



Notification Number: 2014/434/UK

## **The Food Hygiene Rating (Promotion of Food Hygiene Rating)(Wales) Regulations - Regulation 2 (requirement to promote food hygiene rating); and Statutory Guidance (requirement to promote food hygiene ratings on food business' websites).**

Date received : 08/09/2014

End of Standstill : 09/12/2014

### Message

Message 001

Communication from the Commission - TRIS/(2014) 02584

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pieteikums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlásenie-Obvestilo - Ilmoitus - Anmälan - Нотификация : 2014/0434/UK - Notificare.

No abre el plazo - Nezahtuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201402584.EN)

#### **1. Structured Information Line**

MSG 001 IND 2014 0434 UK EN 08-09-2014 UK NOTIF

#### **2. Member State**

UK

#### **3. Department Responsible**

Department for Business, Innovation and Skills

European Reform Directorate

1 Victoria Street, London, SW1H 0ET.

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### 3. Originating Department

Welsh Government  
Public Health Division  
Directorate of Health Policy  
Department for Health and Social Services  
Cathays Park  
Cardiff CF10 3NQ

### 4. Notification Number

2014/0434/UK - C50A

### 5. Title

The Food Hygiene Rating (Promotion of Food Hygiene Rating)(Wales) Regulations - Regulation 2 (requirement to promote food hygiene rating); and

Statutory Guidance (requirement to promote food hygiene ratings on food business' websites).

### 6. Products Concerned

The Regulations are required in order to give full effect to the new statutory food hygiene rating scheme for Wales established by the Food Hygiene Rating (Wales) Act 2013 ("the Act"). They deal with matters of detail that do not appear on the face of the Act, and prescribe a form of wording that must be used by food business operators on defined types of publicity materials to publicise food hygiene ratings provided under the Act.

This will help to ensure consumers have access to easy to understand information on the hygiene standards of food businesses in order that they can make informed choices about where they decide to buy food.

### 7. Notification Under Another Act

- Regulations (EC) n° 852/853/854/2004 relating to the hygiene of foodstuffs  
- We also wish to recommend in Statutory Guidance for the statutory Food Hygiene Rating Scheme (as established by the Act) that food businesses who operate websites should include the following statement on their websites:

"Ewch i [food.gov.uk/ratings](http://food.gov.uk/ratings) i ganfod sgôr hyllendid bwyd y busnes hwn.  
Go to [food.gov.uk/ratings](http://food.gov.uk/ratings) to find out the food hygiene rating of this business."

This is not included in the regulations submitted under this Notification but we intend that food businesses should comply voluntarily wherever possible. We therefore wish the EU to consider the statement for food businesses' websites as part of this Notification.

### 8. Main Content

The Regulations prescribe (regulation 2):

An operator of an establishment must ensure that the following wording appears on the operator's publicity materials in a conspicuous place on the front page where it is capable of being easily read by members of the public—



“Ewch i [food.gov.uk/ratings](http://food.gov.uk/ratings) i ganfod sgôr hylendid bwyd y busnes hwn neu gofynnwch i'r busnes ddweud wrthyhych beth yw ei sgôr.

Go to [food.gov.uk/ratings](http://food.gov.uk/ratings) to find out the food hygiene rating of this business or ask them to tell you their rating.”.

The regulations define "publicity materials " as follows:

“the operator’s publicity materials” means any printed material which promotes the food provided by the operator’s establishment and which includes the prices of the food provided together with a description of how consumers, being individuals to whom food is supplied otherwise than in the course of a business carried on by them, may place an order otherwise than in person.

#### **9. Brief Statement of Grounds**

Regulation 2 prescribes a standard form of wording that must be published on hard copy publicity materials (as defined within the regulations) relating to food business establishments in order to ensure that food businesses provide consumers with appropriate information about where to find the food hygiene rating for any establishment (but without imposing undue burdens on food businesses).

#### **10. Reference Documents - Basic Texts**

Basic Texts have been forwarded within the framework of a previous notification: 2013/0215/UK

#### **11. Invocation of the Emergency Procedure**

No

#### **12. Grounds for the Emergency**

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#### **13. Confidentiality**

No

#### **14. Fiscal measures**

No

#### **15. Impact assessment**

Yes

#### **16. TBT and SPS aspects**

TBT aspect

No - The draft has no significant impact on international trade

SPS aspect

No - The draft is not a sanitary or phytosanitary measure



**EUROPEAN COMMISSION**  
GROWTH DIRECTORATE-GENERAL

**Single Market for goods**  
Prevention of Technical Barriers

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European Commission

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