
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations provide for the execution and enforcement of Commission Implementing Regulation (EU) No 828/2014 of 30 July 2014 on the requirements for the provision of information to consumers on the absence or reduced presence of gluten in food (OJ No L 228, 31.7.2014, p 5) (“Regulation 828/2014”).

These Regulations amend the Food Information (Wales) Regulations 2014 (S.I. 2014/2303 (W. 227)) (“FIR”) by—

- (a) inserting a definition of Regulation 828/2014 and providing that any reference in FIR to Regulation 828/2014 is to be construed as a reference to that Regulation as it may be amended from time to time (*regulation 2(2), 2(5)*);
- (b) providing that food authorities may, on and from 20 July 2016, issue improvement notices, or prosecute immediately, for failures to comply with Articles 3(1) and 4 of Regulation 828/2014 (*regulation 2(3), 2(4)(a), 2(6)(a), 2(7)*);
- (c) giving authorised officers of a food authority or a port health authority power to enter property to ascertain whether there is, or has been, any contravention of Articles 3(1) and 4 of Regulation 828/2014 (*regulation 2(4)(b), 2(6)(b)*).

These Regulations also revoke the Foodstuffs Suitable for People Intolerant to Gluten (Wales) Regulations 2010 (S.I. 2010/2651 (W. 219)) (*regulation 3*).

The Welsh Ministers’ Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations.