

# SL(5)515 – The Food Information (Wales) (Amendment) Regulations 2020

## Background and Purpose

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These Regulations amend the Food Information (Wales) Regulations 2014 (S.I. 2014/2303 (W.227)) (“the 2014 Regulations”) to enable the enforcement in Wales of Article 26(3) of Regulation (EU) No 1169/2011 as read with Commission Implementing Regulation (EU) 2018/775, with effect from 1 April 2020.

Article 26(3) of Regulation (EU) No 1169/2011 imposes requirements to provide certain information as to the country of origin or place of provenance of the primary ingredient of a food where different to that of the food. Commission Implementing Regulation 2018/775 lays down rules for the application of Article 26(3).

The 2014 Regulations, as amended by these Regulations, enable an improvement notice to be served requiring compliance with Article 26(3) and the provisions of Regulation 2018/775. Failure to comply with the improvement notice is a criminal offence. In addition, enforcing local authorities in Wales have powers of entry and inspection (including seizure of records) under the Food Safety Act 1990, as modified by the 2014 Regulations for these purposes.

## Procedure

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Negative.

## Technical Scrutiny

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No points are identified for reporting under Standing Order 21.2 in respect of this instrument.

## Merits Scrutiny

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No points are identified for reporting under Standing Order 21.3 in respect of this instrument.

## Implications arising from exiting the European Union

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These Regulations amend the 2014 Regulations to implement, in Wales, provision for enforcement of EU obligations in relation to food labelling. The amended 2014 Regulations will form part of retained EU law after IP completion day (i.e. the end of the implementation period, on 31 December 2020).

## Government Response

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A government response is not required.

### Legal Advisers

**Legislation, Justice and Constitution Committee**

**17 March 2020**



Cynulliad Cenedlaethol Cymru

**Pwyllgor Deddfwriaeth, Cyfiawnder a'r Cyfansoddiad**

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National Assembly for Wales

**Legislation, Justice and Constitution Committee**