



Notification Number: 2002/4/UK

The draft Natural Mineral Water, Spring Water and Bottled Drinking Water (Amendment) (England) Regulations 2002

Date received : 03/01/2002
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Issue of comments by : Commission,Italy,Spain
Issue of detailed opinion by : Commission

Message

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Message 001

Communication from the Commission - SG(2002) D/50025
Directive 98/34/EC

Notifikation - Notifizierung - Γνωστοποίηση - Notification - Notificación - Notification - Notifica - Kennisgeving -
Notificação - Ilmoitus - Anmälan : 2002/4/UK.

Fristerne indledes ikke - Kein Fristbeginn - Καμμία έναρξη προθεσμίας - Does not open the delays - No abre el
plazo - N'ouvre pas de délais - Non fa decorrere la mora - Geen termijnbegin - Nao inicia o prazo - Määräaika ei
ala tästä - Inleder ingen frist.

(MSG: 200200025.EN)

1. Structured Information Line

MSG 001 IND 2002 0004 UK EN 04-04-2002 03-01-2002 UK NOTIF 04-04-2002

2. Member State

United Kingdom

3. Department Responsible

Department of Trade and Industry: Standards and Technical Regulations Directorate

3. Originating Department

The Food Standards Agency



4. Notification Number

2002/4/UK - COOA

5. Title

The draft Natural Mineral Water, Spring Water and Bottled Drinking Water (Amendment) (England) Regulations 2002

6. Products Concerned

Natural mineral water, spring water and bottled drinking water

7. Notification Under Another Act

Article 9.3 of Council Directive 80/777/EEC on the approximation of the laws of the member States relating to the exploitation and marketing of natural mineral waters (OJ No L229, 30.8.1980, p.1), article 17 of Council Directive 80/778/EEC relating to the quality of water intended for human consumption (OJ No L229, 30.8.1980, p.11) and article 19 of Directive 2000/13/EC of the European Parliament and of the council on the approximation of the laws of the Member States relating to the labelling, presentation and advertising of foodstuffs (OJ No L109, 6.5.2000, p.29)

8. Main Content

The Regulations specify the criteria referred to in Art 9.2(b) of directive 80/777 for the bottling of natural mineral water with the indication "suitable for the preparation of infant food" and the sale of natural mineral water using that indication. The same criteria are applied to spring and bottled drinking waters with that indication. They comprise:-

- (i) compositional limits for waters with the indication;
- (ii) specification of the wording of the indication, including the need to boil and cool the water before use;
- (iii) advice in the labelling regarding the health hazards of incorrect preparation of infant food, the need to follow manufacturer's instructions in its preparation and the superiority of breast feeding;
- (iv) restrictions on labelling which idealises the use of the water in infant food.

In transposing Article 4.1(b) of Directive 98/83, the Regulations make mandatory eleven indicator limits set in Annex I of Directive 98/83.

The UK will fulfil its obligation under article 12 of directive 98/34 when these Regulations, and parallel Regulations to be made in Scotland, Wales and Northern Ireland, are officially published.

9. Brief Statement of Grounds

The requirements described in paragraph 8 concerning use of water in infant feed are needed to enable consumers to identify those bottled waters suitable for that purpose. They are intended to safeguard the health of infants and promote Government policy that breast feeding of infants is preferable, wherever possible. Because public supply water is considered suitable for infant feeding, the compositional limits applied to such water are also applied to bottled waters suitable for infant feeding. Where indicator limits have been made mandatory for bottled waters, this has been done on public health grounds.



10. Reference Documents - Basic Texts

i. The Natural Mineral Water, Spring Water and Bottled Drinking Water Regulations 1999 and the draft Natural Mineral Water, Spring Water and Bottled Drinking Water (Amendment) (England) Regulations 2002.

11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

David O'Sullivan
General Secretary
European Commission