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WELSH STATUTORY INSTRUMENTS

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**2022 No. 112 (W. 40)**

**EXITING THE EUROPEAN UNION, WALES  
FOOD, WALES**

**The Food (Withdrawal of Recognition)  
(Miscellaneous Amendments and Transitional  
Provisions) (Wales) (EU Exit) Regulations 2022**

<i>Made</i>	- - - -	<i>7 February 2022</i>
<i>Laid before Senedd Cymru</i>		<i>9 February 2022</i>
<i>Coming into force</i>	- -	<i>3 March 2022</i>

The Welsh Ministers make these Regulations in exercise of the powers conferred by sections 16(1) (a) and (e), 26(1) and 48(1) of the Food Safety Act 1990(1) and now vested in them(2).

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(3).

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

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- (1) 1990 c. 16; section 16(1) was amended by paragraph 8 of Schedule 5 to the Food Standards Act 1999 (c. 28) (“the 1999 Act”). Section 26(3) was partially repealed by Schedule 6 to the 1999 Act. Section 48(1) was amended by paragraph 8 of Schedule 5 to the 1999 Act.
- (2) Those functions, formerly exercisable by “the Ministers”, were conferred on the Secretary of State pursuant to paragraph 8 of Schedule 5 to the 1999 Act. Those functions, 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. Those functions are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).
- (3) EUR 2002/178, to which there are amendments not relevant to these Regulations.
- (4) Section 48(4A) was inserted by paragraph 21 of Schedule 5 to the Food Standards Act 1999 (c. 28). Those functions conferred on the Secretary of State, 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. Those functions are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).