



Government Chemist

Legislation review with developments in food and feed law

December 2022

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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 October to 31 December 2022. Other relevant technical updates are listed thereafter.

Secondary UK legislation.

[The Animals, Food, Plant Health, Plant Propagating Material and Seeds \(Miscellaneous Amendments etc.\) Regulations 2022](#) make a number of amendments following EU exit to allow retained EU law to operate effectively, concerning fruit planting materials and seeds, import of animals and related products, food, plants and plant products and revoking retained direct EU legislation.

[The Feed Additives \(Authorisations\) \(Wales\) Regulations 2022](#) and [The Feed Additives \(Authorisations\) \(England\) Regulations 2022](#) authorise a number of new and renew a number of feed additives in Wales and England respectively.

[The Common Organisation of the Markets in Agricultural Products \(Amendment\) Regulations 2022](#) amend a number of pieces of retained EU Regulations in relation to the CMO following EU exit. Similar regulations apply in Wales: [The Common Organisation of the Markets in Agricultural Products \(Amendment\) \(Wales\) Regulations 2022](#)

[The Ammonium Nitrate Materials \(High Nitrogen Content\) Safety \(Amendment\) \(No. 2\) Regulations 2022](#) make minor amendments to the 2003 regulations, notably extending the transition period for detonation test from 2 years to seven years for fertilisers from the EU.

[The Official Controls \(Imports of High Risk Food and Feed of Non-Animal Origin\) \(Amendment of Commission Implementing Regulation \(EU\) 2019/1793\) \(England\) Regulations 2022](#) amend retained Commission Implementing Regulations 2019/1793 on temporary increased measures governing entry of certain goods in to the Union. A number of items are subject to increased identity and physical checks.

[The Agriculture \(Retained EU Law and Data\) \(Scotland\) Act 2020 \(Consequential Modifications\) and Agricultural Products, Aquatic Animal Health and Genetically Modified Organisms \(EU Exit\) \(Amendment\) Regulations 2022](#) make amendments to retained EU legislation to allow effective operation in Scotland, and to allow the function of the Northern Ireland protocol.

[The Animals and Animal Health, Feed and Food, Plants and Plant Health \(Amendment\) Regulations 2022](#) make amendments to a number of pieces of legislation including the Plant Health Regulations and the Official Controls Regulations to amend deficiencies in retained EU legislation. The Plant Health Regulation is amended to allow the appropriate authority to put penalties into place for non-compliance. The Official Control Regulations are amended to provide effective identification of the competent authorities, to allow the putting into place of appropriate penalties for non-compliance and to allow the modification of the Annex.

[The Processed Cereal-based Foods and Baby Foods for Infants and Young Children \(Wales\) \(Amendment\) Regulations 2022](#) amend the Processed Cereal-based Foods and Baby Foods for Infants and Young Children (Wales) Regulations 2004 to allow the use of calcium-L-methylfolate, ferrous bisglycinate and zinc chloride as nutritional substances.

[The Food and Feed \(Miscellaneous Amendments\) Regulations 2022](#) amend various provisions following EU exit, particularly by removing cross references to EU legislation and inserting various tables into domestic statutory instruments. Amendments include legislation concerning food contact materials, food additives, genetically modified organisms and animal feeding stuffs. Similar legislation applies in the devolved administrations: [The Food and Feed \(Miscellaneous](#)

[Amendments\) \(Wales\) \(EU Exit\) Regulations 2022](#) and [The Food and Feed \(Miscellaneous Amendments\) \(Scotland\) Regulations 2022](#)

EU Legislation

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

[Commission Implementing Regulation \(EU\) 2022/2534 of 21 December 2022 authorising the placing on the market of bovine milk beta-lactoglobulin \(\$\beta\$ -lactoglobulin\) as a novel food](#)

[Commission Implementing Regulation \(EU\) 2022/2535 of 21 December 2022 authorising the placing on the market of the freeze-dried powder form of *Antrodia camphorata* mycelia as a novel food](#)

Amendments to the Contaminants in Food Regulations:

[Commission Regulation \(EU\) 2022/2388 of 7 December 2022 amending Regulation \(EC\) No 1881/2006 as regards maximum levels of perfluoroalkyl substances in certain foodstuffs](#)

[Commission Regulation \(EU\) 2022/2002 of 21 October 2022 amending Regulation \(EC\) No 1881/2006 as regards maximum levels of dioxins and dioxin-like PCBs in certain foodstuffs](#)

Changes to food additive authorisations:

[Commission Regulation \(EU\) 2022/1922 of 10 October 2022 amending the Annex to Regulation \(EU\) No 231/2012 laying down specifications for food additives listed in Annexes II and III to Regulation \(EC\) No 1333/2008 of the European Parliament and of the Council as regards specifications for rebaudiosides M, D and AM produced via enzymatic conversion of purified stevia leaf extracts and the specifications for rebaudioside M produced via enzyme modification of steviol glycosides from Stevia \(E 960c\(i\)\)](#)

FAO publications.

[The state of food security and nutrition in the World 2022: repurposing food and agricultural policies to make healthy diets more affordable.](#)

The State of Food Security and Nutrition in the World is an annual flagship report jointly prepared by FAO, IFAD, UNICEF, WFP and WHO to inform on progress towards ending hunger, achieving food security and improving nutrition and to provide in depth analysis on key challenges for achieving this goal in the context of the 2030 Agenda for Sustainable Development. The report targets a wide audience, including policy-makers, international organizations, academic institutions and the general public.