

Consultation on proposed changes to Welsh law in relation to EU Directives on animal feed, food contact materials and extraction solvents

Status: Closed

Date launched: 4 August 2022

Closing date: 1 September 2022

Summary of responses

[Summary of stakeholder responses to consultation on proposed changes to Welsh law in relation to EU Directives on animal feed, food contact materials and extraction solvents.](#)

This consultation was of most interest to:

- Food, food packaging and feed manufacturers, importers/exports and retailers
- Trade bodies representing stakeholders for animal feed, food contact materials and extraction solvents
- Organisations representing consumer interests in the feed and food-chains
- Enforcement authorities

A full list of interested parties is available in Annex A of the consultation document.

Consultation subject

This consultation was to seek stakeholders' views, comments, and feedback on the proposals to correct deficiencies in national (Wales only) legislation relating to animal feed, food contact materials and extraction solvents, separately, to ensure the legislation operates effectively following the UK's exit from the European Union (EU).

Currently, the relevant national legislation for animal feed, food contact materials and extraction solvents contain inoperabilities that need to be resolved following the UK's exit from the EU. In particular, the legislation cross-refers to annexes and specific articles of their associated EU Directives. These inoperabilities need to be addressed using European Union (Withdrawal) Act 2018 (EUWA) powers. The EUWA provides that, on exit from the EU, certain directly applicable EU legislation is converted into UK law. The EUWA also provides Welsh Ministers with powers to make corrections to retained EU law so that it operates effectively as UK law. Necessary corrections have been made by way of a number of statutory instruments across Welsh Government.

These powers will no longer be available after 31 December 2022 and the revised national legislation must be established before the powers expire. Additionally, in order to ensure clean and operable legislation, references to EU Directives and associated annexes should be removed from national legislation covering animal feed, food contact materials and extraction solvents respectively.

The exercise of these powers in relation to Wales will be subject to Parliamentary scrutiny in Senedd Cymru, and any future legislation will be laid before the Senedd for its due consideration.

This consultation covers changes to the Statutory Instruments in Wales only. Similar changes are being made to English and Scottish national legislation.

Purpose of the consultation

This consultation seeks stakeholders' views, comments, and feedback in relation to the proposals to incorporate provisions contained in, or prescribed by reference to, EU Directives into domestic law on animal feed, food contact materials and extraction solvents. We ask stakeholders to consider if any relevant requirements have been missed, or if they are content with the proposed changes.

Engagement and consultation process

A four-week public consultation was launched to provide interested parties with an opportunity to comment on the policy proposals for the incorporation of requirements in EU Directives into national law on animal feed, food contact materials and extraction solvents.

This consultation period is short in comparison to the minimum length of twelve weeks. This shorter consultation is due to the need for the FSA to conclude the process with sufficient time to allow for the use of European Union (Withdrawal) Act 2018 ('EUWA') powers, which expire at the end of 2022.

Any responses to this consultation will be given careful consideration and a summary of responses received will be published on the FSA website within three months of the consultation closing.

Consultation pack

Wales

PDF

[View Animal Feed, Food Contact Materials and Extraction Solvents Directives Consultation – Wales as PDF\(Open in a new window\)](#) (239.74 KB)

How to respond

Responses to this consultation should be sent to:

Food Policy Wales: Food.Policy.Wales@food.gov.uk

Publication of response summary

Within three months of a consultation ending we aim to publish a summary of responses received and provide a link to it from this page.

You can find information on how we handle data provided in response to consultations in our [Consultations privacy notice](#).

Further information

This consultation has been prepared in accordance with [HM Government Consultation Principles](#). If an Impact Assessment has been produced, this is included in the consultation documents. If no Impact Assessment has been provided, the reason will be given in the consultation document.