



**Government Chemist**

# **Legislation review with developments in food and feed law**

**June 2023**

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# Summary

This is a summary of UK legislation in food and feed law and related scientific and regulatory issues for the period from 1 April to 30 June 2023. Other relevant technical updates are listed thereafter.

## Primary GB legislation.

To accompany the [Genetic Technology \(Precision Breeding\) Act 2023](#) explanatory notes have been published and are available [here](#).

[The Environmental Protection \(Single-use Plastic Products\) \(Wales\) Act 2023](#) to prohibit the supply of certain single-use plastic products, to enable supply of additional single-use plastic products to be prohibited for environmental protection reasons. Specified products include items used in food businesses.

## Secondary GB legislation.

[The Food \(Scotland\) Act 2015 \(Compliance Notices\) Regulations 2023](#) specify offences for which compliance notices can be issued under the provisions of the Food (Scotland) Act 2015.

[The Feed Additives \(Form of Provisional Authorisations\) \(Cobalt\(II\) Compounds\) \(Scotland\) Regulations 2023](#), pursuant to retained EC Regulation 1831/2003, authorisations are made for the use of cobalt compounds as feed additives. Equivalent regulations are made in Wales, [The Feed Additives \(Form of Provisional Authorisations\) \(Cobalt\(II\) Compounds\) \(Wales\) Regulations 2023](#) and in England [The Feed Additives \(Form of Provisional Authorisations\) \(Cobalt\(II\) Compounds\) \(England\) Regulations 2023](#)

[The Good Food Nation \(Scotland\) Act 2022 \(Commencement No. 1\) Regulations 2023](#) set dates for bringing various provisions of the Good Food Nation (Scotland) Act 2022 into force.

[The REACH \(Amendment\) Regulations 2023](#) amend various provisions of the REACH regulations.

## EU Legislation

A number of new and amendments to **novel foods** have been authorised within the EU:

[Commission Implementing Regulation \(EU\) 2023/949 of 12 May 2023 authorising the placing on the market of iron milk caseinate as a novel food.](#)

[Commission Implementing Regulation \(EU\) 2023/948 of 12 May 2023 authorising the placing on the market of 6'-Sialyllactose sodium salt produced by derivative strains of Escherichia coli BL21\(DE3\) as a novel food.](#)

[Commission Implementing Regulation \(EU\) 2023/972 of 10 May 2023 authorising the placing on the market of aqueous ethanolic extract of Labisia pumila as a novel food.](#)



[Commission Implementing Regulation \(EU\) 2023/943 of 11 May 2023 authorising the placing on the market of cellobiose as a novel food.](#)

[Commission Implementing Regulation \(EU\) 2023/951 of 12 May 2023 amending Implementing Regulation \(EU\) 2017/2470 as regards the specifications of the novel food protein extract from pig kidneys.](#)

[Commission Implementing Regulation \(EU\) 2023/961 of 12 May 2023 amending Implementing Regulation \(EU\) 2017/2470 as regards the conditions of use of the novel food Lacto-N-neotetraose.](#)

[Commission Implementing Regulation \(EU\) 2023/859 of 25 April 2023 amending Implementing Regulation \(EU\) 2017/2470 as regards the specifications of the novel food 2'-Fucosyllactose \(microbial source\) to authorise its production by a derivative strain of \*Corynebacterium glutamicum\* ATCC 13032.](#)

[Commission Implementing Regulation \(EU\) 2023/950 of 12 May 2023 amending Implementing Regulation \(EU\) 2017/2470 as regards the conditions of use of the novel food 2'-Fucosyllactose.](#)

[Commission Implementing Regulation \(EU\) 2023/938 of 10 May 2023 amending Implementing Regulation \(EU\) 2017/2470 as regards the conditions of use of the novel food \*Yarrowia lipolytica\* yeast biomass.](#)

[Commission Implementing Regulation \(EU\) 2023/937 of 10 May 2023 correcting Implementing Regulation \(EU\) 2017/2470 as regards the inclusion of 'Phosphated distarch phosphate produced from wheat starch' in the Union list of novel foods.](#)

[Commission Implementing Regulation \(EU\) 2023/931 of 8 May 2023 amending Implementing Regulation \(EU\) 2017/2470 as regards the conditions of use of the traditional food from a third country infusion from coffee leaves of \*Coffea arabica\* L. and/or \*Coffea canephora\* Pierre ex A. Froehner.](#)

[Commission Regulation \(EU\) 2023/1065 of 1 June 2023 amending Annex II to Regulation \(EC\) No 1925/2006 of the European Parliament and of the Council as regards nicotinamide riboside chloride added to foods.](#) This regulation adds nicotinamide riboside chloride to the list of permitted vitamins and minerals for use in foods.

### **Amendments to the Contaminants in Food Regulations:**

[Commission Regulation \(EU\) 2023/915 of 25 April 2023 on maximum levels for certain contaminants in food](#) repeals and replaces EC Regulations 1881/2006 on contaminants in food. The main provisions of the repealed Regulations are retained, along with a number of amendments to maximum contaminant levels.

### **Changes to food additive authorisations:**

[Commission Regulation \(EU\) 2023/1329 of 29 June 2023 amending Annex II to Regulation \(EC\) No 1333/2008 of the European Parliament and of the Council as regards the use of polyglycerol polyricinoleate \(E 476\) and the Annex to Commission](#)

[Regulation \(EU\) No 231/2012 as regards specifications for glycerol \(E 422\), polyglycerol esters of fatty acids \(E 475\) and polyglycerol polyricinoleate \(E 476\).](#)

### **Miscellaneous other regulations.**

[Regulation \(EU\) 2023/1231 of the European Parliament and of the Council of 14 June 2023 on specific rules relating to the entry into Northern Ireland from other parts of the United Kingdom of certain consignments of retail goods, plants for planting, seed potatoes, machinery and certain vehicles operated for agricultural or forestry purposes, as well as non-commercial movements of certain pet animals into Northern Ireland.](#)

[Commission Implementing Regulation \(EU\) 2023/731 of 3 April 2023 concerning a coordinated multiannual control programme of the Union for 2024, 2025 and 2026 to ensure compliance with maximum residue levels of pesticides and to assess the consumer exposure to pesticide residues in and on food of plant and animal origin and repealing Implementing Regulation \(EU\) 2022/741.](#)

[Commission Implementing Decision \(EU\) 2023/1209 of 21 June 2023 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize DP4114 x MON89034 x MON87411 x DAS-40278-9 and its sub-combinations DAS-40278-9 x DP4114 x MON 87411, MON 89034 x DP4114 x MON 87411, MON 89034 x DAS-40278-9 x MON 87411, MON 89034 x DAS-40278-9 x DP4114, DP4114 x MON 87411, DAS-40278-9 x MON 87411, DAS-40278-9 x DP4114, MON 89034 x DP4114.](#)

[Commission Implementing Decision \(EU\) 2023/1212 of 21 June 2023 renewing the authorisation for placing on the market of products containing, consisting of or produced from genetically modified soybean MON 87701.](#)

[Commission Implementing Decision \(EU\) 2023/1207 of 21 June 2023 renewing the authorisation for placing on the market of products containing, consisting of or produced from genetically modified soybean MON 87701 × MON 89788.](#)

[Commission Implementing Decision \(EU\) 2023/1208 of 21 June 2023 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MON 95379.](#)

[Commission Implementing Decision \(EU\) 2023/1211 of 21 June 2023 authorising the placing on the market of products containing, consisting of or produced from genetically modified maize MON 87429.](#)

[Commission Implementing Decision \(EU\) 2023/1210 of 21 June 2023 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified cotton 281-24-236 × 3006-210-23.](#)

[Commission Implementing Decision \(EU\) 2023/1213 of 21 June 2023 renewing the authorisation for the placing on the market of products containing, consisting of or produced from genetically modified soybean 40-3-2 \(MON-Ø4Ø32-6\).](#)

Amendments to maximum residue levels can be found [here](#).

## **Agriculture**

The amendments to feed additive authorisations can be found [here](#).

## **Other publications**

### **FAO publications.**

Microbiological risk assessment series 26

Ranking of low-moisture foods in support of microbiological risk management: meeting report and systematic review – ISSN 1726-5274. –ISBN 978-92-51365595. Available [here](#).

Food safety aspects of cell-based food. ISBN 9789251377239. Available [here](#).

Prevention and control of microbiological hazards in fresh fruits and vegetables: Part 3: Sprout: meeting report – ISSN 1726-5274. ISBN 9789251374900. Available [here](#).