

To: Interested parties

30 June 2009

Reference: WAL-15/1644

Dear Colleagues,

Consultation on a new Statutory Instrument (SI) to amend The Purity Criteria for Colours, Sweeteners and Miscellaneous Food Additives (Wales) Regulations 2009, to correct an error in the drafting of these Regulations

I am writing to inform you that since the publication of The Purity Criteria for Colours, Sweeteners and Miscellaneous Food Additives (Wales) Regulations 2009 an error in the Welsh text of the SI has come to light.

Background

The Purity Criteria for Colours, Sweeteners and Miscellaneous Food Additives (Wales) Regulations 2009 provide for the implementation of three Commission Directives:

- Commission Directive 2008/128/EC laying down specific purity criteria concerning colours for use in foodstuffs;
- Commission Directive 2008/60/EC laying down specific purity criteria concerning sweeteners for use in foodstuffs; and,
- Commission Directive 2008/84/EC laying down specific purity criteria for food additives other than colours and sweeteners.

An error in the Welsh text of The Purity Criteria for Colours, Sweeteners and Miscellaneous Food Additives (Wales) Regulations 2009 has been identified by the Subordinate Legislation Committee of the National Assembly for Wales. In the Welsh text, Regulation 3(2)(a) refers to omitting the definition of "Directive 95/45/EC" in the Sweeteners in Food Regulations 1995; this is incorrect and should refer to the omitting of "Directive 95/31/EC" as per the English text at Regulation 3(2)(a). The purpose of the proposed Purity Criteria for Colours, Sweeteners and Miscellaneous Food Additives (Wales) (Amendment) Regulations 2009 is to correct this error in the Welsh text.

A copy of the draft Regulations are attached at Annex A for information and comment. In this instance, parallel legislation is not required in England, Scotland and Northern Ireland.

As no changes of substance have been made to any of the existing purity criteria, no financial or other impact on industry is foreseen, and we therefore have not drawn up an Impact Assessment to accompany the draft Regulations. For this reason we have also reduced the usual 3 month



consultation period to 4 weeks. If you do have any comments on any aspect of the new legislation, I would be grateful to receive them by **28 July 2009**.

Yours sincerely

A handwritten signature in cursive script that reads "Sarah Meredith".

Sarah Meredith
Dietary Health and Consumer Choice
Food Standards Agency Wales