1982 No. 144

FOOD AND DRUGS

Materials and Articles in Contact with Food (Amendment) Regulations (Northern Ireland) 1982

Made	*10th May 1982*
Coming into operation . . .	*21st June 1982*

The Department of Health and Social Services, being a designated Department(**a**) for the purposes of section 2(2) of the European Communities Act 1972(**b**) in relation to materials and articles in contact with food or drink or intended for such contact, in exercise of the powers conferred on it by the said section 2(2) and of every other power enabling it in that behalf, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Materials and Articles in Contact with Food (Amendment) Regulations (Northern Ireland) 1982 and shall come into operation on 21st June 1982.

Interpretation

2.—(1) In these regulations "the principal regulations" means the Materials and Articles in Contact with Food Regulations (Northern Ireland) 1981(**c**).

(2) The Interpretation Act (Northern Ireland) 1954(**d**) shall apply to these regulations as it applies to a Measure of the Northern Ireland Assembly.

Amendment of the principal regulations

3. Regulation 4 of the principal regulations shall be amended by inserting after paragraph (2) the following paragraph:—

"(2A) Materials and articles to which this regulation applies and which are manufactured with vinyl chloride polymers or copolymers shall not contain vinyl chloride monomer in a quantity exceeding 1 milligram per kilogram of the material or article.".

4. Regulation 5(1) of the principal regulations shall be amended by substituting for sub-paragraph (*a*) the following sub-paragraph:—

"(*a*) unless the material or article is by its nature clearly intended to come into contact with food—

(i) the description "for food use", or

(ii) a specific indication of the particular use for which the material or article is intended, or

(iii) the symbol that appears in the Schedule,".

5. Regulation 6(1) of the principal regulations shall be amended by substituting for sub-paragraph (*a*) the following sub-paragraph:—

(**a**) Designated by S.I. 1976/2141
(**b**) 1972 c. 68
(**c**) S.R. 1981 No. 285
(**d**) 1954 c. 33 (N.I.)

"(*a*) (i) the description "for food use", or

(ii) a specific indication of the particular use for which the material or article is intended, or

(iii) the symbol that appears in the Schedule,".

6. Regulation 7 of the principal regulations shall be amended—

(*a*) by inserting at the end of paragraph (1) the words "and, if applicable, of regulation 4(2A)";

(*b*) by inserting after paragraph (1) the following paragraph:—

"(1A) A person shall not sell any material or article in relation to which the symbol that appears in the Schedule or any symbol substantially similar thereto is used, unless that material or article complies with the provisions of regulation 4(2) and, if applicable, of regulation 4(2A).";

(*c*) by inserting in paragraph (2) after the word "used" the words,"or in which the symbol that appears in the Schedule or any symbol substantially similar thereto is used";

(*d*) by inserting at the end of paragraph (2) the words "and, if applicable, of regulation 4(2A)".

7. The principal regulations shall be amended by inserting after regulation 13 the following regulation:—

"Method of analysis

13A. The method used in analysing any sample for the purpose of establishing the quantity of vinyl chloride monomer present in order to determine whether it complies with the provisions of regulation 4(2A) shall be the method specified in the Annex to Commission Directive No. 80/766/EEC(a) laying down the Community method of analysis for the official control of the vinyl chloride monomer level in materials and articles which are intended to come into contact with foodstuffs.".

8. The principal regulations shall be amended by inserting as the Schedule thereto the Schedule set out in the Schedule to these regulations.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 10th May 1982.

(L.S.) *S. W. McDowell*
Assistant Secretary

(a) O.J. No. L213, 16.8.80, p. 42

Regulation 8

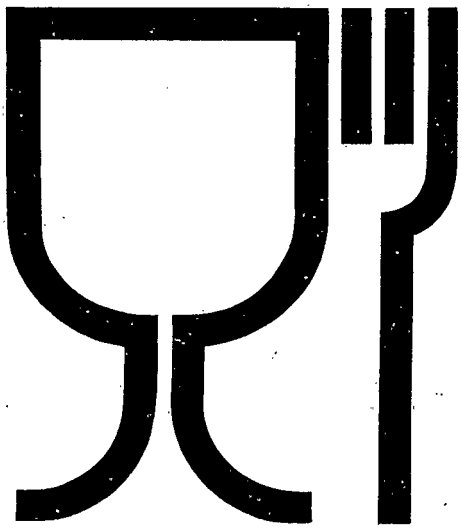
SCHEDULE

NEW SCHEDULE TO THE MATERIALS AND ARTICLES IN CONTACT WITH FOOD REGULATIONS (NORTHERN IRELAND) 1981

Regulations 5(1), 6(1) and 7(1A) and (2)

SCHEDULE

SYMBOL THAT MAY ACCOMPANY MATERIALS AND ARTICLES INTENDED FOR CONTACT WITH FOOD



EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations, which come into operation on 21st June 1982, amend the Materials and Articles in Contact with Food Regulations (Northern Ireland) 1981. They implement Commission Directive No. 80/590/EEC (O.J. No. L151, 19.6.80, p. 21) determining the symbol that may accompany materials and articles intended to come into contact with foodstuffs and Commission Directive No. 80/766/EEC (O.J. No. L213, 16.8.80, p. 42) laying down the Community method of analysis for the official control of the vinyl chloride monomer level in materials and articles which are intended to come into contact with foodstuffs. They implement in part Council Directive No. 78/142/EEC (O.J. No. L44, 15.2.78, p. 15) on the approximation of the laws of the Member States relating to materials and articles which contain vinyl chloride monomer and are intended to come into contact with foodstuffs.

The regulations—

(*a*) insert a provision limiting the quantity of vinyl chloride monomer in materials and articles manufactured with vinyl chloride polymers or copolymers and intended for contact with food and make consequential amendments (regulations 3 and 6(*a*) and (*d*));

(*b*) amend the labelling requirements for materials and articles which, being in their finished state, are intended to come into contact with food but are not already in contact with food to enable the symbol that appears in Commission Directive No. 80/590/EEC to be used instead of the description "for food use" or a specific indication of the particular use for which the materials and articles are intended (regulations 4, 5 and 8 and Schedule);

(*c*) restrict the use of the symbol to materials and articles which comply with the principal regulations (regulation 6(*b*) and (*c*));

(*d*) insert a method of analysis for establishing the quantity of vinyl chloride monomer in materials and articles to which the principal regulations apply (regulation 7).

1982 No. 145

Road Races (Cairncastle Hill Climb) Order (Northern Ireland) 1982

This Order, being of a temporary character, is not printed at length in this volume.