



Advisory group on the food chain and animal and plant health

Issues related to the withdrawal of the UK from the Union

FOOD

**1 June 2018,
Brussels**

Outline

1. Food labelling
2. Natural mineral water
3. Food ingredients and food composition,
4. Max residue levels & contaminants
5. Food contact material
6. Irradiated food



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(1) Food labelling – Imported food to comply with:

1. Reg. 1169/2011 on food information to consumers;
2. Reg. 1924/2006 on nutrition and health claims made on foods;
3. Reg. 609/2013 on food intended for infants and young children, food for special medical purposes, and total diet replacement for weight control;
4. Reg. 1829/2003 on GM food and feed, and Reg.1830/2003 on the traceability and labelling of and the traceability of food and feed products produced from GMOs and amending Directive 2001/18/EC;
5. Reg. 1308/2013 establishing a common organisation of the markets in agricultural products;
6. Reg. 110/2008 on the definition, description, presentation, labelling and the protection of geographical indications of spirit drinks,
7. Council Directive 2001/110/EC on honey;
8. Council Regulation 834/2007 on organic production and labelling of organic products.

Examples of changes to current labelling

<p>Mandatory information of the origin: EU or not EU?</p>	<p>labelling of "EU Agriculture" and "non-EU Agriculture" art. 24 of Council Regulation 834/2007, or the labelling of honey as "blend of EU honeys" or "blend of non-EU honeys" art. 2(4)(a) of Council Directive 2001/110/EC</p>
<p>Mandatory labelling of name/address of EU-27 importer from UK</p>	<p>Art 8(1) and 9(1)(h) of Reg. 1169/2011 on food information to consumers</p>
<p>Mandatory health mark or identification mark</p>	<p>Reg. No 854/2004, Reg. 853/2004</p> <p>Replace the "EC" abbreviation → with the name of the country (e.g. in full or with ISO two-letter code)</p>



Food operators to assess the need to change their labels

(2) Natural mineral water

According to Article 1(1) and (2) and Article 2 of Directive 2009/54/EC, natural mineral waters may only be marketed in the European Union if they are recognised as such by a Member States.

NMW currently recognised by the UK could no longer be marketed, unless they are recognised by another MS.



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(3) Food ingredients – compositional requirements for imported food to comply with:

1. Reg. 1333/2008 on food additives;
2. Reg. 1334/2008 on flavourings and certain food ingredients with flavouring properties for use in and on foods;
3. Reg. 2065/2003 on smoke flavourings used or intended for use *in* or *on* foods;
4. Reg. 1925/2006 on the addition of vitamins and minerals and of certain other substances to foods;
5. Directive 2002/46/EC on the approximation of the laws of the Member States relating to food supplements;
6. Reg. 2015/2283 on novel foods;
7. Reg. 1829/2003 on GM food and feed; (→ agenda item 3.3 GMO)
8. Reg. 609/2013 on food intended for infants and young children, food for special medical purposes, and total diet replacement for weight control



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(4) MRL and contaminants - requirements to comply with:

Maximum residue levels:

1. Reg. 396/2005 on maximum residue levels of pesticides *in or on* food and feed of plant and animal origin;
2. Reg. 470/2009 on Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin.

Limits for contaminants:

1. Council Reg. 315/93 on Community procedures for contaminants in food;
2. Directive 2009/54/EC on the exploitation and marketing of natural mineral waters;

Max permitted levels of radio-caesium in certain agricultural products (Chernobyl)

Council Reg. No 733/2008 on the *conditions governing imports* of agricultural products originating in third countries following Chernobyl accident.



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(5) Food Contact Material: requirements of imported food to comply with:

1) Reg. 1935/2004 on materials and articles intended to come into contact with food:

→ Applications from UK no longer possible.

2) Commission Reg. 282/2008, article 10(3) on recycled plastic material or articles in contact with food:

→ Authorisation holders shall notify to the Commission *in which* manufacturing or recycling sites in UK/Third Countries *the authorised recycling process* of plastic materials and articles *takes place*.



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(6) Requirements for imported irradiated food to comply with:

- Dir. 1999/2/EC (food and food ingredients treated with ionising radiation);
- Art. 9(2): list of Third Countries allowed exporting to EU

Implications after withdrawal date:

➔ Import from UK of irradiated food is prohibited unless UK irradiation facilities are listed as a Third Country according to art. 9(2) of Dir. 1999/2/EC



Action for Member States and stakeholders

- 1) Food and Business Operators to comply with the acquis;
- 2) Member States to perform controls and to ensure that all trade from UK on food will be treated with the application of provisions applicable to third country imports.