L.N. 140 of 1994

FOOD, DRUGS AND DRINKING WATER ACT (CAP. 231)

Preservatives in Food (Amendment) Regulations, 1994

IN exercise of the powers conferred by section 12 of the Food, Drugs and Drinking Water Act, the Minister for Home Affairs and Social Development, on the advice of the Food Standards Board, has made the following regulations:—

Citation.

1. These regulations may be cited as the Preservatives in Food (Amendment) Regulations, 1994 and shall be read and construed as one with the Preservatives in Food Regulations, 1994, hereinafter referred to as "the principal regulations".

L.N. 2 of 1994.

Amends regulation 2 of the principal regulations.

2. In regulation 2 of the principal regulations, for the definition of "permitted preservative" there shall be substituted the following:

""permitted preservative" means any preservative listed in Columns 1 and 2 of the First Schedule to these regulations, or its alternative form as referred to in Columns 3 and 4 of such Schedule, and subject to the conditions of use applicable thereto in Column 5 of such Schedule, or as may be referred to in respect of a specified food under the Second Schedule to these regulations;".

Substitutes regulation 4 of the principal regulations.

3. For regulation 4 of the principal regulations there shall be substituted the following:

"Specified food.

4. In so far as preservatives are concerned, a specified food may only have in it or on it the permitted preservative listed in relation thereto in Column 2 of the Second Schedule to these regulations or the alternative form referred to in Columns 3 and 4 of the First Schedule thereof provided it satisfies the requirement regarding the maximum level of such preservative in relation to the particular type of food as listed in Column 3 of the Second Schedule or as may be otherwise provided for under the Second Schedule.".

Substitutes the First Schedule to the principal regulations.

4. For the First Schedule to the principal regulations there shall be substituted the following:

"FIRST SCHEDULE

Column 1	Column 2	Column 3	Column 4	Column 5
Permitted preservative	EEC number or serial number (no 'E' prefix)	Alternative form in which the permitted preservative may be used (to be calculated as the permitted preservative shown in Column 1)	EEC number	Conditions of Use
Sorbic acid	E200	{Sodium sorbate {Potassium sorbate {Calcium sorbate	E201 E202 E203	
Benzoic acid	E210	{Sodium benzoate {Potassium benzoate {Calcium benzoate	E211 E212 E213	
Ethyl 4-hydroxybenzoate (ethyl p-hyrdoxybenzoate)	E214	Ethyl 4-hydroxybenzoate, sodium salt (sodium ethyl p-hydroxybenzoate)	E215	
Propyl 4-hydroxybenzoate (propyl p-hyrdoxybenzoate)	E216	Propyl 4-hydroxybenzoate, sodium salt (sodium propyl p-hydroxybenzoate)	E217	
Methyl 4-hydroxybenzoate (methyl p-hyrdoxybenzoate)	E218	Methyl 4-hydroxybenzoate, sodium salt (sodium methyl p-hydroxybenzoate)	E219	
Sulphur dioxide	E220	{Sodium sulphite {Sodium hydrogen sulphite (sodium bisulphite) {Sodium metabisulphite {Potassium metabisulphite {Calcium sulphite {Calcium hydrogen sulphite (calcium bisulphite) Potassium bisulphite (potassium acid sulphite)	E221 E222 E223 E224 E226 E227 E228	
Biphenyl (Diphenyl)	E230			}(a) Exclusively for surface treatment of citrus fruit;
2-Hydroxybiphenyl (orthophenylphenol)	E231	Sodium biphenyl-2-yl oxide (sodium orthophenyl-phenate)	E232	} }(b) Apart from the relative provisions contained in the Second Schedule the treatment must be indicated – in the wholesale trade, on invoices and on one external surface of the packaging, by the words: "Preserved with ..." giving the name of the substances used;

Column 1	Column 2	Column 3	Column 4	Column 5
Permitted preservative	EEC number or serial number (no 'E' prefix)	Alternative form in which the permitted preservative may be used (to be calculated as the permitted preservative shown in Column 1)	EEC number	Conditions of Use
				– in the retail trade, by some visible indication giving the consumer clear information.
2-(Thiazol-4-yl) benzimidazole (thiabendazole)	E233			(a) Only for surface treatment of citrus fruits and bananas; (b) In respect of citrus fruits, apart from the relative provisions contained in the Second Schedule to these regulations:— – in the wholesale trade the treatment shall be indicated on the invoices and on one external surface of the packaging by the words "Treated with Thiabendazole"; – in the retail trade, there shall be a visible indication ensuring beyond doubt that the consumer is made aware that the fruit has been treated.
Hexamine (hexamethylene tetramine)	E239			
Sodium nitrite	E250	Potassium nitrite	E249	Solely in a mixture with sodium chloride.
Sodium nitrate	E251	Potassium nitrate	E252	Alone or in a mixture with sodium chloride.
Propionic acid	E280	{Sodium propionate {Calcium propionate {Potassium propionate	E281 E282 E283	
Nisin	E234			"

Amends the Second Schedule to the principal regulations.

5. The Second Schedule to the principal regulations shall be amended as follows:

(a) in the item "Fruit, fresh:" in Column 1 of Part I thereof, for the figure "10" as it appears in Column 3 thereof in respect of the permitted preservative 2–(Thiazol–4–yl) benzimidazole, there shall be substituted the figure "6";

(b) in paragraph 5 of Part II thereof for the words "in the above table" there shall be substituted the words "in Part I of this Schedule"; and

(c) immediately at the end of paragraph 6 of Part II thereof there shall be added the following new paragraph:

"7. Other specified foods: These may contain more than one of the preservatives permitted in them, in admixture, only if the sum of the quantity of each such preservative present, expressed as a percentage of the total quantity of the preservative permitted in the food, does not exceed 100.".

Ippubblikat mid-Dipartiment ta' l-Informazzjoni – Kastilja — *Published by the Department of Information – Kastilja*
Mitbugħ fl-Istamperija tal-Gvern — *Printed at the Government Printing Press*

Prezz 4c — *Price 4c*