Technical expert seminar on the preparation of the UK withdrawal in the SPS area

FOOD and WATER

28 February 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
(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;
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,
## Examples of changes to current labelling

<table>
<thead>
<tr>
<th>Mandatory information of the origin: EU or not EU?</th>
<th>labelling of &quot;EU Agriculture&quot; and &quot;non-EU Agriculture&quot; art. 24 of Council Regulation 834/2007, or the labelling of honey as &quot;blend of EU honeys&quot; or &quot;blend of non-EU honeys&quot; art. 2(4)(a) of Council Directive 2001/110/EC</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mandatory labelling of name/address of EU-27 importer from UK</td>
<td>Art 8(1) and 9(1)(h) of Reg. 1169/2011 on food information to consumers</td>
</tr>
<tr>
<td>Mandatory health mark or identification mark</td>
<td>Reg. No 854/2004, Reg. 853/2004</td>
</tr>
</tbody>
</table>

**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 State.

NMW currently recognised by the UK could no longer be marketed, unless they are recognised by another MS.
(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;
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
(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.
(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.
(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 approved irradiating facilities in third countries allowed to irradiate foods for export to EU

Implications after withdrawal date:

- Import from UK of irradiated food is prohibited until the (only) UK irradiation facility is listed by Commission Implementing Decision