



Notification Number: 2002/11/UK

## **The draft Natural Mineral Water, Spring Water and Bottled Drinking Water (Amendment) Regulations (Northern Ireland) 2002**

Date received : 08/01/2002  
End of Standstill : 09/04/2002 ( **09/07/2002**)  
Issue of comments by : Commission, Italy, Spain  
Issue of detailed opinion by : Commission

### **Message**

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Représentation Permanente du Luxembourg

Message 001

Communication from the Commission - SG(2002) D/50052  
Directive 98/34/EC

Notifikation - Notifizierung - Γνωστοποίηση - Notificación - Notificação - Notifica - Kennisgeving -  
Notificação - Ilmoitus - Anmälan : 2002/11/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: 200200052.EN)

### 1. Structured Information Line

MSG 001 IND 2002 0011 UK EN 09-04-2002 08-01-2002 UK NOTIF 09-04-2002

### 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

2002/11/UK - COOA

#### 5. Title

The draft Natural Mineral Water, Spring Water and Bottled Drinking Water (Amendment) Regulations (Northern Ireland) 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:-

- (a) compositional limits for waters with the indication;
- (b) specification of the wording of the indication, including the need to boil and cool the water before use;
- (c) 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;
- (d) 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 England, Scotland and Wales 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 (Northern Ireland) 1999 and the draft Natural Mineral Water, Spring Water and Bottled Drinking Water (Amendment) Regulations (Northern Ireland) 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