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WELSH STATUTORY INSTRUMENTS

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**2008 No. 1237 (W.124)**

**FOOD, WALES**

**The Plastic Materials and Articles in Contact  
with Food (Wales) Regulations 2008**

<i>Made</i> - - - -	<i>30 April 2008</i>
<i>Laid before the National Assembly for Wales</i> - -	<i>30 April 2008</i>
<i>Coming into force</i>	
<i>for the purpose of regulation 29(c)</i>	<i>1 July 2008</i>
<i>for all other purposes</i>	<i>1 May 2008</i>

The Welsh Ministers make the following Regulations in exercise of the powers conferred by sections 16(2), 17(1) and (2), 26(1)(a), (2)(a) and (3), 31 and 48(1) of the Food Safety Act 1990<sup>(1)</sup>, and now vested in them<sup>(2)</sup>, as read with paragraph 1A of Schedule 2 to the European Communities Act 1972<sup>(3)</sup>.

These Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972 and it appears to the Welsh Ministers that it is expedient for references to the Annexes to the Community instrument specified in regulation 2(5) to be construed as references to those Annexes as amended from time to time.

In accordance with section 48(4A) of the Food Safety Act 1990 they have had regard to relevant advice given by the Food Standards Agency.

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<sup>(4)</sup>, there has been open and transparent public consultation during the preparation and evaluation of these Regulations.

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- (1) 1990 c. 16, section 1(1) and (2) (definition of “food”) was substituted by S.I. 2004/2990. Sections 17 and 48 were amended by paragraphs 12 and 21 respectively of Schedule 5 to the Food Standards Act 1999 (1999 c. 28), “the 1999 Act”. Section 48 was also amended by S.I. 2004/2990. Section 26(3) was amended by Schedule 6 to the 1999 Act. Section 53(2) was amended by paragraph 19 of Schedule 16 to the Deregulation and Contracting Out Act 1994 (1994 c. 40), Schedule 6 to the 1999 Act and S.I. 2004/2990.
- (2) Functions of the Secretary of State 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) as read with section 40(3) of the 1999 Act, and thereafter transferred to the Welsh Ministers by section 162 and Schedule 11 of paragraph 30 of the Government of Wales Act 2006 (2006 c. 32).
- (3) 1972 c. 68. Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 (2006, c. 51).
- (4) OJ No. L31, 1.2.2002, p.1. That Regulation was last amended by Commission Regulation (EC) No. 575/2006 (OJ No. L100, 8.4.2006, p.3).

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

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