based or fruit-juice-based drinks, energy-reduced or with no added sugar	300 mg/l
		Desserts and similar products	
		- Water-based flavoured desserts, energy-reduced or with no added sugar	400 mg/kg
		- Milk and milk-derivative-based preparations, energy-reduced or with no added sugar	400 mg/kg
		- Fruit and vegetable-based desserts, energy-reduced or with no added sugar	400 mg/kg
		- Egg-based desserts, energy-reduced or with no added sugar	400 mg/kg
		- Cereal-based desserts, energy-reduced or with no added sugar	400 mg/kg
		- Breakfast cereals with a fibre content of more than 15% and containing at least 20% bran, energy-reduced or with no added sugar	400 mg/kg
		- Fat-based desserts, energy-reduced or with no added sugar	400 mg/kg
		Confectionery	
		- Confectionery with no added sugar	1000 mg/kg
		- Cocoa or dried-fruit based confectionery, energy-reduced or with no added sugar	800 mg/kg
		- Starch-based confectionery, energy-reduced or with no added sugar	1000 mg/kg
		- Cornets and wafers, for ice cream, with no added sugar	800 mg/kg
		- Breath freshening micro-sweets with no added sugar	2400 mg/kg
		- Strongly flavoured freshening throat pastilles with no added sugar	1000 mg/kg
		- Chewing gum with no added sugar	3000 mg/kg
		- Energy-reduced tablet form confectionery	200 mg/kg
		Miscellaneous	
		- "Snacks": certain flavours of ready to eat, pre-packed, dry, savoury starch products and coated nuts	200 mg/kg
		- Essoblaten	800 mg/kg
		- Cocoa, milk, dried fruit or fat-based sandwich spreads, energy-reduced or with no added sugar	400 mg/kg
		- Cider and Perry	50 mg/l
		- Drinks consisting of a mixture of non-alcoholic drink and beer, cider, perry, spirits or wine	250 mg/l

		-	Spirit drinks containing less than 15% alcohol by volume	250 mg/l
		-	Alcohol-free beer or with an alcohol content not exceeding 1.2% vol	250 mg/l
		-	Biere de table/Tafelbier/Table beer (original wort content less than 6% except for 'Obergariges Einfachbier'	250 mg/l
		-	Beers with a minimum acidity of 30 milli-equivalents expressed as NaOH	250 mg/l
		-	Brown beer of the 'oud bruin' type	250 mg/l
		-	Energy-reduced beer	10 mg/l
		-	Edible ices, energy-reduced or with no added sugar	320 mg/kg
		-	Canned or bottled fruit, energy-reduced or with no added sugar	400 mg/kg
		-	Energy-reduced jams, jellies and marmalades	400 mg/kg
		-	Energy-reduced fruit and vegetable preparations	400 mg/kg
		-	Sweet-sour preserves of fruit and vegetables	180mg/kg
		-	Feinkostsalat	140 mg/kg
		-	Sweet-sour preserves and semi-preserves of fish and marinades of fish, crustaceans and molluscs	120 mg/kg
		-	Energy-reduced soups	45 mg/l
		-	Sauces	450 mg/kg
		-	Mustard	140 mg/kg
		-	Fine bakery products for special nutritional uses	700 mg/kg
		-	Foods intended for use in energy-restricted diets for weight reduction as referred to in Directive 1996/8/EC	320 mg/kg
		-	Dietary foods for special medical purposes as defined in Directive 1999/21/EC	400 mg/kg
		-	Food supplements as defined in Directive 2002/46/EC supplied in a liquid form	240 mg/l
		-	Food supplements as defined in Directive 2002/46/EC supplied in a solid form	800 mg/kg
		-	Food supplements as defined in Directive 2002/46/EC based on vitamins and/or mineral elements and supplied in a syrup-type or chewable form	2400 mg/kg"

(ch) ar ôl y cofnodion ynghylch "E959 Neohesperidine DC", mewnosoder y cofnodion canlynol -

(d) after the entries relating to E959 Neohesperidine DC, the following entries are inserted -

"E962	Salt of aspartame-acesulfame	**Non-alcoholic drinks**	
		- Water-based flavoured drinks, energy-reduced or with no added sugar	350 mg/l[(a)]
		- Milk and milk-derivative-based or fruit-juice based drinks, energy-reduced or with no added sugar	350 mg/l[(a)]
		Desserts and similar products	
		- Water-based flavoured desserts, energy-reduced or with no added sugar	350 mg/kg[(a)]
		- Milk and milk-derivative-based preparations, energy-reduced or with no added sugar	350 mg/kg[(a)]
		- Fruit and vegetable-based desserts, energy-reduced or with no added sugar	350 mg/kg[(a)]
		- Egg-based desserts, energy-reduced or with no added sugar	350 mg/kg[(a)]
		- Cereal-based desserts, energy-reduced or with no added sugar	350 mg/kg[(a)]
		- Breakfast cereals with a fibre content of more than 15% and containing at least 20% bran, energy-reduced or with no added sugar	1000 mg/kg[(b)]
		- Fat-based desserts, energy-reduced or with no added sugar	350 mg/kg[(a)]
		Confectionery	
		- Confectionery with no added sugar	500 mg/kg[(a)]
		- Cocoa or dried-fruit-based confectionery, energy-reduced or with no added sugar	500 mg/kg[(a)]
		- Starch-based confectionery, energy-reduced or with no added sugar	1000 mg/kg[(a)]
		- Breath freshening micro-sweeets with no added sugar	2500 mg/kg[(a)]
		- Chewing gum with no added sugar	2000 mg/kg[(a)]
		Miscellaneous	
		"Snacks": certain flavours of ready to eat, prepacked, dry, savoury starch products and coated nuts	500 mg/kg[(b)]
		- Essoblaten	1000 mg/kg[(b)]
		- Cocoa, milk, dried-fruit or fat-based sandwich spreads, energy-reduced or with no added sugar	1000 mg/kg[(b)]
		- Cider and perry	350 mg/l[(a)]
		- Drinks consisting of a mixture of a non-alcoholic drink and beer, cider, perry, spirits or wine	350 mg/l[(a)]
		- Spirit drinks containing less than 15% alcohol by volume	350 mg/l[(a)]

		-	Alcohol-free beer or with an alcohol content not exceeding 1.2% vol	350 mg/l[(a)]
		-	'Biere de table/Tafelbier/Table beer' (original wort content less than 6%) except for 'Obergariges Einfachbier'	350 mg/l[(a)]
		-	Beers with a minimum acidity of 30 milli-equivalents expressed as NaOH	350 mg/l[(a)]
		-	Brown beers of the 'oud bruin' type	350 mg/l[(a)]
		-	Energy-reduced beer`	25 mg/l[(b)]
		-	Edible ices, energy-reduced or with no added sugar	800 mg/kg[(b)]
		-	Canned or bottled fruit, energy-reduced or with no added sugar	350 mg/kg[(a)]
		-	Energy-reduced jams, jellies and marmalades	1000 mg/kg[(b)]
		-	Energy-reduced fruit and vegetable preparations	350 mg/kg[(a)]
		-	Sweet-sour preserves of fruit and vegetables	200 mg/kg[(a)]
		-	Feinkostsalat	350 mg/kg[(b)]
		-	Sweet-sour preserves and semi-preserves of fish and marinades of fish, crustaceans and molluscs	200 mg/kg[(a)]
		-	Energy-reduced soups	110 mg/l[(b)]
		-	Sauces	350 mg/kg[(b)]
		-	Mustard	350 mg/kg[(b)]
		-	Fine bakery products for special nutritional uses	1000 mg/kg[(a)]
		-	Foods intended for use in energy-restricted diets for weight reduction as referred to in Directive 1996/8/EC	450 mg/kg[(a)]
		-	Dietary foods for special medical purposes as defined in Directive 1999/21/EC	450 mg/kg[(a)]
		-	Food supplements as defined in Directive 2002/46/EC supplied in a liquid form	350 mg/l[(a)]
		-	Food supplements as defined in Directive 2002/46/EC supplied in a solid form	500 mg/kg[(a)]
		-	Food supplements as defined in Directive 2002/46/EC based on vitamins and/or mineral elements and supplied in a syrup-type or chewable form	2000 mg/kg[(a)]"

(d) hepgorer y cofnodion ynghylch "Sucralose" a restrir ar ddiwedd y Tabl yng Ngholofnau 2 i 4;

(dd) yn lle'r geiriau "Complete formulae for weight control intended to replace total daily food intake or an individual meal", ym mha le bynnag y digwyddant, rhodder y geiriau canlynol -

"Foods intended for use in energy-restricted diets for weight reduction as referred to in Directive 96/8/EC"(**1**);

(e) yn lle'r geiriau "Complete formulae and nutritional supplements for use under medical supervision", ym mha le bynnag y digwyddant, rhodder y geiriau canlynol -

"Dietary foods for special medical purposes as defined in Directive 1999/21/EC"(**2**);

(f) yn lle'r geiriau "Liquid food supplements/dietary integrators", ym mha le bynnag y digwyddant, rhodder y geiriau canlynol -

"Food supplements as defined in Directive 2002/46/EC supplied in a liquid form"(**3**);

(ff) yn lle'r geiriau "Solid food supplements/dietary integrators", ym mha le bynnag y digwyddant, rhodder y geiriau canlynol -

"Food supplements as defined in Directive 2002/46/EC supplied in a solid form";

(g) yn lle'r geiriau "Food supplements/diet integrators based on vitamins and/or mineral elements, syrup-type or chewable", ym mha le bynnag y digwyddant, rhodder y geiriau canlynol -

"Food supplements as defined in Directive 2002/46/EC based on vitamins and/or mineral elements and supplied in a syrup-type or chewable form"; ac

(ng) ar ôl nodiadau 1 a 2 ychwaneger y nodiadau canlynol -

"3. The maximum usable doses in Column 4 relating to salt of aspartame-acesulfame are derived from the maximum usable doses for its constituent parts, aspartame (E951) and acesulfame-K (E950). The maximum usable doses for both aspartame (E951) and acesulfame-K (E950) are not to be exceeded by use of the salt of aspartame-acesulfame, either alone or in combination with E950 or E951.

4. The maximum usable doses in Column 4 relating to E962 salt of aspartame-acesulfame are expressed either as[(a)] acesulfame-K equivalents or[(b)] aspartame equivalents.".

(1) OJ Rhif L55, 6.3.1966, t.22.

(2) OJ Rhif L91, 7.4.1999, t.29.

(3) OJ Rhif L183, 12.7.2002, t.51.

(e) the entries relating to Sucralose listed at the end of the Table in Columns 2 to 4 are omitted;

(f) for the words "Complete formulae for weight control intended to replace total daily food intake or an individual meal", wherever they occur, substitute the following words -

"Foods intended for use in energy-restricted diets for weight reduction as referred to in Directive 96/8/EC"(**1**);

(g) for the words "Complete formulae and nutritional supplements for use under medical supervision", wherever they occur, substitute the following words -

"Dietary foods for special medical purposes as defined in Directive 1999/21/EC"(**2**);

(h) for the words "Liquid food supplements/dietary integrators", wherever they occur, substitute the following words -

"Food supplements as defined in Directive 2002/46/EC supplied in a liquid form"(**3**);

(i) for the words "Solid food supplements/dietary integrators", wherever they occur, there are substituted the following words -

"Food supplements as defined in Directive 2002/46/EC supplied in a solid form";

(j) for the words "Food supplements/diet integrators based on vitamins and/or mineral elements, syrup-type or chewable", wherever they occur, substitute the following words -

"Food supplements as defined in Directive 2002/46/EC based on vitamins and/or mineral elements and supplied in a syrup-type or chewable form"; and

(k) after notes 1 and 2 add the following notes -

"3. The maximum usable doses in Column 4 relating to salt of aspartame-acesulfame are derived from the maximum usable doses for its constituent parts, aspartame (E951) and acesulfame-K (E950). The maximum usable doses for both aspartame (E951) and acesulfame-K (E950) are not to be exceeded by use of the salt of aspartame-acesulfame, either alone or in combination with E950 or E951.

4. The maximum usable doses in Column 4 relating to E962 salt of aspartame-acesulfame are expressed either as[(a)] acesulfame-K equivalents or[(b)] aspartame equivalents.".

(1) OJ No. L55, 6.3.1966, p.22.

(2) OJ No. L91, 7.4.1999, p.29.

(3) OJ No. L183, 12.7.2002, p.51.

Llofnodwyd ar ran y Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(**1**)

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(**1**)

12 Ebrill 2005

12 April 2005

D. Elis-Thomas

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

(1) 1998 p.38.

(1) 1998 c.38.

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Rheoliadau Melysyddion mewn Bwyd (Diwygio) (Cymru) 2005

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The Sweeteners in Food (Amendment) (Wales) Regulations 2005

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