

Annex A: Summary of Changes to the Food Law Code of Practice

Reference	Current Code	Draft Code	Record of change to the Code
COP 1	Chapter 1	Chapter 1	Terminology amended, and references to 'retained EU law' removed and replaced with 'assimilated law'.
COP 2	Section 2.1	Section 2.1	Terminology amended.
COP 3	Section 2.2	Section 2.2	Provisions relating to having regard to the Code, and who the Code applies to removed, as duplicated guidance in chapter 1 of the draft Code. Provisions relating to datasets amended for clarity.
COP 4	Section 2.3	Section 2.3	Terminology amended. References to Framework Agreement and PG removed in line with proposal 8.
COP 5	Section 2.3.1	Section 2.3.1	Terminology amended. Provisions relating to documented procedures moved from section 2.4 of the current PG. References to Framework Agreement and other guidance removed in line with proposal 8.
COP 6	Section 2.3.2	Section 2.3.2	Terminology amended. Provisions relating to documented policies moved from section 2.5 of the current PG. References to Framework Agreement and other guidance removed in line with proposal 8.
COP 7	Section 2.3.3	Section 2.3.2	Terminology amended. Provisions relating to documented plans, programmes, and strategies moved from sections 2.6 and 2.7 of the current PG. References to Framework Agreement and other guidance removed in line with proposal 8.
COP 8	Section 2.4	N/A	Provisions relating to designation of CAs for food moved to section 2.5.2 of the draft PG.

COP 9	Section 2.5.1	Section 2.5 2.5.1	Terminology amended. Provisions relating to liaison arrangements split into two sections. References to Framework Agreement and other legislation removed in line with proposal 8.
COP 10	Section 2.5.2	Section 2.5.2	Terminology amended. Provisions relating to responding to referrals removed as covered by other provisions in this section.
COP 11	Section 2.5.3	Section 2.5.4	Terminology amended.
COP 12	Section 2.5.4	Section 2.5.4.1	Terminology amended. Provisions relating to regional and local liaison groups moved to section 2.5.5 of the draft PG.
COP 13	Section 2.5.5	Section 2.5.3	Terminology amended.
COP 14	Section 2.6.1 2.6.2 2.7	N/A	Provisions relating to Primary Authority, Home Authority and provision of discretionary services moved to sections 2.8, 2.8.1, 2.8.2 and 2.9 of the draft PG.
COP 15	Section 2.8	Section 2.6.1	Terminology amended. Reference to Framework Agreement removed in line with proposal 8.

COP 16	Section 2.9	Section 2.6	Terminology amended. Provision relating to providing officers with equipment necessary to enable them to carry out full range of controls moved from section 2.10 of the current PG.
COP 17	Section 2.10	Section 2.5.2.1	Terminology amended.
COP 18	Section 2.11.1	Section 2.6.2	Provisions relating to registration and approval requirements moved to section 2.6.2 of draft Code.
COP 19	Section 2.11.2 2.11.2.1	Section 2.6.3	Terminology amended. Provision relating to maintaining an up-to-date list of establishments moved to section 2.6.2 of the draft Code. Provision relating to data protection moved to section 2.6.1.1 of the draft PG
COP 20	Section 2.11.2.2	Section 2.6.4	Terminology amended. Provision relating to maintaining an up-to-date list of approved establishments moved to section 2.6.2 of the draft Code.
COP 21	Section 2.12.1	Section 2.7.1	Terminology amended. Provisions relating to supplying relevant approval information and considering all activities for which approval is required moved to section 2.3.1.1 of the draft Code.
COP 22	Section 2.12.2	Section 2.7.2	Terminology amended.
COP 23	Section 2.12.3	Section 2.7.3	Terminology amended. Reference to the Framework Agreement removed in line with proposal 8
COP 24	Section 2.12.4	Section 2.7.3	Provisions relating to refusal of approval moved to section 2.7.3 of the draft Code.

COP 25	Section 2.12.5	N/A	Provisions relating to change of activities and ownership removed as duplicated details in approval guidance.
COP 26	Section 2.12.6	Section 2.7.1	Provisions relating to establishments thought to be engaged in activities requiring approval moved to section 2.7.1 of the draft Code.
COP 27	Section 2.13	Section 2.6.3	Provisions relating to timescales for retaining records moved to section 2.6.3 of the draft Code. Provisions relating to where longer retention of documents moved to section 2.6.2 of the draft PG.
COP 28	Section 3.1	Section 3.1	Amended to reflect content of chapter, and Competency Framework transition period removed.
COP 29	Section 3.2 3.2.1 3.2.2 3.2.2.1	N/A	Provisions relating to delegation of official controls and other official activities moved to section 2.4.1 and 2.4.2 of the draft PG.
COP 30	Section 3.2.2.2	Section 2.4	Provisions relating to delegation of certain tasks of the CAs moved to section 2.4 of the draft Code.
COP 31	Section 3.3	N/A	Section heading removed.
COP 32	Section 3.3.1	Section 3.2	Terminology amended. Provision relating to engaging experts moved to section 3.2.2 of the draft Code.
COP 33	Section 3.3.2	Section 3.2.2	Terminology amended. Provisions relating to authorisation being in writing moved to section 3.3.1 of the draft Code. Provisions relating to officer competency moved to section 3.2.4 of the draft Code

COP 34	Section 3.3.3	N/A	Section heading removed
COP 35	Section 3.3.4	Section 3.2.1	Terminology amended. Provision relating to notifying FSA of lead officer details moved to section 3.2.1 of the draft PG.
COP 36	Section 3.3.5	N/A	Provisions relating to regulatory support officers removed due to proposal 3, which proposes to remove use of the term 'regulatory support officer'
COP 37	Section 3.4	Section 3.2.3	Section heading amended. Provisions relating to the activities that officers not holding a suitable qualification can, if competent, be authorised to undertake moved to this section, from section 3.3.5 of current Code, and amended to reflect proposal 3.
COP 38	Section 3.4.1	Section 3.2.3.1	Terminology amended. Provisions relating to qualifications with restrictions moved to section 3.2.3.4 of draft Code. Footnote removed. Degree in Environmental Health awarded by Dublin Institute of Technology (awarded from June 2012 onwards) and Degree in Environmental Health awarded by Technological University Dublin included in the list of suitable qualifications for food hygiene.
COP 39	N/A	Section 3.2.3.4	Provisions relating to qualifications with restrictions moved from section 3.4.1 of current Code.
COP 40	Section 3.4.2	Section 3.2.3.2	Terminology amended. Provisions relating to restricted qualifications moved to section 3.2.3.4 of draft Code. Footnote removed. Provisions relating to quality assurance systems removed, as covered by Competency Framework. The following included as a suitable qualification for food standards: <ul style="list-style-type: none"> • Trading Standards Professional apprenticeship, with the food standards module

			<ul style="list-style-type: none"> • Degree in Environmental Health awarded by Dublin Institute of Technology (awarded from June 2012 onwards) • Degree in Environmental Health awarded by Technological University Dublin
COP 41	Section 3.4.3	Section 3.2.3.3	Terminology amended. Footnote removed. Additional qualification added, the Trading Standards Professional apprenticeship, with the feed module.
COP 42	Section 3.4.4	Section 3.2.3.5	Terminology amended. Guidance on relevant professional awarding bodies moved to section 3.2.3.4 of the draft PG.
COP 43	N/A	Section 3.2.3.6	New section added relating to notification of new qualifications.
COP 44	Section 3.5	Section 3.4	Section heading amended
COP 45	N/A	Section 3.4.1	New section heading added.
COP 46	Section 3.5.1	Section 3.4.1.1	Terminology amended. Provisions relating to The Trade in Animals and Related Products Regulations moved to section 3.4.1 of the draft PG. Clarification added around officer competency.
COP 47	Section 3.5.2	Section 3.4.1.2	Terminology amended. Clarification added around officer competency.
COP 48	Section 3.5.3	Section 3.4.1.3	Terminology amended. Clarification added around officer competency. Provision relating to training programme moved to section 3.4.3 of the draft Code.
COP 49	Section 3.5.4	Section 3.4.1.4	Terminology amended.
COP 50	Section 3.6	Section 3.4.2	Terminology amended.
COP 51	Section 3.7	Section 3.2.4	Terminology and section heading amended. Provisions relating to competency assessment moved from section 3.3.2 of current Code and provisions relating to

			definition of competency is moved from section 3.4.1 of the current PG. Reference to Competency Framework moved to section 3.2.4 of draft PG.
COP 52	Section 3.8	N/A	Section heading removed.
COP 53	Section 3.8	Section 3.3	Terminology amended. Provisions relating to officers receiving appropriate training moved to section 3.2 of draft Code, while other provisions relating to records moved to section 3.2.2 of the draft Code. Amendments to provisions relating to CPD as detailed in proposal 5.
COP 54	Section 3.8.1	Section 3.4.3	Terminology amended. Provision relating to competency moved to section 3.3 of draft Code. Provisions relating to training programme moved from section 3.5.2 of the current PG.
COP 55	Section 4.1	Section 4.1	Terminology amended. Footnote removed.
COP 56	Section 4.2	Section 4.4	Terminology amended. Provisions relating to frequency of controls moved to section 4.2 of the draft Code, other provisions relating to performing official controls moved from section 4.2.2 of current Code. Some provisions relating to businesses being aware of purpose of official control moved from section 4.2.2 of the current PG.
COP 57	Section 4.2.1	Section 4.4	Provisions relating to prior notification incorporated into section 4.4 of draft Code
COP 58	Section 4.2.2	Section 4.4 4.6	Provisions relating to carrying out official controls moved to section 4.4 of the draft Code and terminology amended. Provision relating to recording sufficient information about findings moved to section 4.6 of the draft Code. Provisions relating to Primary Authority removed, as included in section 2.8.1 of the PG.
COP 59	Section 4.2.3	Section 4.6	Terminology and section heading amended. Provisions relating to records and what should be included in the records moved from section 4.3.4 of the current PG

COP 60	Section 4.2.4	Section 4.2.4	Terminology and section heading amended. Clarification of establishments not covered by this section added.
COP 61	Section N/A	Section 4.2.4.1	New section added.
COP 62	N/A	Section 4.2.4.2	New section added.
COP 63	N/A	Section 4.2.4.3	New section added.
COP 64	Section 4.3.	N/A	Section heading removed.
COP 65	Section 4.3.1	Section 4.2.5	Terminology amended. Provisions relating to information or intelligence suggesting the nature of a business's activities has changed moved from sections 4.3.2.1 and 4.3.2.2 of current Code. Provisions relating to using full range of scores and consideration of information supplied by others moved to section 4.2.6 of the draft Code.
COP 66	Section 4.3.2	Section 4.2.6	Provisions relating to consideration of information supplied by others moved from section 4.3.1. Provisions relating to revision of intervention ratings moved from sections 4.3.2.1 and 4.3.2.2 of current Code and amended to reflect the proposed flexibilities as to methods and techniques that can be used, detailed in proposal 2. Terminology amended.
COP 67	Section 4.3.3	N/A	Provisions relating to alternative enforcement strategy removed as a result of proposed policy changes to the approach to category E establishments – proposal 4.
COP 68	Section 4.4.1	Section 3.4.1	Terminology amended. Provisions relating to methods and techniques moved from sections 4.4.1.1, 4.4.1.2, 4.4.1.3 and 4.4.1.4 of current Code. Provisions relating to category E establishments amended to take into account proposal 4.

COP 69	Section 4.4.1.1 Section 4.4.1.2 Section 4.4.1.3 Section 4.4.1.4	Section 4.3.1	Provisions relating to methods and techniques of official control moved to section 4.3.1 of the draft Code
COP 70	Section 4.4.2	Section 4.3.2	Terminology amended. Provisions relating to methods and techniques of official controls moved from sections 4.4.2.1 and 4.4.2.2 of the current Code.
COP 71	Section 4.4.2.1 Section 4.4.2.2 Section 4.4.2.3	Section 4.3.2	Provisions relating to methods and techniques of official control moved to section 4.3.2 of the draft Code.
COP 72	Section 4.4.3	Section 4.2.3	Terminology amended. Examples of information and intelligence removed as duplicated details in primary production guidance.
COP 73	Section 4.5	Section 4.3.3	Provisions relating to sampling moved to section 4.3.3 of the draft PG.
COP 74	N/A	Section 4.3.3.1 Section 4.3.3.2 Section 4.3.3.3	Provisions related to sampling moved from section 4.6 and relevant sub-sections of the current PG.
COP 75	N/A	Section 4.4.1 Section 4.4.1.1 Section 4.4.1.2 Section 4.4.1.3	Provisions relating to official controls undertaken on ships and aircraft moved from section 4.7 and relevant sub-sections of the current PG.

COP 76	N/A	Section 4.5	Provisions relating to non-official controls moved from section 4.2.1 of the current PG.
COP 77	Section 4.6.1	N/A	Provisions relating to nominated officer for imported food moved to section 4.7.1.4 of the draft PG.
COP 78	Section 4.6.2	Section 4.4	Provisions relating to imported food controls forming part of official controls inland moved to section 4.4 of the draft Code.
COP 79	N/A	Section 4.7.1	Provisions relating to imported food procedures moved from section 4.5.7 of the current PG.
COP 80	Section 4.6.3.1	Section 4.7.2.1	Terminology amended. Provisions relating to consignments, records and facilities moved from section 4.5 of the current PG.
COP 81	Section 4.6.3.2	Section 4.7.2.2	Terminology amended. Provisions relating to risk based planned arrangements moved from section 4.5.9.2 of the current PG. Provisions relating to no permanent presence at a point of entry moved from section 4.6.5 of the current Code.
COP 82	Section 4.6.3.3	Section 4.7.2.3	Terminology amended.
COP 83	Section 4.6.4	Section 4.7.3	Terminology amended.
COP 84	Section 4.6.5	Section 4.7.2.2	Provisions relating to no permanent presence at point of entry moved to section 4.7.2.2 of draft Code. Provisions relating to who to contact, moved to section 4.7.2.1 of the draft PG.
COP 85	N/A	Section 4.7.4	Provisions relating to liaison/referrals moved from section 4.5.6 of the current PG. Terminology amended.
COP 86	Section 5.1	Section 5.1	No change.

COP 87	Section 5.2	Section 5.2	No Change.
COP 88	Section 5.2.1	Section 5.2.1	Terminology amended.
COP 89	Section 5.2.2	Section 5.2.2	Terminology amended.
COP 90	Section 5.3	Section 5.3	No Change.
COP 91	Section 5.3.1	Section 5.3.1	No Change.
COP 92	Section 5.3.2	Section 5.3.2	No Change.
COP 93	Section 5.3.3	Section 5.3.3	No Change.
COP 94	Section 5.3.3.1	Section 5.3.3.1	Terminology amended.
COP 95	N/A	Section 5.3.4	Provisions relating to root cause analysis moved from 5.2.5 of PG. Terminology amended.
COP 96	Section 5.3.4	Section 5.3.5	Terminology amended.
COP 97	Section 5.3.5	Section 5.3.6	Terminology amended.
COP 98	Section 5.3.6	Section 5.3.7	Terminology amended.
COP 99	Section 5.3.7	Section 5.3.8	Terminology amended.
COP 100	Section 5.4	Section 5.4	No change.
COP 101	Section 5.4.1	Section 5.4.1	Terminology amended.
COP 102	Section 5.4.2	Section 5.4.2	Terminology amended.
COP 103	Section 5.4.3	Section 5.4.3	Terminology amended.

COP 104	Section 5.4.4	Section 5.4.4	Terminology amended.
COP 105	Section 5.5	N/A	Section heading removed,
COP 106	Section 5.5.1	N/A	Provisions relating to the role of the National Food Crime Unit (NFCU) moved to section 5.4 of the draft PG.
COP 107	Section 5.5.2	N/A	Provisions relating to fraud and food crime removed as duplicated guidance on the FSA website in relation to the NFCU.
COP 108	Section 5.5.3	Section 5.7	Terminology amended.
COP 109	Section 5.6	Section 5.5	No change.
COP 110	Section 5.6.1	N/A	Provisions relating to notification of incidents regarding imported food removed as reference to the PG removed in line with proposal 8.
COP 111	Section 5.6.2	Section 5.5.1	Reference to the PG removed in line with proposal 8.
COP 112	Section 5.6.3	Section 5.5.2	Terminology amended. Provisions relating to communications with countries outside the UK moved from section 5.4.4 of current PG.
COP 113	Section 5.6.4	N/A	Provisions relating to disclosure of information to countries outside the UK removed as reference to the PG removed in line with proposal 8.
COP 114	Section 5.6.5	Section 5.5.3	No change.
COP 115	Section 5.7	Section 5.6	Terminology amended.
COP 116	Section 6.1	Section 6.1	Terminology amended.
COP 117	Section 6.2	Section 6.3.4	Provisions relating to enforcement action and consideration of enforcement policy moved to section 6.3.4 of draft Code. Provisions relating to Primary Authority Partnership, the Regulators' Code and the Code for Crown Prosecutors moved to

			section 6.3.3 of draft PG. Provision relating to considering nature of non-compliance and FBO past record moved to section 6.3.2 of the draft Code.
COP 118	N/A	Section 6.2	New section to provide information relating to powers of entry. Provisions relating to using powers within another Competent Authority area moved from section 6.6 of current Code. Terminology amended.
COP 119	Section 6.3	Section 6.3.4	Terminology amended. Examples of enforcement action moved to section 6.3.1 of draft PG. Provisions relating to a prioritising action moved to section 6.3.3 of the draft Code.
COP 120	Section 6.4	Section 6.3	Title amended.
COP 121	Section 6.4.1	Section 6.3.1	Terminology amended.
COP 122	Section 6.4.2	Section 6.3.2	Terminology amended. Provisions relating to Primary Authority and discussing advice with food business operators moved to section 6.3.3 of draft PG. Provision relating to resolution of non-compliances moved to section 6.3.4 of draft Code. Provisions relating to written notification of enforcement moved to section 6.3.5 of draft Code.
COP 123	N/A	Section 6.3.3	New section to provide information regarding prioritisation. Provisions relating to prioritising action moved from section 6.3 of current Code. Terminology amended.
COP 124	N/A	Section 6.3.4	New section to provide information regarding hierarchy of enforcement. Provisions relating to prioritising action moved from section 6.3 of current Code. Terminology amended.
COP 125	N/A	Section 6.3.5	New section to provide information regarding notification of enforcement action. Provisions relating to written notification moved from section 6.4.2 of current Code. Terminology amended.

COP 126	N/A	Section 6.4	New section to provide information regarding taking of formal action and service of notice. Provisions relating to considerations when taking enforcement action and use of correct notices moved from section 6.6.2 of current PG. Terminology amended.
COP 127	Section 6.5	Section 6.4.1	Title amended. Terminology amended. Provisions relating to resolution of non-compliance moved to section 6.3.4 of draft Code. Provisions relating to timing of action moved to section 6.4.1.1 of draft Code.
COP 128	Section 6.5.1	Section 6.4.1.1	Terminology amended. Provisions relating to timing of action moved from section 6.5 of current Code.
COP 129	Section 6.5.2.	Section 6.4.1.2	Title amended. Terminology amended.
COP 130	N/A	Section 6.4.1.3	New section to provide information regarding other interventions.
COP 131	N/A	Section 6.4.2	New section to provide information relating to checks on compliance with formal enforcement action. Provisions relating to checking remedial work moved from section 6.6.13 of current PG. Terminology amended.
COP 132	Section 7.1	Section 7.1	Terminology amended.
COP 133	N/A	Section 7.2	New section to provide information relating to registration of shellfish gatherers.
COP 134	Section 7.2	Section 7.4	Title amended. Terminology amended. Provision relating to membership of liaison group moved to the section 7.4 of draft PG.
COP 135	Section 7.3	Section 7.5	Title amended.
COP 136	Section 7.3.1	Section 7.5.1	Title amended. Terminology amended. Provisions relating to registration documents and the FBO requirement to keep copies of registration documents moved to section 7.5.1 of draft PG. Provisions relating to contacting other

			Competent Authorities moved to section 7.5.3 of draft Code and PG. Provisions relating to checking registration documents moved to section 7.5.3 of draft Code.
COP 137	Section 7.3.2	Section 7.5.2	Title amended. Terminology amended.
COP 138	Section 7.3.3	Section 7.5.3	Terminology amended. Provisions relating to checking registration documents and contacting other Competent authorities moved from section 7.3.1 of the current Code.
COP 139	Section 7.3.4	N/A	Provisions relating to approvals of purification centres removed as duplicated guidance available in other FSA approvals guidance
COP 140	Section 7.3.5	N/A	Provisions relating to sampling as part of the inspection removed as duplicated details in other FSA sampling and live bivalve mollusc guidance.
COP 141	Section 7.4	Section 7.3	Provisions relating to production and relaying areas moved to section 7.3.1 of the draft Code. Terminology amended
COP 142	Section 7.4.1	Section 7.3.1	Title amended. Terminology amended. Provisions relating to production and relaying areas moved from section 7.4 of current Code. Reference to sampling plan and sanitary survey added. Provisions relating to Pectinidae (scallops) and non - filter feeding gastropods harvested from outside classified production areas moved from section 7.1.3 of the current PG.
COP 143	Section 7.4.2	Section 7.8	Terminology amended.
COP 144	Section 7.5	Section 7.6	Title amended. Terminology amended. Provisions relating to liaising with the FSA and use of Closure Notices moved to section 7.6.1 of the draft Code. Provisions relating to notifying and display of closure notices moved to Section 7.6.1 of PG.
COP 145	N/A	Section 7.6.1	New section to provide information relating to liaison arrangements following non-compliant official control sampling. Provisions relating to liaising with the FSA and

			use of Closure Notices moved from section 7.5 of current Code. Terminology amended.
COP 146	N/A	Section 7.7	New section to provide information relating to live bivalve molluscs and other shellfish which fail to satisfy requirements moved. These provisions have been moved from section 7.1.14 of current PG. Terminology amended.
COP 147	Annex 1	Annex 1	Terminology amended. Additional paragraph included in parts 2 and 3 of food hygiene intervention rating scheme relating to allergen cross-contamination.