
WELSH STATUTORY INSTRUMENTS

2014 No. 2303 (W. 227)

FOOD, WALES

The Food Information (Wales) Regulations 2014

Made - - - - 28 August 2014
Laid before National Assembly
for Wales - - - - 29 August 2014
Coming into force in accordance with regulation 1(3)
to (6)

The following Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972⁽¹⁾ and it appears to the Welsh Ministers that it is expedient for references to Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations [\(EC\) No 1924/2006](#) and [\(EC\) No 1925/2006](#) of the European Parliament and of the Council, and repealing Commission Directive [87/250/EEC](#), Council Directive [90/496/EEC](#), Commission Directive [1999/10/EC](#), Directive [2000/13/EC](#) of the European Parliament and of the Council, Commission Directives [2002/67/EC](#) and [2008/5/EC](#) and [Commission Regulation \(EC\) No 608/2004](#)⁽²⁾ in particular provisions of these Regulations to be construed as references to that Regulation as amended from time to time.

The Welsh Ministers are designated for the purposes of section 2(2) of the European Communities Act 1972—

- (a) in relation to measures relating to food (including drink)⁽³⁾;
- (b) in relation to the common agricultural policy⁽⁴⁾.

So far as the following Regulations are made in exercise of powers under the Food Safety Act 1990⁽⁵⁾, the Welsh Ministers have had regard to relevant advice given by the Food Standards Agency in accordance with section 48(4A)⁽⁶⁾ of that Act.

There has been consultation 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⁽⁷⁾, during the preparation and evaluation of the following Regulations.

The Welsh Ministers make the following Regulations in exercise of the powers conferred by—

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- (1) [1972 c. 68](#); section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act [2006 \(c. 51\)](#) and Part 1 of the Schedule to the European Union (Amendment) Act [2008 \(c. 7\)](#).
 - (2) OJ No L 304, 22.11.2011, p 18, last amended by Commission Delegated Regulation (EU) No 78/2014 (OJ No L 27, 30.1.2014, p 7).
 - (3) [S.I. 2005/1971](#), functions of the National Assembly for Wales were transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 ([2006 c. 32](#)).
 - (4) [S.I. 2010/2690](#).
 - (5) [1990 c. 16](#).
 - (6) Section 48(4A) was inserted by paragraph 21 of Schedule 5 to the Food Standards Act [1999 \(c. 28\)](#).
 - (7) OJ No L 31, 1.2.2002, p 1, last amended by [Commission Regulation \(EC\) No 596/2009](#) (OJ No L 188, 18.7.2009, p 14).

- (a) so far as relating to regulation [2\(3\)](#) and Schedule 1, paragraph 1A of Schedule 2 to the European Communities Act 1972⁽⁸⁾;
- (b) so far as relating to regulations [13](#) and [14](#) and Schedules 6 and 7—
 - (i) section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972;
 - (ii) sections 6(4), 16(1), 17, 18, 26, 45 and 48(1) of, and paragraphs 1 and 4(b) of Schedule 1 to, the Food Safety Act 1990⁽⁹⁾ and now vested in the Welsh Ministers⁽¹⁰⁾; and
 - (iii) sections 4(1), (2), (3), (4) and (8) and 10 of the Healthy Eating in Schools (Wales) Measure 2009⁽¹¹⁾; and
- (c) so far as relating to the remaining regulations and Schedules, sections 6(4), 16(1)(e), 17(1) and (2), 26(3) and 48(1) of the Food Safety Act 1990 and now vested in the Welsh Ministers.

(8) [1972 c.68](#) Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 and amended by Part 1 of the Schedule to the European Union (Amendment) Act 2008 and [S.I. 2007/1388](#).

(9) [1990 c.16](#) Section 6(4) was amended by paragraph 6 of Schedule 9 to the Deregulation and Contracting Out Act 1994 ([c. 40](#)) and paragraph 10(1) and (3) of Schedule 5 to the Food Standards Act 1999 (“the 1999 Act”) and partially repealed by Schedule 6 to the 1999 Act and [S.I. 2002/794](#). Section 16(1) was amended by paragraph 8 of Schedule 5 to the 1999 Act. Section 17 was amended by paragraphs 8 and 12 of Schedule 5 to the 1999 Act and [S.I. 2011/1043](#). Section 18 was amended by paragraphs 8 and 13 of Schedule 5 to the 1999 Act. Section 26 was partially repealed by Schedule 6 to the 1999 Act. Section 45 was amended by paragraphs 8 and 20 of Schedule 5 to the 1999 Act. Section 48(1) was amended by paragraph 8 of Schedule 5 to the 1999 Act.

(10) Functions formerly exercisable by “the Ministers” so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales by [S.I. 1999/672](#) as read with section 40(3) of the 1999 Act, and subsequently transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 ([c. 32](#)).

(11) [2009 nawm 3](#).