



Notification Number: 2004/345/UK

The Food with Added Phytosterols or Phytostanols (Labelling) (England) Regulations 2004 – parallel regulations are being proposed for other parts of the United Kingdom

Date received : 18/08/2004
End of Standstill : Closed
Issue of comments by : Spain
Issue of detailed opinion by : Commission

Message

Message 001

Communication from the Commission - SG(2004) D/51696
Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification -
Notifica - Pieteikums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificação -
Hlášenie-Obvestilo - Ilmoitus - Anmälan : 2004/0345/UK.

No abre el plazo - Nezahajuje 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.

(MSG: 200401696.EN)

1. Structured Information Line

MSG 001 IND 2004 0345 UK EN 19-11-2004 18-08-2004 UK NOTIF 19-11-2004

2. Member State

United Kingdom

3. Department Responsible

Department of Trade and Industry: Standards and Technical Regulations Directorate

3. Originating Department

Food Standards Agency



4. Notification Number

2004/0345/UK – C80A

5. Title

The Food with Added Phytosterols or Phytostanols (Labelling) (England) Regulations 2004 – parallel regulations are being proposed for other parts of the United Kingdom

6. Products Concerned

Foods and food ingredients with added phytosterols, phytosterol esters, phytostanols and/or phytostanol esters (these are collectively referred to as “phytosterols” below).

7. Notification Under Another Act

Directive 2000/13/EC on the approximation of the laws of the Member States relating to the labelling, presentation and advertising of foodstuffs

8. Main Content

The draft Regulations put in place supporting measures for the domestic implementation of Commission Regulation (EC) No 608/2004. By virtue of Article 13(4) of Directive 2000/13/EC, small packages with a surface area of less than 10cm² and certain indelibly marked bottles are exempt from the requirements of Regulation 608/2004. However, the draft regulations require small packages and certain indelibly marked bottles to be labelled with the particulars specified in items 1 and 5 in the second paragraph of Article 2 of Regulation 608/2004. These particulars require labelling to indicate (a) the presence of added phytosterols and (b) that the product may not be nutritionally appropriate for pregnant and breastfeeding women, and children under the age of five years.

9. Brief Statement of Grounds

These national measures are justifiable on the grounds of ‘protection of public health’ as allowed under Article 18 (2) of Directive 2000/13/EC. In its September 2002 view on the long-term effects of the intake of elevated levels of phytosterols from multiple dietary sources, the Scientific Committee on Food (SCF) states that it is advisable to avoid phytosterol intakes above the range 1-3 grams per day. The Committee also recommends that consumption of phytosterols should be avoided by pregnant and breastfeeding women, and children under the age of five years.

10. Reference Documents - Basic Texts

Scientific Committee on Food (2002). General view of the Scientific Committee on Food on the long-term effects of the intake of elevated levels of phytosterols from multiple dietary sources, with particular attention to the effects on beta-carotene.

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

The impact assessment is attached.

16. TBT and SPS aspects

TBT Aspect

a) NO

b) iii) The draft does not have a significant effect on international trade.

SPS Aspect

a) NO

b) i) The draft is not a sanitary or phytosanitary measure in the sense of Annex A of the SPS Agreement.

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