

2011 No. 284

FOOD

**The Extraction Solvents in Food (Amendment) Regulations
(Northern Ireland) 2011**

Made - - - - - *27th July 2011*

Coming into operation - *15th September 2011*

The Department of Health, Social Services and Public Safety^(a) makes the following Regulations in exercise of the powers conferred by Articles 15(1)(a) and (c), 16(1) and 47(2) of the Food Safety (Northern Ireland) Order 1991^(b).

In accordance with Article 47(3A) of that Order, it has had regard to relevant advice given by the Food Standards Agency.

As required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety^(c), there has been open and transparent public consultation during the preparation and evaluation of these Regulations.

Citation and commencement

1. These Regulations may be cited as the Extraction Solvents in Food (Amendment) Regulations (Northern Ireland) 2011 and come into operation on 15th September 2011.

Amendment of the Extraction Solvents in Food Regulations (Northern Ireland) 1993

2.—(1) The Extraction Solvents in Food Regulations (Northern Ireland) 1993^(d) are amended in accordance with paragraphs (2) and (3).

(2) At the end of the table in Schedule 2 (foods in which certain permitted extraction solvents may be used only for certain purposes), insert —

<i>“Column 1</i>	<i>Column 2</i>	<i>Column 3</i>	<i>Column 4</i>
10 Defatted protein products	Dimethyl ether	Preparation of defatted animal protein products	0.009 mg/kg in the defatted protein products”

(a) Formerly the Department of Health and Social Services; see S.I. 1999/283 (N.I.1) Article 3(6)
 (b) S.I. 1991/762 (N.I.7) as amended by S.I. 1996/1663 (N.I.12), paragraphs 26 to 42 of Schedule 5 and Schedule 6 to the Food Standards Act 1999 c.28 and S.R. 2004 Nos. 482 and 505
 (c) OJ No. L31, 1.2.2002, p.1. That Regulation was last amended by Commission Regulation (EC) No. 596/2009 of the European Parliament and of the Council adapting a number of instruments subject to the procedure referred to in Article 251 of the treaty to Council Decision 1999/468/EC with regard to the regulatory procedure with scrutiny: Adaptation to the regulatory procedure with scrutiny – Part Four (OJ No. L188, 18.7.2009, p14)
 (d) S.R. 1993 No. 330 as amended by S.R. 1995 No. 263 and S.R. 1998 No. 345

(3) At the end of the table in Schedule 3 (maximum residues of extraction solvent permitted in foods due to the use in those foods of food consisting of flavourings prepared from natural flavouring materials by using those extraction solvents), insert —

<i>“Column 1</i>	<i>Column 2</i>
Methanol	1.5 mg/kg
Propan-2-ol	1 mg/kg”

Sealed with the official seal of the Department of Health, Social Services and Public Safety on 27th July 2011.



Julie Thompson
A senior officer of the Department of Health, Social Services and Public Safety

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Extraction Solvents in Food Regulations (Northern Ireland) 1993 (S.R. 1993 No. 330) in order to implement Commission Directive 2010/59/EU amending Directive 2009/32/EC of the European Parliament and of the Council on the approximation of the laws of the Member States on extraction solvents used in the production of foodstuffs and food ingredients (OJ No. L225, 27.8.2010, p.10).

The amendments to the 1993 Regulations consist of —

- (a) the listing in Schedule 2 of dimethyl ether as an extraction solvent that may be used in the preparation of defatted animal protein products (*regulation 2(2)*); and
- (b) the inclusion in Schedule 3 (which concerns the use of extraction solvents in the preparation of natural flavourings) of methanol and propanol-2-ol, with associated prescribed residue limits (*regulation 2(3)*).

© Crown Copyright 2011

Printed in the UK by The Stationery Office Limited under the authority and superintendence of Carol Tullo, Controller of Her Majesty's Stationery Office being the Government Printer for Northern Ireland and the Officer appointed to print the Acts of the Assembly

2011 No. 284

FOOD

The Extraction Solvents in Food (Amendment) Regulations
(Northern Ireland) 2011

£4.00