S.I. No. 143 of 2014

EUROPEAN COMMUNITIES (CERTAIN CONTAMINANTS IN FOODSTUFFS) (AMENDMENT) REGULATIONS 2014
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I, JAMES REILLY, Minister for Health, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972) and for the purpose of giving further effect to Commission Regulation (EU) No. 1067/2013 of 30 October 20131 hereby make the following regulations:

1. (1) These Regulations may be cited as the European Communities (Certain Contaminants in Foodstuffs) (Amendment) Regulations 2014.

(2) The Principal Regulations, the Regulations of 2012, the Regulations of 2013 and these Regulations may be cited together as the European Communities (Certain Contaminants in Foodstuffs) Regulations 2010 to 2014.

2. In these Regulations—

“Principal Regulations” means the European Communities (Certain Contaminants in Foodstuffs) Regulations 2010 (S.I. No. 218 of 2010);

“Regulations of 2012” means the European Communities (Certain Contaminants in Foodstuffs) (Amendment) Regulations 2012 (S.I. No. 276 of 2012) and the European Communities (Certain Contaminants in Foodstuffs) (Amendment) (No. 2) Regulations 2012 (S.I. No. 348 of 2012);

“Regulations of 2013” means the European Communities (Certain Contaminants in Foodstuffs) (Amendment) Regulations 2013 (S.I. No. 380 of 2013).

3. The Principal Regulations are amended—

(a) in Regulation 2(1) (as amended by Regulation 3 of the Regulations of 2013) by substituting for the definition of “Commission Regulation (EC) No. 1881/2006” the following—


1OJ No. L. 289, 31.10.2013, p. 56.

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 21st March, 2014.

(b) in Regulation 2(1) (as amended by Regulation 3 of the Regulations of 2013) by substituting for the definition of “EU Regulations” the following—


⁸OJ No. L. 111, 30.4.2011, p. 3.
¹³OJ No. L. 176, 6.7.2012, p. 43.
¹⁷OJ No. L. 52, 3.3.2010, p. 32.

(c) in Regulation 6(1) (as amended by Regulation 3 of the Regulations of 2013) by substituting the following—


(d) in Regulation 11 (as last amended by Regulation 3 of the Regulations of 2012) by inserting after paragraph (2A) the following—

“(2B) The prohibition in Regulation 6(2) shall not apply to foodstuffs and derived products referred to in section 5.2 of the Annex with regard to the maximum levels for dioxins, dioxin-like PCBs and non-dioxin-like PCBs laid down in the said section 5.2 and that were placed on the market before 1 January 2014, provided that, in all such cases, such products were placed on the market in conformity with the provisions applicable thereto at the date of their placing on the market.”.

(e) in Regulation 12 by substituting the following—

12. (1) The Minister, after consultation with the Authority, may, by notice in writing, temporarily suspend or restrict the application of

\(^{19}\)OJ No. L. 88, 29.3.2007, p. 29.
these Regulations where, as a result of new information or of a reassessment of existing information, there is reason to suspect that a contaminant in food, although complying with these Regulations, constitutes a health risk.

(2) The Minister, after consultation with the Authority, may, by notice in writing, temporarily suspend or restrict the placing on the market or sale of a particular food, or both such placing and sale, where, as a result of new information or of a reassessment of existing information, there is reason to suspect that a contaminant present therein, although complying with these Regulations and the EU Regulations, constitutes a health risk.

(3) Any notice issued under this Regulation shall be published in Iris Oifigiúil.

GIVEN under my Official Seal,
13 March 2014.

JAMES REILLY,
Minister for Health.
EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation).

These Regulations give further effect to Commission Regulation (EU) No. 1067/2013 of 30 October 2013 amending Regulation (EC) No. 1881/2006 as regards maximum levels of the contaminants dioxins, dioxin-like PCBs and non-dioxin-like PCBs in the liver of terrestrial animals.

These Regulations amend the European Communities (Certain Contaminants in Foodstuffs) Regulations 2010 (S.I. No. 218 of 2010) in the manner specified in these Regulations.

These Regulations may be cited as the European Communities (Certain Contaminants in Foodstuffs) (Amendment) Regulations 2014.