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OFFERYNNAU STATUDOL  
CYMRU

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WELSH STATUTORY  
INSTRUMENTS

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**2014 Rhif 2303 (Cy. 227)**

**2014 No. 2303 (W. 227)**

**BWYD, CYMRU**

**FOOD, WALES**

**Rheoliadau Gwybodaeth am Fwyd  
(Cymru) 2014**

**The Food Information (Wales)  
Regulations 2014**

**NODYN ESBONIADOL**

*(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)*

**EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

Mae'r Rheoliadau hyn yn gwneud darpariaeth i orfodi, yng Nghymru, ddarpariaethau penodol yn Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a'r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy'n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a'r Cyngor, ac yn diddymu Cyfarwydddeb y Comisiwn 87/250/EEC, Cyfarwydddeb y Cyngor 90/496/EEC, Cyfarwydddeb y Comisiwn 1999/10/EC, Cyfarwydddeb 2000/13/EC Senedd Ewrop a'r Cyngor, Cyfarwydddebau'r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004 (OJ Rhif L 304, 22.11.2011, t 18) ("FIC").

Maent hefyd yn gweithredu, yng Nghymru, ddarpariaethau penodol yn Erthygl 6 o Gyfarwydddeb 1999/2/EC Senedd Ewrop a'r Cyngor ynghylch cyddynesiad cyfreithiau'r Aelod-wladwriaethau ar fwydydd a chynhwysion bwydydd sydd wedi eu trin ag ymbelydredd ïoneiddio (OJ Rhif L 66, 13.3.1999, t 16) ac ail baragraff is-baragraff 1 o Erthygl 3 o Gyfarwydddeb 2000/36/EC Senedd Ewrop a'r Cyngor ynghylch cynhyrchion coco a siocled a fwriedir i bobl eu bwyta (OJ Rhif L 197, 3.8.2000, t 19).

Mae rheoliad 3 yn cynnwys rhanddirymiad sy'n ymwneud â llaeth neu gynhyrchion llaeth a gynigir mewn potel wydr a fwriedir i'w hailddefnyddio. Mae rheoliad 4 ac Atodlen 2 yn darparu rhanddirymiad sy'n ymwneud â defnyddio dynodiad briwgig ar gyfer brwgig nad yw'n cydymffurfio â'r gofynion a nodwyd ym mhwynt 1 o Ran B o Atodiad VI i FIC.

Mae rheoliad 5 yn galluogi manylion sy'n ymwneud â sylwedd neu gynnyrch alergenaidd mewn bwyd heb ei ragbecynnu i gael eu rhoi ar gael (yn ddarostyngedig i ddarpariaethau'r rheoliad) gan ddefnyddio unrhyw ddull y mae gweithredwr busnes bwyd yn ei ddewis. Rhaid i'r manylion gofynnol gael eu rhoi ar gael o dan

These Regulations make provision to enforce, in Wales, certain provisions of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004 (OJ No L 304, 22.11.2011, p 18) ("FIC").

They also implement, in Wales, certain provisions of Article 6 of Directive 1999/2/EC of the European Parliament and of the Council on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation (OJ No L 66, 13.3.1999, p 16) and the second paragraph of sub-paragraph 1 of Article 3 of Directive 2000/36/EC of the European Parliament and of the Council relating to cocoa and chocolate products intended for human consumption (OJ No L 197, 3.8.2000, p 19).

Regulation 3 contains a derogation relating to milk or milk products presented in a glass bottle intended for reuse. Regulation 4 and Schedule 2 provide a derogation relating to the use of a minced meat designation for minced meat that does not comply with the requirements laid down in point 1 of Part B of Annex VI to FIC.

Regulation 5 enables particulars relating to an allergenic substance or product in a non-prepacked food to be made available (subject to the provisions of the regulation) using any means that a food business operator chooses. The required particulars must be

FIC ond gellir eu rhoi ar gael gan ddefnyddio'r dulliau y darperir ar eu cyfer yn FIC neu yn unol â darpariaethau rheoliad 5.

Mae rheoliad 6 yn ei gwneud yn ofynnol i enw'r bwyd gael ei ddarparu yn achos bwydydd penodol nad ydynt wedi eu rhagbecynnu a bwydydd penodol sydd wedi eu rhagbecynnu i'w gwerthu'n uniongyrchol. Mae rheoliad 7 yn ei gwneud yn ofynnol i ddangosiad meintiol o'r cynnwys cig gael ei roi yn achos cynhyrchion penodol. Rhaid i'r manylion hynny gael eu rhoi yn un o'r ffyrdd a bennir yn rheoliadau 6(4) (yn achos enw'r bwyd) a 7(5) (yn achos y dangosiad o'r cynnwys cig). Nid yw darpariaethau rheoliadau 6(4) a 7(5) yn gymwys i gynnig i werthu a wneir drwy gyfrwng cyfathrebu o hirbell. Mae Erthygl 14(2) o FIC (fel y'i darllenir gyda darpariaethau perthnasol eraill FIC) yn gymwys yn achos cynnig o'r fath.

Mae rheoliad 8 yn ei gwneud yn ofynnol i wybodaeth benodol gael ei darparu pan fydd cynhyrchion bwyd a arbelydrwyd neu gynhyrchion bwyd sy'n cynnwys cynhwysyn a arbelydrwyd yn cael eu gwerthu mewn swmp a phan fydd cynhwysion a arbelydrwyd yn cael eu defnyddio mewn cynhyrchion bwyd penodol sydd wedi eu rhagbecynnu.

Mae rheoliad 9 yn gosod rhwymedigaeth ar awdurdodau bwyd ac awdurdodau iechyd porthladd i orfodi'r Rheoliadau. Mae rheoliad 10 yn peri mai trosedd yw methu â chydymffurfio â darpariaethau penodedig yn FIC ac â'r gofyniad ynglŷn ag alergenau yn rheoliad 5(5). Mae rheoliad 11 yn darparu ar gyfer y gosb i'r trosedd hwnnw.

Mae rheoliad 12 ac Atodlen 4 yn cymhwyso darpariaethau penodol yn Neddff Diogelwch Bwyd 1990 (1990 p. 16), gydag addasiadau. Mae hyn yn cynnwys cymhwyso (gydag addasiadau) adran 10(1), sy'n galluogi hysbysiad gwella i gael ei gyflwyno sy'n ei gwneud yn ofynnol i rywun gydymffurfio â darpariaethau penodedig yn FIC (ac eithrio i'r graddau y mae rhai o'r darpariaethau yn gymwys i'r manylyn gorfodol sy'n ymwneud â swm net neu swm yn gyffredinol) neu â darpariaethau penodedig yn rheoliadau 5 i 8. Mae'r darpariaethau, fel y'u cymhwysir, yn peri mai trosedd yw methu â chydymffurfio â hysbysiad gwella.

Mae rheoliad 13 a chofnod 1 y tabl yn Rhan 1 o Atodlen 6 yn dirymu'r rhan fwyaf o Reoliadau Labelu Bwyd 1996 (O.S. 1996/1499) ar 13 Rhagfyr 2014 i'r graddau y mae'r Rheoliadau hynny'n gymwys i Gymru. Mae rheoliad 13 a chofnod 1 y tabl yn Rhan 2 o Atodlen 6 yn dirymu gweddill darpariaethau Rheoliadau Labelu Bwyd 1996 (ynglŷn â thermâu sy'n ymwneud ag alcohol, hufen a chaws) ar 13 Rhagfyr 2018 i'r graddau y mae'r Rheoliadau hynny'n gymwys i Gymru. Mae rheoliad 13 ac Atodlen 6 hefyd yn dirymu offerynnau statudol perthnasol eraill.

made available under FIC but can be made available using the means provided for in FIC or in accordance with the provisions of regulation 5.

Regulation 6 requires the name of the food to be provided in the case of certain non-prepacked foods and foods prepacked for direct sale. Regulation 7 requires a quantitative indication of the meat content to be given in the case of certain products. Those particulars must be given in one of the ways specified in regulations 6(4) (in the case of the name of the food) and 7(5) (in the case of the meat content indication). The provisions of regulations 6(4) and 7(5) do not apply to an offer for sale made by means of distance communication. Article 14(2) of FIC (as read with other relevant provisions of FIC) applies in the case of such an offer.

Regulation 8 requires certain information to be provided when irradiated food products or food products containing an irradiated ingredient are sold in bulk and when irradiated ingredients are used in certain prepacked food products.

Regulation 9 imposes an obligation on food authorities and port health authorities to enforce the Regulations. Regulation 10 makes it an offence to fail to comply with specified provisions of FIC and the allergen-related requirement in regulation 5(5). Regulation 11 provides for the punishment of that offence.

Regulation 12 and Schedule 4 apply certain provisions of the Food Safety Act 1990 (1990 c. 16), with modifications. This includes the application (with modifications) of section 10(1), enabling an improvement notice to be served requiring compliance with specified provisions of FIC (except to the extent that some of the provisions apply to the mandatory particular relating to net quantity or quantity in general) or with specified provisions of regulations 5 to 8. The provisions, as applied, make the failure to comply with an improvement notice an offence.

Regulation 13 and entry 1 of the table in Part 1 of Schedule 6 revoke most of the Food Labelling Regulations 1996 (S.I. 1996/1499) on 13 December 2014 so far as those Regulations apply to Wales. Regulation 13 and entry 1 of the table in Part 2 of Schedule 6 revoke the remainder of the provisions in the Food Labelling Regulations 1996 (relating to alcohol-related terms, cream and cheese) on 13 December 2018 so far as those Regulations apply to Wales. Regulation 13 and Schedule 6 also revoke other relevant statutory instruments.

Mae rheoliad 14 ac Atodlen 7 yn diwygio Rheoliadau Labelu Bwyd 1996, i'r graddau y mae'r Rheoliadau hynny'n gymwys i Gymru, yn ystod y cyfnod cyn i'r Rheoliadau hynny gael eu dirymu (fel y disgrifir uchod). Maent yn diwygio offerynnau statudol eraill er mwyn cymryd i ystyriaeth y ffaith bod deddfwriaeth berthnasol yr UE yn cael ei diddymu a'i disodli a bod Rheoliadau Labelu Bwyd 1996 yn cael eu dirymu.

Mae rheoliad 14 a Rhan 1 o Atodlen 7 hefyd yn diwygio Rheoliadau Bwyd (Marcio Lotiau) 1996 (O.S. 1996/1502), fel y maent yn gymwys i Gymru, er mwyn cymryd i ystyriaeth y ffaith bod Cyfarwydddeb y Cyngor 89/396/EEC (OJ Rhif L 186, 30.6.1989, t 21) yn cael ei ddiddymu a'i ddisodli gan Gyfarwydddeb 2011/91/EU Senedd Ewrop a'r Cyngor ynghylch dangosiadau neu farciau sy'n nodi i ba lot y mae deunydd bwyd yn perthyn (OJ Rhif L 334, 16.12.2011, t 1). Mae Rhan 2 o Atodlen 7 yn cynnwys y ddarpariaeth sy'n gweithredu ail baragraff is-baragraff 1 o Erthygl 3 o Gyfarwydddeb 2000/36/EC Senedd Ewrop a'r Cyngor (a grybwyllir uchod).

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn. Gellir cael copi oddi wrth yr Asiantaeth Safonau Bwyd yn Asiantaeth Safonau Bwyd Cymru, 11eg Llawr, Tŷ Southgate, Stryd Wood, Caerdydd, CF10 1EW neu ar wefan yr Asiantaeth yn [www.food.gov.uk/wales](http://www.food.gov.uk/wales).

Regulation 14 and Schedule 7 amend the Food Labelling Regulations 1996, so far as those Regulations apply to Wales, during the period before those Regulations are revoked (as described above). They make amendments to other statutory instruments to take account of the repeal and replacement of the relevant EU legislation and the revocation of the Food Labelling Regulations 1996.

Regulation 14 and Part 1 of Schedule 7 also amend the Food (Lot Marking) Regulations 1996 (S.I. 1996/1502), in their application to Wales, to take account of the repeal and replacement of Council Directive 89/396/EEC (OJ No L 186, 30.6.1989, p 21) by Directive 2011/91/EU of the European Parliament and of the Council on indications or marks identifying the lot to which a foodstuff belongs (OJ No L 334, 16.12.2011, p 1). Part 2 of Schedule 7 contains the provision implementing the second paragraph of subparagraph 1 of Article 3 of Directive 2000/36/EC of the European Parliament and of the Council (mentioned above).

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, a regulatory assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from the Food Standards Agency at Food Standards Agency Wales, 11<sup>th</sup> Floor, Southgate House, Wood Street, Cardiff, CF10 1EW or from the Agency's website at [www.food.gov.uk/wales](http://www.food.gov.uk/wales).

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**BWYD, CYMRU**

**FOOD, WALES**

**Rheoliadau Gwybodaeth am Fwyd  
(Cymru) 2014**

**The Food Information (Wales)  
Regulations 2014**

*Gwnaed* 28 Awst 2014

*Made* 28 August 2014

*Gosodwyd gerbron Cynulliad Cenedlaethol  
Cymru* 29 Awst 2014

*Laid before the National Assembly for Wales*  
29 August 2014

*Yn dod i rym yn unol â rheoliad 1(3) i (6)*

*Coming into force in accordance with  
regulation 1(3) to (6)*

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Mae'r Rheoliadau a ganlyn yn gwneud darpariaeth at ddiben a grybwyllir yn adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972(1) ac mae'n ymddangos i Weinidogion Cymru ei bod yn hwylus i gyfeiriadau at Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a'r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy'n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a'r Cyngor, ac yn diddymu Cyfarwyddeb y Comisiwn 87/250/EEC, Cyfarwyddeb y Cyngor 90/496/EEC, Cyfarwyddeb y Comisiwn 1999/10/EC, Cyfarwyddeb 2000/13/EC Senedd Ewrop a'r Cyngor, Cyfarwyddebau'r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004(2) mewn darpariaethau penodol yn y Rheoliadau hyn gael eu dehongli fel cyfeiriadau at y Rheoliad hwnnw fel y'i diwygiwyd o bryd i'w gilydd.

Mae Gweinidogion Cymru wedi eu dynodi at ddibenion adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972—

- (a) o ran mesurau sy'n ymwneud â bwyd (gan gynnwys diod)(3);
- (b) o ran y polisi amaethyddol cyffredin(4).

I'r graddau y gwneir y Rheoliadau a ganlyn drwy arfer pwerau o dan Ddeddf Diogelwch Bwyd 1990(5), mae Gweinidogion Cymru wedi rhoi sylw i gyngor

The following Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972(1) and it appears to the Welsh Ministers that it is expedient for references to Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004(2) in particular provisions of these Regulations to be construed as references to that Regulation as amended from time to time.

The Welsh Ministers are designated for the purposes of section 2(2) of the European Communities Act 1972—

- (a) in relation to measures relating to food (including drink)(3);
- (b) in relation to the common agricultural policy(4).

So far as the following Regulations are made in exercise of powers under the Food Safety Act 1990(5), the Welsh Ministers have had regard to relevant advice

(1) 1972 p. 68; diwygiwyd adran 2(2) gan adran 27(1)(a) o Ddeddf Diwygio Deddfwriaethol a Rheoleiddiol 2006 (p. 51) a Rhan 1 o'r Atodlen i Ddeddf yr Undeb Ewropeaidd (Diwygio) 2008 (p. 7).  
(2) OJ Rhif L 304, 22.11.2011, t 18, a ddiwygiwyd ddiwethaf gan Reoliad Dirprwyedig y Comisiwn (EU) Rhif 78/2014 (OJ Rhif L 27, 30.1.2014, t 7).  
(3) O.S. 2005/1971, trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru gan baragraff 30 o Atodlen 11 i Ddeddf Llywodraeth Cymru 2006 (2006 p. 32).  
(4) O.S. 2010/2690.  
(5) 1990 p. 16.

(1) 1972 c. 68; section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c. 51) and Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c. 7).  
(2) OJ No L 304, 22.11.2011, p 18, last amended by Commission Delegated Regulation (EU) No 78/2014 (OJ No L 27, 30.1.2014, p 7).  
(3) S.I. 2005/1971, functions of the National Assembly for Wales were transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (2006 c. 32).  
(4) S.I. 2010/2690.  
(5) 1990 c. 16.

perthnasol a roddwyd gan yr Asiantaeth Safonau Bwyd yn unol ag adran 48(4A)(1) o'r Ddeddf honno.

Cynhaliwyd ymgynghoriad fel sy'n ofynnol gan Erthygl 9 o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a'r Cyngor sy'n gosod egwyddorion cyffredinol a gofynion cyfraith bwyd, yn sefydlu Awdurdod Diogelwch Bwyd Ewrop ac yn gosod gweithdrefnau o ran materion diogelwch bwyd(2) wrth lunio a gwerthuso'r Rheoliadau a ganlyn.

Mae Gweinidogion Cymru yn gwneud y Rheoliadau a ganlyn drwy arfer y pwerau a roddwyd gan y canlynol—

- (a) i'r graddau y mae'n ymwneud â rheoliad 2(3) ac Atodlen 1, paragraff 1A o Atodlen 2 i Ddeddf y Cymunedau Ewropeaidd 1972(3);
- (b) i'r graddau y mae'n ymwneud â rheoliadau 13 a 14 ac Atodlenni 6 a 7—
  - (i) adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972, a pharagraff 1A o Atodlen 2 iddi;
  - (ii) adrannau 6(4), 16(1), 17, 18, 26, 45 a 48(1) o Ddeddf Diogelwch Bwyd 1990(4), a pharagraffau 1 a 4(b) o Atodlen 1 iddi ac sydd bellach wedi eu breinio yng Ngweinidogion Cymru(5); a
  - (iii) adrannau 4(1), (2), (3), (4) ac (8) a 10 o Fesur Bwyta'n Iach mewn Ysgolion (Cymru) 2009(6); ac
- (c) i'r graddau y mae'n ymwneud â gweddill y rheoliadau a'r Atodlenni, adrannau 6(4), 16(1)(e), 17(1) a (2), 26(3) a 48(1) o Ddeddf

given by the Food Standards Agency in accordance with section 48(4A)(1) of that Act.

There has been consultation as required by Article 9 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(2), during the preparation and evaluation of the following Regulations.

The Welsh Ministers make the following Regulations in exercise of the powers conferred by—

- (a) so far as relating to regulation 2(3) and Schedule 1, paragraph 1A of Schedule 2 to the European Communities Act 1972(3);
- (b) so far as relating to regulations 13 and 14 and Schedules 6 and 7—
  - (i) section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972;
  - (ii) sections 6(4), 16(1), 17, 18, 26, 45 and 48(1) of, and paragraphs 1 and 4(b) of Schedule 1 to, the Food Safety Act 1990(4) and now vested in the Welsh Ministers(5); and
  - (iii) sections 4(1), (2), (3), (4) and (8) and 10 of the Healthy Eating in Schools (Wales) Measure 2009(6); and
- (c) so far as relating to the remaining regulations and Schedules, sections 6(4), 16(1)(e), 17(1) and (2), 26(3) and 48(1) of the Food Safety

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(1) Mewnosodwyd adran 48(4A) gan baragraff 21 o Atodlen 5 i Ddeddf Safonau Bwyd 1999 (p. 28).

(2) OJ Rhif L 31, 1.2.2002, t 1, a ddiwygiwyd ddiwethaf gan Reoliad y Comisiwn (EC) Rhif 596/2009 (OJ Rhif L 188, 18.7.2009, t 14).

(3) 1972 p.68 Mewnosodwyd paragraff 1A o Atodlen 2 gan adran 28 o Ddeddf Diwygio Deddfwriaethol a Rheoleiddiol 2006 a'i ddiwygio gan Ran 1 o'r Atodlen i Ddeddf yr Undeb Ewropeaidd (Diwygio) 2008 ac O.S. 2007/1388.

(4) 1990 p.16 Diwygiwyd adran 6(4) gan baragraff 6 o Atodlen 9 i Ddeddf Dadreoleiddio a Chontractio Allan 1994 (p. 40) a pharagraff 10(1) a (3) o Atodlen 5 i Ddeddf Safonau Bwyd 1999 ("Deddf 1999") a'i diddymu'n rhannol gan Atodlen 6 i Ddeddf 1999 ac O.S. 2002/794. Diwygiwyd adran 16(1) gan baragraff 8 o Atodlen 5 i Ddeddf 1999. Diwygiwyd adran 17 gan baragraffau 8 a 12 o Atodlen 5 i Ddeddf 1999 ac O.S. 2011/1043. Diwygiwyd adran 18 gan baragraffau 8 a 13 o Atodlen 5 i Ddeddf 1999. Diddymwyd adran 26 yn rhannol gan Atodlen 6 i Ddeddf 1999. Diwygiwyd adran 45 gan baragraffau 8 ac 20 o Atodlen 5 i Ddeddf 1999. Diwygiwyd adran 48(1) gan baragraff 8 o Atodlen 5 i Ddeddf 1999.

(5) Trosglwyddwyd swyddogaethau a oedd gynt yn arferadwy gan "the Ministers" i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru gan O.S. 1999/672 fel y'i darllenir gydag adran 40(3) o Ddeddf 1999, a'u trosglwyddo wedyn i Weinidogion Cymru gan baragraff 30 o Atodlen 11 i Ddeddf Llywodraeth Cymru 2006 (p. 32).

(6) 2009 mccc 3.

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(1) Section 48(4A) was inserted by paragraph 21 of Schedule 5 to the Food Standards Act 1999 (c. 28).

(2) OJ No L 31, 1.2.2002, p 1, last amended by Commission Regulation (EC) No 596/2009 (OJ No L 188, 18.7.2009, p 14).

(3) 1972 c.68 Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 and amended by Part 1 of the Schedule to the European Union (Amendment) Act 2008 and S.I. 2007/1388.

(4) 1990 c.16 Section 6(4) was amended by paragraph 6 of Schedule 9 to the Deregulation and Contracting Out Act 1994 (c. 40) and paragraph 10(1) and (3) of Schedule 5 to the Food Standards Act 1999 ("the 1999 Act") and partially repealed by Schedule 6 to the 1999 Act and S.I. 2002/794. Section 16(1) was amended by paragraph 8 of Schedule 5 to the 1999 Act. Section 17 was amended by paragraphs 8 and 12 of Schedule 5 to the 1999 Act and S.I. 2011/1043. Section 18 was amended by paragraphs 8 and 13 of Schedule 5 to the 1999 Act. Section 26 was partially repealed by Schedule 6 to the 1999 Act. Section 45 was amended by paragraphs 8 and 20 of Schedule 5 to the 1999 Act. Section 48(1) was amended by paragraph 8 of Schedule 5 to the 1999 Act.

(5) Functions formerly exercisable by "the Ministers" so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales by S.I. 1999/672 as read with section 40(3) of the 1999 Act, and subsequently transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(6) 2009 nawm 3.

Diogelwch Bwyd 1990 ac sydd bellach wedi eu breinio yng Ngweinidogion Cymru.

Act 1990 and now vested in the Welsh Ministers.

## Enwi, cymhwyso a chychwyn

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Gwybodaeth am Fwyd (Cymru) 2014.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

(3) Ac eithrio fel y darperir ym mharagraffau (4) i (6), daw'r Rheoliadau hyn i rym ar 13 Rhagfyr 2014.

(4) At ddibenion y darpariaethau a ganlyn, daw'r Rheoliadau hyn i rym ar 19 Medi 2014—

- (a) rheoliad 4;
- (b) rheoliad 12 ac Atodlen 4 i'r graddau (drwy gymhwyso, gyda rhai addasiadau, ddarpariaethau penodedig yn y Ddeddf) y maent yn galluogi hysbysiad gwella i gael ei gyflwyno i berson yn ei gwneud yn ofynnol i'r person hwnnw gydymffurfio â'r ddarpariaeth yn FIC a bennir yn Rhan 1 o Atodlen 5 ac yn galluogi apêl i gael ei gwneud yn erbyn hysbysiad o'r fath ac ymdrin â'r apêl honno, a'i gwneud yn drosedd i fethu â chydymffurfio â hysbysiad gwella o'r fath;
- (c) rheoliad 14 i'r graddau y mae'n ymwneud â Rhan 1 o Atodlen 7;
- (d) Atodlen 2;
- (e) Rhan 1 o Atodlen 5; ac
- (f) Rhan 1 o Atodlen 7.

(5) At ddibenion y darpariaethau a ganlyn, daw'r Rheoliadau hyn i rym ar 13 Rhagfyr 2016—

- (a) Rhan 3 o Atodlen 5; a
- (b) rheoliad 12 ac Atodlen 4 i'r graddau (drwy gymhwyso, gyda rhai addasiadau, ddarpariaethau penodedig yn y Ddeddf) y maent yn galluogi hysbysiad gwella i gael ei gyflwyno i berson yn ei gwneud yn ofynnol i'r person hwnnw gydymffurfio â'r ddarpariaeth yn FIC a bennir yn Rhan 3 o Atodlen 5 ac yn galluogi apêl i gael ei gwneud yn erbyn hysbysiad o'r fath ac ymdrin â'r apêl honno, a'i gwneud yn drosedd i fethu â chydymffurfio â hysbysiad gwella o'r fath.

(6) At ddibenion Rhan 2 o Atodlen 6, a rheoliad 13 i'r graddau y mae'n ymwneud â'r Rhan honno o Atodlen 6, daw'r Rheoliadau hyn i rym ar 13 Rhagfyr 2018.

## Dehongli

2.—(1) Yn y Rheoliadau hyn—

## Title, application and commencement

1.—(1) The title of these Regulations is the Food Information (Wales) Regulations 2014.

(2) These Regulations apply in relation to Wales.

(3) Except as provided for in paragraphs (4) to (6), these Regulations come into force on 13 December 2014.

(4) For the purposes of the following provisions, these Regulations come into force on 19 September 2014—

- (a) regulation 4;
- (b) regulation 12 and Schedule 4 so far as (by applying, with some modifications, specified provisions of the Act) they enable an improvement notice to be served on a person requiring that person to comply with the provision of FIC specified in Part 1 of Schedule 5 and an appeal against such a notice to be made and dealt with, and make the failure to comply with such an improvement notice an offence;
- (c) regulation 14 so far as it relates to Part 1 of Schedule 7;
- (d) Schedule 2;
- (e) Part 1 of Schedule 5; and
- (f) Part 1 of Schedule 7.

(5) For the purposes of the following provisions, these Regulations come into force on 13 December 2016—

- (a) Part 3 of Schedule 5; and
- (b) regulation 12 and Schedule 4 so far as (by applying, with some modifications, specified provisions of the Act) they enable an improvement notice to be served on a person requiring that person to comply with the provision of FIC specified in Part 3 of Schedule 5 and an appeal against such a notice to be made and dealt with, and make the failure to comply with such an improvement notice an offence.

(6) For the purposes of Part 2 of Schedule 6, and regulation 13 so far as it relates to that Part of Schedule 6, these Regulations come into force on 13 December 2018.

## Interpretation

2.—(1) In these Regulations—

mae i “a gynigir i’w werthu” yr un ystyr a roddir i “offered for sale” yn Erthygl 44 ac mae “cynnig gwerthu” (“*offers for sale*”) i’w ddehongli yn unol â hynny;

mae i “arlwywr mawr” yr ystyr a roddir i “mass caterer” yn Erthygl 2(2)(d) ac mae “arlwywyr mawr” (“*mass caterers*”) i’w ddehongli yn unol â hynny;

ystyr “awdurdod bwyd” (“*food authority*”) yw—

(a) cyngor sir;

(b) cyngor bwrdeistref sirol;

mae i “bwyd wedi ei ragbecynnu” yr ystyr a roddir i “prepacked food” yn Erthygl 2(2)(e);

ystyr “Cyfarwyddeb 1999/2/EC” (“*Directive 1999/2/EC*”) yw Cyfarwyddeb 1999/2/EC Senedd Ewrop a’r Cyngor ynghylch cyd-ddynesiad cyfreithiau’r Aelod-wladwriaethau ar fwydydd a chynhwysion bwydydd sydd wedi eu trin ag ymbelydredd ïoneiddio<sup>(1)</sup>;

mae i “cyfrwng cyfathrebu o hirbell” yr ystyr a roddir i “means of distance communication” yn Erthygl 2(2)(u);

mae i “defnyddiwr terfynol” yr ystyr a roddir i “final consumer” ym mhwynt 18 o Erthygl 3 o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a’r Cyngor sy’n gosod egwyddorion cyffredinol a gofynion cyfraith bwyd, yn sefydlu Awdurdod Diogelwch Bwyd Ewrop ac yn gosod gweithdrefnau o ran materion diogelwch bwyd;

ystyr “y Ddeddf” (“*the Act*”) yw Deddf Diogelwch Bwyd 1990;

ystyr “FIC” (“*FIC*”) yw Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy’n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a’r Cyngor, ac yn diddymu Cyfarwyddeb y Comisiwn 87/250/EEC, Cyfarwyddeb y Cyngor 90/496/EEC, Cyfarwyddeb y Comisiwn 1999/10/EC, Cyfarwyddeb 2000/13/EC Senedd Ewrop a’r Cyngor, Cyfarwyddebau’r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004;

mae i “gweithredwr busnes bwyd” yr ystyr a roddir i “food business operator” ym mhwynt 3 o Erthygl 3 o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a’r Cyngor;

“the Act” (“*y Ddeddf*”) means the Food Safety Act 1990;

“Directive 1999/2/EC” (“*Cyfarwyddeb 1999/2/EC*”) means Directive 1999/2/EC of the European Parliament and of the Council on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation<sup>(1)</sup>;

“FIC” (“*FIC*”) means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;

“final consumer” (“*defnyddiwr terfynol*”) has the meaning given in point 18 of Article 3 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety;

“food authority” (“*awdurdod bwyd*”) means—

(a) a county council;

(b) a county borough council;

“food business operator” (“*gweithredwr busnes bwyd*”) has the meaning given in point 3 of Article 3 of Regulation (EC) No 178/2002 of the European Parliament and of the Council;

“mass caterer” (“*arlwywr mawr*”) has the meaning given in Article 2(2)(d) and “mass caterers” (“*arlwywyr mawr*”) is to be construed accordingly;

“means of distance communication” (“*cyfrwng cyfathrebu o hirbell*”) has the meaning given in Article 2(2)(u);

“offered for sale” (“*a gynigir i’w werthu*”) has the same meaning as in Article 44 and “offers for sale” (“*cynnig gwerthu*”) is to be construed accordingly;

“prepacked food” (“*bwyd wedi ei ragbecynnu*”) has the meaning given in Article 2(2)(e);

(1) OJ Rhif L 66, 13.3.1999, t 16, a ddiwygiwyd ddiwethaf gan Reoliad (EC) Rhif 1137/2008 Senedd Ewrop a’r Cyngor (OJ Rhif L 311, 21.11.2008, t 1).

(1) OJ No L 66, 13.3.1999, p 16, last amended by Regulation (EC) No 1137/2008 of the European Parliament and of the Council (OJ No L 311, 21.11.2008, p 1).

mae i “parod i’w fwyta” yr un ystyr a roddir i “ready for consumption” yn Erthygl 2(2)(d); ac mae i “wedi ei ragbecynnu i’w werthu’n uniongyrchol” yr un ystyr a roddir i “prepacked for direct sale” yn Erthygl 2(2)(e).

(2) Ac eithrio fel y darperir fel arall—

- (a) mae unrhyw gyfeiriad yn y Rheoliadau hyn at Erthygl yn gyfeiriad at Erthygl yn FIC, a
- (b) mae unrhyw gyfeiriad yn y Rheoliadau hyn at Atodiad yn gyfeiriad at Atodiad i FIC.

(3) Mae unrhyw gyfeiriad at FIC, neu ddarpariaeth yn FIC (gan gynnwys cyfeiriad at Erthygl yn FIC neu Atodiad iddo ac y mae paragraff (2) yn gymwys iddo) mewn darpariaeth yn y Rheoliadau hyn a restrir yn Atodlen 1 yn gyfeiriad at y ddarpariaeth honno fel y’i diwygiwyd o bryd i’w gilydd.

### **Rhanddirymiad ynglŷn â llaeth a chynhyrchion llaeth**

3. Nid yw’r gofynion a nodir yn Erthyglau 9(1) a 10(1) yn gymwys i laeth na chynhyrchion llaeth a gynigir mewn potel wydr pan fwriedir i’r botel wydr gael ei hailddefnyddio.

### **Rhanddirymiad ynglŷn â briwrig**

4.—(1) Nid yw’r gofynion a nodir ym mhwynt 1 o Ran B o Atodiad VI yn atal briwrig nad yw’n cydymffurfio â’r gofynion hyn rhag cael ei osod ar y farchnad gan ddefnyddio dynodiad briwrig os bydd y marc cenedlaethol yn Rhan 1 o Atodlen 2 yn ymddangos ar y label.

(2) Mae Rhan 2 o Atodlen 2 yn gymwys i ffurf y marc cenedlaethol.

(3) Ym mharagraff (1)—

mae i “ar y label” yr un ystyr ag sydd i “on the labelling” ym mhwynt 2 o Ran B o Atodiad VI fel y’i darllenir gyda’r diffiniad o “labelling” yn Erthygl 2(2)(j);

mae “ei osod ar y farchnad” (“*placed on the market*”) i’w ddehongli fel pe bai’n cymryd i ystyriaeth ystyr “placing on their national market” fel y’i defnyddir ym mhwynt 3 o Ran B o Atodiad VI.

### **Bwydydd nad ydynt wedi eu rhagbecynnu etc. sy’n cynnwys sylwedd neu gynnryrch alergenaidd etc.**

5.—(1) Caniateir i weithredwr busnes bwyd sy’n cynnig gwerthu bwyd perthnasol y mae’r rheoliad hwn yn gymwys iddo roi ar gael y manylion a bennir yn Erthygl 9(1)(c) (labelu sylweddau neu gynhyrchion penodol sy’n peri alergeddau neu anoddefeddau) ynglŷn â’r bwyd hwnnw drwy unrhyw ddull y mae’r

“prepacked for direct sale” (“*wedi ei ragbecynnu i’w werthu’n uniongyrchol*”) has the same meaning as in Article 2(2)(e); and

“ready for consumption” (“*parod i’w fwyta*”) has the same meaning as in Article 2(2)(d).

(2) Except as otherwise provided for—

- (a) any reference in these Regulations to an Article is a reference to an Article of FIC, and
- (b) any reference in these Regulations to an Annex is a reference to an Annex to FIC.

(3) Any reference to FIC, or a provision of FIC (including a reference to an Article of, or Annex to, FIC to which paragraph (2) applies), in a provision of these Regulations listed in Schedule 1 is a reference to that provision as amended from time to time.

### **Derogation relating to milk and milk products**

3. The requirements laid down in Articles 9(1) and 10(1) do not apply to milk or milk products presented in a glass bottle where the glass bottle is intended for reuse.

### **Derogation relating to minced meat**

4.—(1) The requirements laid down in point 1 of Part B of Annex VI do not prevent minced meat that does not comply with those requirements being placed on the market using a minced meat designation if the national mark in Part 1 of Schedule 2 appears on the labelling.

(2) Part 2 of Schedule 2 applies to the form of the national mark.

(3) In paragraph (1)—

“on the labelling” (“*ar y label*”) has the same meaning as in point 2 of Part B of Annex VI as read with the definition of “labelling” in Article 2(2)(j);

“placed on the market” (“*ei osod ar y farchnad*”) is to be construed taking into account the meaning of “placing on their national market” as used in point 3 of Part B of Annex VI.

### **Foods that are not prepacked etc. containing an allergenic substance or product etc.**

5.—(1) A food business operator who offers for sale a relevant food to which this regulation applies may make available the particulars specified in Article 9(1)(c) (labelling of certain substances or products causing allergies or intolerances) in relation to that

gweithredwr hwnnw'n ei ddewis, gan gynnwys ar lafar, yn ddarostyngedig i baragraff (3).

(2) Mae'r rheoliad hwn yn gymwys i fwyd perthnasol a gynigir i'w werthu i ddefnyddiwr terfynol neu i arlwywr mawr ac eithrio drwy gyfrwng cyfathrebu o hirbell ac sydd—

- (a) heb ei ragbecynnu,
- (b) wedi ei becynnu ar y fangre lle y gwerthir y bwyd ar gais y defnyddiwr, neu
- (c) wedi ei ragbecynnu i'w werthu'n uniongyrchol.

(3) Pan fo gweithredwr busnes bwyd yn bwriadu rhoi'r manylion a bennir yn Erthygl 9(1)(c) ynglŷn â bwyd perthnasol ar gael ar lafar, a bod sylwedd neu gynnyrch a restrir yn Atodiad II neu sy'n deillio o sylwedd neu gynnyrch a restrir yn Atodiad II yn cael ei ddefnyddio fel cynhwysyn neu gymorth prosesu wrth weithgynhyrchu neu baratoi'r bwyd, rhaid i'r gweithredwr ddangos bod modd sicrhau manylion y sylwedd neu'r cynnyrch hwnnw drwy ofyn i aelod o'r staff.

(4) Rhaid i'r dangosiad a grybwyllir ym mharagraff (3) gael ei roi—

- (a) ar label sydd ynghlwm wrth y bwyd, neu
- (b) ar hysbysiad, bwydlen, tocyn neu label sy'n glir i'w weld gan brynwr arfaethedig yn y man lle y mae'r prynwr arfaethedig yn dewis y bwyd hwnnw.

(5) O ran bwyd perthnasol y mae'r rheoliad hwn yn gymwys iddo, rhaid i'r manylion yn Erthygl 9(1)(c) a roddwyd ar gael gan weithredwr busnes bwyd gael eu rhoi ar gael â chyfeiriad clir at enw'r sylwedd neu'r cynnyrch a restrir yn Atodiad II—

- (a) pan fo'r cynhwysyn neu'r cymorth prosesu perthnasol yn deillio o sylwedd neu gynnyrch a restrir yn Atodiad II, a
- (b) pan fo'r manylion yn cael eu rhoi ar gael ac eithrio drwy ddull y darperir ar ei gyfer yn FIC.

(6) Yn y rheoliad hwn ystyr "bwyd perthnasol" ("relevant food") yw bwyd y mae cynhwysyn neu gymorth prosesu a restrir yn Atodiad II, neu sy'n deillio o sylwedd neu gynnyrch a restrir yn Atodiad II, wedi eu defnyddio wrth ei weithgynhyrchu neu ei baratoi ac yn dal yn bresennol yn y cynnyrch gorffenedig (hyd yn oed os yw mewn ffurf a addaswyd).

#### **Bwydydd nad ydynt wedi eu rhagbecynnu etc. – gofyniad cyffredinol i'w henwi**

6.—(1) Rhaid i weithredwr busnes bwyd sy'n cynnig gwerthu bwyd y mae'r rheoliad hwn yn gymwys iddo

food by any means the operator chooses, including, subject to paragraph (3), orally.

(2) This regulation applies to a relevant food that is offered for sale to a final consumer or to a mass caterer otherwise than by means of distance communication and is—

- (a) not prepacked,
- (b) packed on the sales premises at the consumer's request, or
- (c) prepacked for direct sale.

(3) Where a food business operator intends to make available the particulars specified in Article 9(1)(c) relating to a relevant food orally, and a substance or product listed in Annex II or derived from a substance or product listed in Annex II is used as an ingredient or processing aid in the manufacture or preparation of the food, the operator must indicate that details of that substance or product can be obtained by asking a member of staff.

(4) The indication mentioned in paragraph (3) must be given—

- (a) on a label attached to the food, or
- (b) on a notice, menu, ticket or label that is readily discernible by an intending purchaser at the place where the intending purchaser chooses that food.

(5) In relation to a relevant food to which this regulation applies, the Article 9(1)(c) particulars made available by a food business operator must be made available with a clear reference to the name of the substance or product listed in Annex II where—

- (a) the relevant ingredient or processing aid is derived from a substance or product listed in Annex II, and
- (b) the particulars are made available otherwise than by means provided for in FIC.

(6) In this regulation "relevant food" ("*bwyd perthnasol*") means a food in which an ingredient or processing aid listed in Annex II, or derived from a substance or product listed in Annex II, has been used in its manufacture or preparation and that is still present in the finished product (even if in an altered form).

#### **Foods that are not prepacked etc. – general requirement to name them**

6.—(1) A food business operator who offers for sale a food to which this regulation applies must provide

ddarparu'r manylion sy'n ofynnol o dan Erthygl 9(1)(a) (enw'r bwyd) fel y'i darllenir gyda'r canlynol—

- (a) Erthygl 17(1) i (4), a
- (b) yn achos bwyd a gynigir i'w werthu gan ddefnyddio dynodiad briwgig yn enw—
  - (i) Erthygl 17(5) a phwynt 1 o Ran B o Atodiad VI, a
  - (ii) pwynt 3 o Ran B o Atodiad VI fel y'i darllenir gyda rheoliad 4 ac Atodlen 2.

(2) Mae'r rheoliad hwn yn gymwys i fwyd a gynigir i'w werthu i ddefnyddiwr terfynol neu arlwywyr mawr ac sydd—

- (a) heb ei ragbecynnu,
- (b) wedi ei becynnu ar y fangre lle y gwerthir y bwyd ar gais y defnyddiwr, neu
- (c) wedi ei ragbecynnu i'w werthu'n uniongyrchol.

(3) Nid yw'r rheoliad hwn yn gymwys i fwyd a baratowyd i fod yn barod i'w fwyta gan ddefnyddiwr terfynol a gynigir i'w werthu i ddefnyddiwr terfynol gan arlwywyr mawr (boed mewn sefydliad arlwyio mawr lle y gwerthir yn bersonol i ddefnyddiwr terfynol ynteu drwy gyfrwng cyfathrebu o hirbell) fel rhan o'i fusnes fel arlwywr mawr.

(4) Rhaid i'r manylion ymddangos—

- (a) ar label sydd ynghlwm wrth y bwyd, neu
- (b) ar hysbysiad, tocyn neu label sy'n glir i'w weld gan brynwr arfaethedig yn y man lle y mae'r prynwr arfaethedig yn dewis y bwyd hwnnw.

(5) Nid yw paragraff (4) yn gymwys yn achos cynnig i werthu a wneir drwy gyfrwng cyfathrebu o hirbell.

### **Bwydydd nad ydynt wedi eu rhagbecynnu etc. sy'n cynnwys cig a chynhwysion eraill**

7.—(1) Rhaid i weithredwr busnes bwyd sy'n cynnig gwerthu bwyd y mae'r rheoliad hwn yn gymwys iddo ddarparu'r manylion sy'n ofynnol o dan Erthygl 9(1)(d) (swm cynhwysion penodol), fel y'i darllenir gydag Erthygl 22 ac Atodiad VIII, o ran y cynhwysion yn y bwyd sy'n gig.

(2) Mae'r rheoliad hwn yn gymwys i fwyd (heblaw bwyd a bennir yn Atodlen 3) a gynigir i'w werthu i ddefnyddiwr terfynol neu arlwywr mawr, sy'n cynnwys cig ac unrhyw gynhwysyn arall ac sydd—

- (a) heb ei ragbecynnu,
- (b) wedi ei becynnu ar y fangre lle y gwerthir y bwyd ar gais y defnyddiwr, neu
- (c) wedi ei ragbecynnu i'w werthu'n uniongyrchol.

the particulars required by Article 9(1)(a) (the name of the food) as read with—

- (a) Article 17(1) to (4), and
- (b) in the case of food offered for sale using a minced meat designation as a name—
  - (i) Article 17(5) and point 1 of Part B of Annex VI, and
  - (ii) point 3 of Part B of Annex VI as read with regulation 4 and Schedule 2.

(2) This regulation applies to a food that is offered for sale to a final consumer or a mass caterer and is—

- (a) not prepacked,
- (b) packed on the sales premises at the consumer's request, or
- (c) prepacked for direct sale.

(3) This regulation does not apply to a food prepared to be ready for consumption by a final consumer that is offered for sale to a final consumer by a mass caterer (whether at a mass catering establishment where sales are made in person to a final consumer or by means of distance communication) as part of their business as a mass caterer.

(4) The particulars must appear—

- (a) on a label attached to the food, or
- (b) on a notice, ticket or label that is readily discernible by an intending purchaser at the place where the intending purchaser chooses that food.

(5) Paragraph (4) does not apply in the case of an offer for sale made by means of distance communication.

### **Foods that are not prepacked etc. containing meat and other ingredients**

7.—(1) A food business operator who offers for sale a food to which this regulation applies must provide the particulars required by Article 9(1)(d) (quantity of certain ingredients), as read with Article 22 and Annex VIII, in respect of the ingredients in the food that are meat.

(2) This regulation applies to a food (other than a food specified in Schedule 3) that is offered for sale to a final consumer or a mass caterer, contains meat and any other ingredient and is—

- (a) not prepacked,
- (b) packed on the sales premises at the consumer's request, or
- (c) prepacked for direct sale.

(3) Nid yw'r rheoliad hwn yn gymwys i fwyd a baratowyd i fod yn barod i'w fwyta gan ddefnyddiwr terfynol a gynigir i'w werthu i ddefnyddiwr terfynol gan arlwywyr mawr (boed mewn sefydliad arlwyio mawr lle y gwerthir yn bersonol i ddefnyddiwr terfynol ynteu drwy gyfrwng cyfathrebu o hirbell) fel rhan o'i fusnes fel arlwywr mawr.

(4) Mae swm y cig sydd i'w bennu yn y manylion a grybwyllir ym mharagraff (1) i'w bennu drwy gymryd i ystyriaeth y darpariaethau ynghylch cyfanswm y cynnwys braster a meinwe gysylltiol ym mhwynt 17 o Ran B o Atodiad VII, gan gynnwys unrhyw addasiad tuag i lawr sy'n angenrheidiol mewn achos lle y mae cyfanswm y cynnwys braster a meinwe gysylltiol yn y bwyd yn fwy na'r gwerthoedd a ddangosir yn y tabl yn y pwynt hwnnw.

(5) Rhaid i'r manylion ymddangos—

- (a) ar label sydd ynghlwm wrth y bwyd, neu
- (b) ar hysbysiad, tocyn neu label sy'n glir i'w weld gan brynwr arfaethedig yn y man lle y mae'r prynwr arfaethedig yn dewis y bwyd hwnnw.

(6) Nid yw paragraff (5) yn gymwys yn achos cynnig i werthu a wneir drwy gyfrwng cyfathrebu o hirbell.

(7) Yn y rheoliad hwn—

ystyr “cig” (“*meat*”) yw cyhyrau ysgerbydol rhywogaethau o famaliaid ac adar y cydnabyddir eu bod yn addas i'w bwyta gan bobl gyda'r feinwe y mae'n ei chynnwys yn naturiol neu feinwe ymlynol ond nid yw'n cynnwys cig a wahanir yn fecanyddol; ac

mae i “cig a wahanir yn fecanyddol” yr ystyr a roddir i “mechanically separated meat” ym mhwynt 1.14 o Atodiad I i Reoliad (EC) Rhif 853/2004 Senedd Ewrop a'r Cyngor sy'n nodi rheolau hylendid penodol ar gyfer bwyd sy'n deillio o anifeiliaid<sup>(1)</sup>.

## Bwydydd a arbelydrwyd

8.—(1) Rhaid i unrhyw berson sy'n gosod ar y farchnad, mewn swmp, gynnyrch y mae'r paragraff hwn yn gymwys iddo, sicrhau bod y dangosiad perthnasol yn ymddangos, ynghyd ag enw'r cynnyrch, ar arddangosiad neu hysbysiad uwchben y cynhwysydd y gosodir y cynhyrchion ynddo ar y farchnad neu wrth ochr y cynhwysydd hwnnw.

(2) Mae paragraff (1) yn gymwys—

(3) This regulation does not apply to a food prepared to be ready for consumption by a final consumer that is offered for sale to a final consumer by a mass caterer (whether at a mass catering establishment where sales are made in person to a final consumer or by means of distance communication) as part of their business as a mass caterer.

(4) The quantity of meat specified in the particulars mentioned in paragraph (1) is to be determined taking into account the provisions relating to total fat and connective tissue content in point 17 of Part B of Annex VII, including any downward adjustment needed in a case where the total fat and connective tissue content in the food exceeds the values indicated in the table in that point.

(5) The particulars must appear—

- (a) on a label attached to the food, or
- (b) on a notice, ticket or label that is readily discernible by an intending purchaser at the place where the intending purchaser chooses that food.

(6) Paragraph (5) does not apply in the case of an offer for sale made by means of distance communication.

(7) In this regulation—

“meat” (“*cig*”) means the skeletal muscles of mammalian and bird species recognised as fit for human consumption with naturally included or adherent tissue but does not include mechanically separated meat; and

“mechanically separated meat” (“*cig a wahanir yn fecanyddol*”) has the meaning given in point 1.14 of Annex I to Regulation (EC) No 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin<sup>(1)</sup>.

## Irradiated foods

8.—(1) Any person who places on the market, in bulk, a product to which this paragraph applies must ensure that the relevant indication appears, together with the name of the product, on a display or notice above or beside the container in which the products are placed on the market.

(2) Paragraph (1) applies to—

(1) OJ Rhif L 139, 30.4.2004, t 55, a ddiwygiwyd ddiwethaf gan Reoliad y Comisiwn (EU) Rhif 633/2014 (OJ Rhif L 175, 16.6.2014, t 6).

(1) OJ No L 139, 30.4.2004, p 55, last amended by Commission Regulation (EU) No 633/2014 (OJ No L 175, 16.6.2014, p 6).

- (a) i gynnyrch a fwriedir i'r defnyddiwr terfynol neu i arlwywyr mawr sydd wedi ei drin ag ymbelydredd ìoneiddio, a
- (b) i gynnyrch a fwriedir i'r defnyddiwr terfynol neu i arlwywyr mawr sy'n cynnwys cynhwysyn sydd wedi ei drin ag ymbelydredd ìoneiddio.

(3) Rhaid i unrhyw berson sy'n gosod ar y farchnad gynnyrch y mae'r paragraff hwn yn gymwys iddo sicrhau bod y dangosiad perthnasol yn ymddangos yn rhestr cynhwysion y cynnyrch hwnnw er mwyn dangos bod y cynnyrch wedi ei arbelydru.

(4) Mae paragraff (3) yn gymwys i gynnyrch a fwriedir ar gyfer y defnyddiwr terfynol neu arlwywyr mawr—

- (a) sy'n cynnwys cynhwysyn cyfansawdd mewn achos lle y mae un o gynhwysion y cynhwysyn cyfansawdd hwnnw wedi ei drin ag ymbelydredd ìoneiddio, a
- (b) y byddai, mewn perthynas â'r cynhwysyn cyfansawdd hwnnw, ddarpariaethau pwynt 2 o Ran E o Atodiad VII (sy'n nodi achosion lle nad yw rhestr o gynhwysion ar gyfer cynhwysion cyfansawdd yn orfodol) yn gymwys, oni bai am y gofyniad ym mharagraff (3).

(5) Y dangosiad perthnasol yw'r geiriau "irradiated" neu'r geiriau "treated with ionising radiation".

(6) Nid yw'r rheoliad hwn yn gymwys i'r canlynol—

- (a) cynnyrch a fu'n agored i ymbelydredd ìoneiddio a gynhyrchwyd gan ddyfeisiau mesur neu arolygu, ar yr amod nad yw'r dogn a amsugwyd yn fwy na 0.01 Gy yn achos dyfeisiau arolygu sy'n defnyddio niwtronau a 0.5 Gy mewn achosion eraill, ar lefel ynni ymbelydredd uchaf o 10 MeV yn achos pelydr X, 14 MeV yn achos niwtronau a 5 MeV mewn achosion eraill, neu
- (b) cynnyrch a baratoir i gleifion y mae arnynt angen deietau sterilaid o dan oruchwyliaeth feddygol.

(7) Yn y rheoliad hwn—

mae i "cynnyrch" yr un ystyr ag sydd i "product" yng Nghyfarwyddeb 1999/2/EC;

mae "gosod ar y farchnad" i'w ddehongli drwy gymryd i ystyriaeth ystyr "placed on the market" fel y'i defnyddir yn Erthygl 2 o Gyfarwyddeb 1999/2/EC;

mae i "mewn swmp" yr un ystyr ag sydd i "in bulk" yn ail is-baragraff Erthygl 6(1)(a) o Gyfarwyddeb 1999/2/EC; ac

- (a) a product intended for the ultimate consumer or mass caterers that has been treated with ionising radiation, and
- (b) a product intended for the ultimate consumer or mass caterers that contains an ingredient that has been treated with ionising radiation.

(3) Any person who places on the market a product to which this paragraph applies must ensure that the relevant indication appears in the list of ingredients of that product to indicate the ingredient that has been irradiated.

(4) Paragraph (3) applies to a product intended for the ultimate consumer or mass caterers—

- (a) containing a compound ingredient in a case where an ingredient of that compound ingredient has been treated with ionising radiation, and
- (b) to which, in relation to that compound ingredient, the provisions of point 2 of Part E of Annex VII (setting out cases where a list of ingredients for compound ingredients is not compulsory) would, but for the requirement in paragraph (3), apply.

(5) The relevant indication is the word "irradiated" or the words "treated with ionising radiation".

(6) This regulation does not apply to—

- (a) a product exposed to ionising radiation generated by measuring or inspection devices, provided the dose absorbed is not greater than 0.01 Gy for inspection devices which utilise neutrons and 0.5 Gy in other cases, at a maximum radiation energy level of 10 MeV in the case of X-rays, 14 MeV in the case of neutrons and 5 MeV in other cases, or
- (b) a product which is prepared for patients requiring sterile diets under medical supervision.

(7) In this regulation—

"in bulk" ("*mewn swmp*") has the same meaning as in the second sub-paragraph of Article 6(1)(a) of Directive 1999/2/EC;

"ionising radiation" ("*ymbelydredd ìoneiddio*") has the same meaning as in Directive 1999/2/EC;

"places on the market" ("*gosod ar y farchnad*") is to be construed taking into account the meaning of "placed on the market" as used in Article 2 of Directive 1999/2/EC; and

mae i “ymbelydredd ïoneiddio” yr un ystyr ag sydd i “ionising radiation” yng Nghyfarwydddeb 1999/2/EC.

“product” (“*cynnyrch*”) has the same meaning as in Directive 1999/2/EC.

## Gorfodi

9. Dyletswydd awdurdod bwyd o fewn ei ardal ac awdurdod iechyd porthladd o fewn ei ddosbarth yw gorfodi'r Rheoliadau hyn.

## Trosedd

10.—(1) Mae person yn euog o drosedd os yw'n methu â chydymffurfio—

- (a) ag unrhyw rai o ddarpariaethau FIC a bennir ym mharagraff (2), fel y'i darllenir gydag Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1), neu
- (b) â rheoliad 5(5).

(2) Y darpariaethau yn FIC yw—

- (a) Erthygl 9(1)(c), fel y'i darllenir hefyd gydag Atodiad II;
- (b) Erthygl 21(1)(a), fel y'i darllenir hefyd gydag Erthyglau 9(1)(c) a 18(1) ac Atodiad II;
- (c) ail is-baragraff Erthygl 21(1), fel y'i darllenir hefyd gydag Erthyglau 9(1)(c) a 19(1) ac Atodiad II; a
- (d) Erthygl 44(1)(a), fel y'i darllenir hefyd gydag Erthygl 9(1)(c) a rheoliad 5.

## Cosbi

11. Mae person sy'n euog o drosedd o dan reoliad 10 yn agored o'i gollfarnu'n ddiannod i ddirwy heb fod yn fwy na lefel 5 ar y raddfa safonol.

## Cymhwyso darpariaethau'r Ddeddf

12.—(1) Mae is-adrannau (1) a (2) o adran 10 o'r Ddeddf (hysbysiadau gwella) yn gymwys, gyda'r addasiad (yn achos adran 10(1)) a bennir yn Rhan 1 o Atodlen 4, er mwyn—

- (a) galluogi hysbysiad gwella i gael ei gyflwyno i berson yn ei gwneud yn ofynnol i'r person gydymffurfio ag unrhyw rai o'r darpariaethau a ganlyn—
  - (i) darpariaeth yn FIC a bennir yn Atodlen 5, i'r graddau y darperir ar ei chyfer yn adran 10 fel y'i cymhwysir gan baragraff (1) a'i haddasu gan Ran 1 o Atodlen 4;
  - (ii) rheoliad 5(3), (4) neu (5);
  - (iii) rheoliad 6(1) neu (4);
  - (iv) rheoliad 7(1), (4) neu (5); neu

## Enforcement

9. It is the duty of a food authority within its area and a port health authority within its district to enforce these Regulations.

## Offence

10.—(1) A person is guilty of an offence if the person fails to comply with—

- (a) any provision of FIC specified in paragraph (2), as read with Articles 1(3) and 6 and the first sub-paragraph of Article 54(1), or
- (b) regulation 5(5).

(2) The provisions of FIC are—

- (a) Article 9(1)(c), as also read with Annex II;
- (b) Article 21(1)(a), as also read with Articles 9(1)(c) and 18(1) and Annex II;
- (c) the second sub-paragraph of Article 21(1), as also read with Articles 9(1)(c) and 19(1) and Annex II; and
- (d) Article 44(1)(a), as also read with Article 9(1)(c) and regulation 5.

## Penalty

11. A person guilty of an offence under regulation 10 is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

## Application of provisions of the Act

12.—(1) Subsections (1) and (2) of section 10 of the Act (improvement notices) apply, with the modification (in the case of section 10(1)) specified in Part 1 of Schedule 4, for the purposes of—

- (a) enabling an improvement notice to be served on a person requiring the person to comply with any of the following provisions—
  - (i) a provision of FIC specified in Schedule 5, to the extent provided for in section 10 as applied by paragraph (1) and modified by Part 1 of Schedule 4;
  - (ii) regulation 5(3), (4) or (5);
  - (iii) regulation 6(1) or (4);
  - (iv) regulation 7(1), (4) or (5); or

(v) rheoliad 8(1) neu (3); a

- (b) peri bod y methiant i gydymffurfio â hysbysiad y cyfeirir ato yn is-baragraff (a) yn drosedd.

(2) Mae is-adrannau (1) i (8) o adran 32(1) o'r Ddeddf (pwerau mynediad) yn gymwys, gyda'r addasiadau (yn achos adran 32(1)) a bennir yn Rhan 2 o Atodlen 4, er mwyn galluogi swyddog awdurdodedig o awdurdod bwyd neu awdurdod iechyd porthladd—

- (a) i arfer pŵer mynediad er mwyn darganfod a oes neu a oedd darpariaeth yn FIC a bennir yn Atodlen 5 wedi ei thorri, i'r graddau y darperir ar ei chyfer yn adran 32(1)(a) fel y'i cymhwysir gan y paragraff hwn a'i haddasu gan Ran 2 o Atodlen 4;
- (b) i arfer pŵer mynediad er mwyn darganfod a oes unrhyw dystiolaeth bod darpariaeth o'r fath wedi ei thorri; ac
- (c) wrth arfer pŵer mynediad o dan ddarpariaethau adran 32 fel y'i cymhwysir gan y paragraff hwn, i arfer y pwerau yn is-adrannau (5) a (6) ynglŷn â chofnodion.

(3) Mae is-adrannau (1) a (6) o adran 37 o'r Ddeddf (apelau) yn gymwys, gyda'r addasiadau a bennir yn Rhan 3 o Atodlen 4, er mwyn galluogi apêl yn erbyn penderfyniad i gyflwyno hysbysiad y cyfeirir ato ym mharagraff (1)(a).

(4) Mae adran 39 o'r Ddeddf (apelio yn erbyn hysbysiadau gwella) yn gymwys, gyda'r addasiadau (yn achos is-adrannau (1) a (3) o adran 39) a bennir yn Rhan 4 o Atodlen 4, er mwyn ymdrin ag apelau yn erbyn penderfyniad i gyflwyno hysbysiad y cyfeirir ato ym mharagraff (1)(a).

(5) Mae darpariaethau'r Ddeddf a bennir yng ngholofn 1 y tabl yn Rhan 5 o Atodlen 4 yn gymwys, gyda'r addasiadau a bennir yng ngholofn 2 o'r Rhan honno, at ddibenion y Rheoliadau hyn.

(6) Mae paragraffau (1) i (4) heb ragfarn i gymhwyso adrannau 10, 32, 37 a 39 o'r Ddeddf at y Rheoliadau hyn at ddibenion ac eithrio'r rhai a bennir yn y paragraffau hynny.

## Dirymiadau

**13.** Mae'r Rheoliadau a restrir yn Atodlen 6 wedi eu dirymu i'r graddau a bennir.

(v) regulation 8(1) or (3); and

- (b) making the failure to comply with a notice referred to in sub-paragraph (a) an offence.

(2) Subsections (1) to (8) of section 32(1) of the Act (powers of entry) apply, with the modifications (in the case of section 32(1)) specified in Part 2 of Schedule 4, for the purposes of enabling an authorised officer of a food authority or a port health authority—

- (a) to exercise a power of entry to ascertain whether there is, or has been, any contravention of a provision of FIC specified in Schedule 5, to the extent provided for in section 32(1)(a) as applied by this paragraph and modified by Part 2 of Schedule 4;
- (b) to exercise a power of entry to ascertain whether there is any evidence of any contravention of such a provision; and
- (c) when exercising a power of entry under the provisions of section 32 as applied by this paragraph, to exercise the powers in subsections (5) and (6) relating to records.

(3) Subsections (1) and (6) of section 37 of the Act (appeals) apply, with the modifications specified in Part 3 of Schedule 4, for the purpose of enabling a decision to serve a notice referred to in paragraph (1)(a) to be appealed.

(4) Section 39 of the Act (appeals against improvement notices) applies, with the modifications (in the case of subsections (1) and (3) of section 39) specified in Part 4 of Schedule 4, for the purpose of dealing with appeals against a decision to serve a notice referred to in paragraph (1)(a).

(5) The provisions of the Act specified in column 1 of the table in Part 5 of Schedule 4 apply, with the modifications specified in column 2 of that Part, for the purposes of these Regulations.

(6) Paragraphs (1) to (4) are without prejudice to the application of sections 10, 32, 37 and 39 of the Act to these Regulations for purposes other than those specified in those paragraphs.

## Revocations

**13.** The Regulations listed in Schedule 6 are revoked to the extent specified.

(1) Diwygiwyd is-adrannau (5) a (6) o adran 32 gan baragraff 18 o Atodlen 2 i Ddeddf Cyfiawnder Troseddol a'r Heddlu 2001 (p. 16).

(1) Subsections (5) and (6) of section 32 were amended by paragraph 18 of Schedule 2 to the Criminal Justice and Police Act 2001 (c. 16).

**Diwygiadau canlyniadol a mân ddiwygiadau eraill i  
offerynnau statudol**

**14.** Mae Atodlen 7 yn cael effaith.

**Consequential and other minor amendments to  
statutory instruments**

**14.** Schedule 7 has effect.

*Mark Drakeford*

Y Gweinidog Iechyd a Gwasanaethau Cymdeithasol,  
un o Weinidogion Cymru

28 Awst 2014

Minister for Health and Social Services, one of the  
Welsh Ministers

28 August 2014

## ATODLEN 1 Rheoliad 2(3)

Darpariaethau y Rheoliadau hyn sy'n cynnwys cyfeiriadau newidiadwy at FIC yn rhinwedd rheoliad 2(3)

Rheoliad 2(1) ac eithrio'r diffiniad o "FIC"

Rheoliad 3

Rheoliad 4(1) a (3)

Rheoliad 5(1), (3), (5) a (6)

Rheoliad 6(1)

Rheoliad 7(1) a (4)

Rheoliad 8(4)(b)

Rheoliad 10

Paragraff 3 o Ran 2 o Atodlen 2

Atodlen 5

## SCHEDULE 1 Regulation 2(3)

Provisions of these Regulations that contain ambulatory references to FIC by virtue of regulation 2(3)

Regulation 2(1) except for the definition of "FIC"

Regulation 3

Regulation 4(1) and (3)

Regulation 5(1), (3), (5) and (6)

Regulation 6(1)

Regulation 7(1) and (4)

Regulation 8(4)(b)

Regulation 10

Paragraph 3 of Part 2 of Schedule 2

Schedule 5

## ATODLEN 2 Rheoliad 4

Y marc cenedlaethol ar gyfer y rhanddirymiad ynglŷn â briwggig

### RHAN 1

Y marc cenedlaethol

■ For UK market only

### RHAN 2

Manylebau'r marc cenedlaethol

1. Caniateir defnyddio unrhyw fath o ffont ar gyfer y marc cenedlaethol cyhyd ag y bo'n glir i'w ddarllen.

2. Caniateir defnyddio ffont o unrhyw liw ar gyfer y marc cenedlaethol cyhyd ag y bo'n hawdd i'w weld.

3. Yn achos bwyd sydd wedi ei ragbecynnu, rhaid i faint y ffont a ddefnyddir ar gyfer y marc cenedlaethol beidio â bod yn llai na'r canlynol—

- (a) yn achos pecyn neu gynhwysydd o faint y mae Erthygl 13(3) yn gymwys iddo, y maint ffont sy'n ofynnol ar gyfer manylion gorfodol o dan Erthygl 13(3), a

## SCHEDULE 2 Regulation 4

National mark for derogation relating to minced meat

### PART 1

The national mark

■ For UK market only

### PART 2

Specifications for the national mark

1. Any type of font may be used for the national mark so long as it is clearly legible.

2. Any colour font may be used for the national mark so long as it is easily visible.

3. In the case of prepacked food, the font size used for the national mark must not be smaller than—

- (a) in the case of a package or container of a size to which Article 13(3) applies, the font size required for mandatory particulars under Article 13(3), and

- (b) yn achos unrhyw becyn neu gynhwysydd arall, y maint ffont sy'n ofynnol ar gyfer manylion gorfodol o dan Erthygl 13(2).

4. Caiff y marc cenedlaethol gynnwys y testun Cymraeg "Ar gyfer marchnad y DU yn unig" yn ychwanegol at y testun Saesneg yn Rhan 1.

- (b) in the case of any other package or container, the font size required for mandatory particulars under Article 13(2).

4. The national mark may include the Welsh text "Ar gyfer marchnad y DU yn unig" in addition to the English text in Part 1.

### ATODLEN 3 Rheoliad 7

#### Bwydydd nad yw rheoliad 7 yn gymwys iddynt

1. Cig amrwd nad ychwanegwyd cynhwysyn ato ac eithrio ensymau proteolytig.

2. Cyw iâr wedi ei rewi ac wedi ei rewi'n gyflym y mae Erthygl 15 o Reoliad y Comisiwn (EC) Rhif 543/2008 yn nodi rheolau manwl ynglŷn â chymhwyso Rheoliad y Cyngor (EC) Rhif 1234/2007 o ran safonau marchnata cig dofednod(1) yn gymwys iddo ac nad yw ei gynhwysiad dŵr yn fwy na'r gwerthoedd sy'n dechnegol anochel a bennir yn unol â'r hyn y darperir ar ei gyfer yn yr Erthygl honno.

3. Toriadau cig dofednod ffres, wedi eu rhewi ac wedi eu rhewi'n gyflym y mae Erthygl 20 o Reoliad y Comisiwn (EC) Rhif 543/2008 yn gymwys iddynt ac nad yw eu cynhwysiad dŵr yn fwy na'r gwerthoedd sy'n dechnegol anochel a bennir yn unol â'r hyn y darperir ar ei gyfer yn yr Erthygl honno.

4. Brechdanau, rholion wedi eu llenwi a chynhyrchion wedi eu llenwi sy'n debyg o ran eu natur i frechdanau a rholion wedi eu llenwi, sy'n barod i'w bwyta heb ragor o brosesu, ac eithrio cynhyrchion sy'n cynnwys cig a werthir o dan yr enw "byrgyr", "byrgyr rhad" neu "hambyrgyr" (p'un a oleddfir hwy gan eiriau eraill neu beidio).

5. Pitsas a chynhyrchion tebyg sydd â thopin.

6. Unrhyw fwyd o'r enw "potes", "grefi" neu "cawl", p'un a oleddfir hwy gan eiriau eraill neu beidio.

7. Bwyd sy'n gydysodiad o ddau neu ragor o gynhwysion na fu'n destun unrhyw broses neu driniaeth ar ôl cael ei gydysod, ac a werthir i'r defnyddiwr terfynol ar ffurf cyfran unigol y bwriedir iddi gael ei bwyta heb ragor o drin neu brosesu.

### SCHEDULE 3 Regulation 7

#### Foods to which regulation 7 does not apply

1. Raw meat to which no ingredient other than proteolytic enzymes has been added.

2. Frozen and quick-frozen chicken to which Article 15 of Commission Regulation (EC) No 543/2008 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 as regards the marketing standards for poultrymeat(1) applies and the water content of which does not exceed the technically unavoidable values determined as provided for in that Article.

3. Fresh, frozen and quick-frozen poultry-cuts to which Article 20 of Commission Regulation (EC) No 543/2008 applies and the water content of which does not exceed the technically unavoidable values determined as provided for in that Article.

4. Sandwiches, filled rolls and filled products of a similar nature to sandwiches and filled rolls, which are ready for consumption without further processing, except for products containing meat which are sold under the name (whether or not qualified by other words) "burger", "economy burger" or "hamburger".

5. Pizzas and similar topped products.

6. Any food for which the name is "broth", "gravy" or "soup", whether or not qualified by other words.

7. A food consisting of an assemblage of two or more ingredients that has not been subjected to any processing or treatment once it has been assembled, and which is sold to the final consumer as an individual portion intended to be consumed without further processing or treatment.

(1) OJ Rhif L 157, 17.6.2008, t 46, a ddiwygiwyd ddiwethaf gan Reoliad (EU) Rhif 1308/2013 Senedd Ewrop a'r Cyngor (OJ Rhif L 347, 20.12.2013, t 671).

(1) OJ No L 157, 17.6.2008, p 46, last amended by Regulation (EU) No 1308/2013 of the European Parliament and of the Council (OJ No L 347, 20.12.2013, p 671).

# Cymhwyso ac addasu darpariaethau'r Ddeddf

## RHAN 1

### Addasu adran 10(1)

1. Yn lle adran 10(1) (hysbysiadau gwella) rhodder—

“(1) If an authorised officer of an enforcement authority has reasonable grounds for believing that a person is failing to comply with a provision specified in subsection (1A), the authorised officer may, by a notice served on that person (in this Act referred to as an “improvement notice”)—

- (a) state the officer’s grounds for believing that the person is failing to comply with the relevant provision;
- (b) specify the matters which constitute the person’s failure so to comply;
- (c) specify the measures which, in the officer’s opinion, the person must take in order to secure compliance; and
- (d) require the person to take those measures, or measures that are at least equivalent to them, within such period as may be specified in the notice.

(1A) The provisions are—

- (a) a provision of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers<sup>(1)</sup> specified in entry 1, 3, 5 to 11, 23 to 27, 29, 31 or 66 of the table in Part 2 of Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations), except to the extent that the provision applies to the mandatory particular relating to net quantity required by Article 9(1)(e) of Regulation (EU) No 1169/2011, as read with Article 23 of, and Annex IX to, that Regulation;
- (b) a provision of Regulation (EU) No 1169/2011 of the European Parliament

(1) OJ Rhif L 304, 22.11.2011, t 18, a ddiwygiwyd ddiwethaf gan Reoliad Dirprwyedig y Comisiwn (EU) Rhif 78/2014 (OJ Rhif L 27, 30.1.2014, t 7).

# Application and modification of provisions of the Act

## PART 1

### Modification of section 10(1)

1. For section 10(1) (improvement notices) substitute—

“(1) If an authorised officer of an enforcement authority has reasonable grounds for believing that a person is failing to comply with a provision specified in subsection (1A), the authorised officer may, by a notice served on that person (in this Act referred to as an “improvement notice”)—

- (a) state the officer’s grounds for believing that the person is failing to comply with the relevant provision;
- (b) specify the matters which constitute the person’s failure so to comply;
- (c) specify the measures which, in the officer’s opinion, the person must take in order to secure compliance; and
- (d) require the person to take those measures, or measures that are at least equivalent to them, within such period as may be specified in the notice.

(1A) The provisions are—

- (a) a provision of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers<sup>(1)</sup> specified in entry 1, 3, 5 to 11, 23 to 27, 29, 31 or 66 of the table in Part 2 of Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations), except to the extent that the provision applies to the mandatory particular relating to net quantity required by Article 9(1)(e) of Regulation (EU) No 1169/2011, as read with Article 23 of, and Annex IX to, that Regulation;
- (b) a provision of Regulation (EU) No 1169/2011 of the European Parliament

(1) OJ No L 304, 22.11.2011, p 18, last amended by Commission Delegated Regulation (EU) No 78/2014 (OJ No L 27, 30.1.2014, p 7).

and of the Council specified in entry 2, 67 or 68 of the table in Part 2 of Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations), except to the extent that the provision applies to food information relating to quantity;

- (c) any other provision of Regulation (EU) No 1169/2011 of the European Parliament and of the Council specified in Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations); or
- (d) any of the following provisions of the Food Information (Wales) Regulations 2014—
  - (i) regulation 5(3), (4) or (5);
  - (ii) regulation 6(1) or (4);
  - (iii) regulation 7(1), (4) or (5); or
  - (iv) regulation 8(1) or (3)."

## RHAN 2

### Addasu adran 32(1)

2. Yn lle paragraffau (a) i (c) o adran 32(1) (pwerau mynediad) rhodder—

- “(a) to enter any premises within the authority’s area for the purpose of ascertaining whether there is or has been on the premises any contravention of—
  - (i) a provision of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers specified in entry 1, 3, 5 to 11, 23 to 27, 29, 31 or 66 of the table in Part 2 of Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations), except to the extent that the provision applies to the mandatory particular relating to net quantity required by Article 9(1)(e) of Regulation (EU) No 1169/2011, as read with Article 23 of, and Annex IX to, that Regulation;
  - (ii) a provision of Regulation (EU) No 1169/2011 of the European

and of the Council specified in entry 2, 67 or 68 of the table in Part 2 of Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations), except to the extent that the provision applies to food information relating to quantity;

- (c) any other provision of Regulation (EU) No 1169/2011 of the European Parliament and of the Council specified in Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations); or
- (d) any of the following provisions of the Food Information (Wales) Regulations 2014—
  - (i) regulation 5(3), (4) or (5);
  - (ii) regulation 6(1) or (4);
  - (iii) regulation 7(1), (4) or (5); or
  - (iv) regulation 8(1) or (3)."

## PART 2

### Modification of section 32(1)

2. For paragraphs (a) to (c) of section 32(1) (powers of entry) substitute—

- “(a) to enter any premises within the authority’s area for the purpose of ascertaining whether there is or has been on the premises any contravention of—
  - (i) a provision of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers specified in entry 1, 3, 5 to 11, 23 to 27, 29, 31 or 66 of the table in Part 2 of Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations), except to the extent that the provision applies to the mandatory particular relating to net quantity required by Article 9(1)(e) of Regulation (EU) No 1169/2011, as read with Article 23 of, and Annex IX to, that Regulation;
  - (ii) a provision of Regulation (EU) No 1169/2011 of the European

Parliament and of the Council specified in entry 2, 67 or 68 of the table in Part 2 of Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations), except to the extent that the provision applies to food information relating to quantity; and

- (iii) any other provision of Regulation (EU) No 1169/2011 of the European Parliament and of the Council specified in Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations); and
- (b) to enter any business premises, whether within or outside of the authority's area, for the purpose of ascertaining whether there is on the premises any evidence of any contravention within that area of any such provisions;”.

### RHAN 3

#### Addasu adran 37(1) a (6)

##### 3. Yn lle adran 37(1) (apelio) rhodder—

“(1) Any person who is aggrieved by a decision of an authorised officer of an enforcement authority to serve an improvement notice under section 10(1), as applied and modified by regulation 12(1) of, and Part 1 of Schedule 4 to, the Food Information (Wales) Regulations 2014, may appeal to the magistrates’ court.”

##### 4. Yn adran 37(6)—

- (a) yn lle “(3) or (4)” rhodder “(1)”, a
- (b) ym mharagraff (a), hepgorer “or to the sheriff”.

### RHAN 4

#### Addasu adran 39(1) a (3)

##### 5. Yn lle adran 39(1) (apelio yn erbyn hysbysiadau gwella) rhodder—

“(1) On an appeal against an improvement notice served under section 10(1), as applied and modified by regulation 12(1) of, and Part 1 of Schedule 4 to, the Food Information (Wales) Regulations 2014, the court may either cancel or

Parliament and of the Council specified in entry 2, 67 or 68 of the table in Part 2 of Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations), except to the extent that the provision applies to food information relating to quantity; and

- (iii) any other provision of Regulation (EU) No 1169/2011 of the European Parliament and of the Council specified in Schedule 5 to the Food Information (Wales) Regulations 2014 (as read with regulation 2(3) of, and Schedule 1 to, those Regulations); and
- (b) to enter any business premises, whether within or outside of the authority's area, for the purpose of ascertaining whether there is on the premises any evidence of any contravention within that area of any such provisions;”.

### PART 3

#### Modification of section 37(1) and (6)

##### 3. For section 37(1) (appeals) substitute—

“(1) Any person who is aggrieved by a decision of an authorised officer of an enforcement authority to serve an improvement notice under section 10(1), as applied and modified by regulation 12(1) of, and Part 1 of Schedule 4 to, the Food Information (Wales) Regulations 2014, may appeal to the magistrates’ court.”

##### 4. In section 37(6)—

- (a) for “(3) or (4)” substitute “(1)”, and
- (b) in paragraph (a), omit “or to the sheriff”.

### PART 4

#### Modification of section 39(1) and (3)

##### 5. For section 39(1) (appeals against improvement notices) substitute—

“(1) On an appeal against an improvement notice served under section 10(1), as applied and modified by regulation 12(1) of, and Part 1 of Schedule 4 to, the Food Information (Wales) Regulations 2014, the court may either cancel or

affirm the notice and, if it affirms it, may do so either in its original form or with such modifications as the court may in the circumstances think fit.”

6. Yn adran 39(3) hepgorer “for want of prosecution”.

affirm the notice and, if it affirms it, may do so either in its original form or with such modifications as the court may in the circumstances think fit.”

6. In section 39(3) omit “for want of prosecution”.

## RHAN 5

### Cymhwyso ac addasu darpariaethau eraill yn y Ddeddf

| <i>Colofn 1</i><br><i>Y ddarpariaeth yn y Ddeddf</i>                                                  | <i>Colofn 2</i><br><i>Yr addasiadau</i>                                                                                                                                                                                                                                                                                                             |
|-------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Adran 3 (rhagdybiaethau bod bwyd wedi ei fwriadu i'w fwyta gan bobl)                                  | Yn is-adran (1), yn lle “this Act” rhodder “the Food Information (Wales) Regulations 2014”                                                                                                                                                                                                                                                          |
| Adran 20 (troseddau oherwydd bai person arall)                                                        | Yn lle “any of the preceding provisions of this Part” rhodder “section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations”                                                                                                                                               |
| Adran 21(1) (amddiffyniad diwydrwydd dyladwy)                                                         | Yn is-adran (1), yn lle “any of the preceding provisions of this Part” rhodder “section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations”<br>Yn is-adran (2), yn lle “section 14 or 15 above” rhodder “regulation 10 of the Food Information (Wales) Regulations 2014” |
| Adran 22 (amddiffyniad cyhoeddi yng nghwrs busnes)                                                    | Yn lle “any of the preceding provisions of this Part” rhodder “regulation 10 of the Food Information (Wales) Regulations 2014”                                                                                                                                                                                                                      |
| Adran 29 (caffael samplau)                                                                            | Ym mharagraff (b)(ii), ar ôl “under section 32 below”, mewnosoder “, including under section 32 as applied and modified by regulation 12(2) of, and Part 2 of Schedule 4 to, the Food Information (Wales) Regulations 2014”                                                                                                                         |
| Adran 30(8) (sy'n ymwneud â thystiolaeth tystysgrifau a roddir gan ddadansoddydd neu archwilydd bwyd) | Yn lle “this Act” rhodder “the Food Information (Wales) Regulations 2014”                                                                                                                                                                                                                                                                           |
| Adran 33 (rhwystro etc. swyddogion)                                                                   | Yn is-adran (1), yn lle “this Act” (ym mhob man lle y mae'n digwydd) rhodder “the Food Information (Wales) Regulations 2014”                                                                                                                                                                                                                        |
| Adran 35(1)(2) a (2) (cosbi troseddau)                                                                | Yn is-adran (1), ar ôl “section 33(1) above”, mewnosoder “, as applied and modified by regulation 12(5) of, and Part 5 of Schedule 4 to, the Food Information (Wales) Regulations 2014,”<br>Ar ôl is-adran (1), mewnosoder—<br>“(1A) A person guilty of an offence under section 10(2), as                                                          |

(1) Diwygiwyd adran 21(2) gan O.S. 2004/3279.

(2) Mae adran 35(1) wedi ei diwygio gan baragraff 42 o Atodlen 26 i Ddeddf Cyfiawnder Troseddol 2003 (p. 44) o ddyddiad i'w bennu.

| <i>Colofn 1</i><br><i>Y ddarpariaeth yn y Ddeddf</i>       | <i>Colofn 2</i><br><i>Yr addasiadau</i>                                                                                                                                                                   |
|------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                                            | applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, shall be liable, on summary conviction, to a fine not exceeding level 5 on the standard scale.”                             |
|                                                            | Yn is-adran (2)—                                                                                                                                                                                          |
|                                                            | (a) yn lle “any other offence under this Act” rhodder “an offence under section 33(2), as applied by regulation 12(5) of, and Part 5 of Schedule 4 to, the Food Information (Wales) Regulations 2014,”; a |
|                                                            | (b) ym mharagraff (b), yn lle “relevant amount” rhodder “statutory maximum”                                                                                                                               |
| Adran 36 (troseddau corff corfforaethol)                   | Yn is-adran (1), yn lle “this Act” rhodder “section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations,”                       |
| Adran 36A(1) (troseddau partneriaethau'r Alban)            | Yn lle “this Act” rhodder “section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations,”                                        |
| Adran 44 (amddiffyn swyddogion sy'n gweithredu'n ddidwyll) | Yn lle “this Act” (ym mhob man lle y mae'n digwydd) rhodder “the Food Information (Wales) Regulations 2014”                                                                                               |

## ATODLEN 5

Rheoliad 12

### Hysbysiadau gwella – darpariaethau FIC penodedig

#### RHAN 1

Y ddarpariaeth yn FIC y caniateir i hysbysiad gwella gael ei gyflwyno mewn perthynas â hi ar ac ar ôl 19 Medi 2014

| <i>Y ddarpariaeth yn FIC</i>                                                                                                                                                                                 | <i>Y darpariaethau sydd i'w darllen gyda'r ddarpariaeth yn FIC</i>                                                                  |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------|
| Erthygl 17(5) i'r graddau y mae'n gymwys i'r gofynion yn Rhan B o Atodiad VI ynghylch y dynodiad “minced meat” (gofynion ynghylch y dynodiad “minced meat” a'r manylion y mae'n rhaid iddynt gyd-fynd ag ef) | Erthyglau 1(3) a 6 a thrydydd is-baragraff Erthygl 54(1), ail is-baragraff Erthygl 55, Rhan B o Atodiad VI, rheoliad 4 ac Atodlen 2 |

(1) Mewnosodwyd adran 36A gan baragraff 16 o Atodlen 5 i Ddeddf Safonau Bwyd 1999 (p. 28).

## RHAN 2

Y darpariaethau yn FIC y caniateir i hysbysiad gwella gael ei gyflwyno mewn perthynas  
â hwy ar ac ar ôl 13 Rhagfyr 2014

| <i>Rhif</i> | <i>Y ddarpariaeth yn FIC</i>                                                                                                        | <i>Y darpariaethau sydd i'w darllen gyda'r darpariaethau yn FIC</i>                                                                                                             |
|-------------|-------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.          | Erthygl 6 (gofyniad sylfaenol bod rhaid i wybodaeth am fwyd gyd-fynd â bwyd)                                                        | Erthyglau 1(3) a 30(2) a (3), is-baragraff cyntaf Erthygl 54(1) ac Erthyglau eraill FIC a restrir yng Ngholofn 1, fel y bo'n briodol                                            |
| 2.          | Erthygl 7(1) (gwaharddiad ar wybodaeth gamarweiniol)                                                                                | Erthyglau 1(3), 6 a 7(4) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                   |
| 3.          | Erthygl 7(2) (gofyniad ynglŷn â gwybodaeth gywir, glir a hawdd ei deall)                                                            | Erthyglau 1(3), 6 a 7(4) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                   |
| 4.          | Erthygl 7(3) (gwahardd gwybodaeth am fwyd rhag priodoli manteision iechyd i unrhyw fwyd yn ddarostyngedig i randdirymiadau penodol) | Erthyglau 1(3), 6 a 7(4) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                   |
| 5.          | Erthygl 8(2) (gofyniad bod rhaid i weithredwr busnes bwyd sicrhau bod gwybodaeth am fwyd yn bresennol ac yn gywir)                  | Erthyglau 1(3), 6 ac 8(1) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                  |
| 6.          | Erthygl 8(3) (gofyniad bod rhaid i weithredwr busnes bwyd beidio â chyflenwi bwyd nad yw'n cydymffurfio)                            | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                         |
| 7.          | Erthygl 8(4) (cyfyngiadau ar addasu gwybodaeth sy'n cyd-fynd â bwyd)                                                                | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                         |
| 8.          | Erthygl 8(5) (gofyniad bod rhaid sicrhau a dilysu y cydymffurfir â'r gyfraith ar wybodaeth am fwyd etc.)                            | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                         |
| 9.          | Erthygl 8(6) (gofyniad bod rhaid trosglwyddo gwybodaeth ynglŷn â bwydydd nad ydynt wedi eu rhagbecynnu)                             | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                         |
| 10.         | Erthygl 8(7) (gofyniad ynghylch y manylion gorfodol y gofynnir amdanynt gan Erthyglau 9 a 10)                                       | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                         |
| 11.         | Erthygl 8(8) (gofyniad bod rhaid i weithredwr busnes bwyd ddarparu digon o wybodaeth i weithredwyr busnes bwyd eraill)              | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                         |
| 12.         | Erthygl 9(1)(a) (dangosiad gorfodol ynglŷn ag enw'r bwyd)                                                                           | Erthyglau 1(3), 6, 9(2), 16(1) a (2), 17, 22(1)(a) a 40, is-baragraff cyntaf Erthygl 54(1), Atodiad VI a rheoliad 3                                                             |
| 13.         | Erthygl 9(1)(b) (dangosiad gorfodol ynglŷn â'r rhestr cynhwysion)                                                                   | Erthyglau 1(3), 6, 9(2), 11 ac 16(1) a (2), is-baragraff cyntaf Erthygl 16(4), Erthyglau 18, 19(1), 20 a 40, is-baragraff cyntaf Erthygl 54(1), Atodiadau VI a VII a rheoliad 3 |
| 14.         | Erthygl 9(1)(c) (dangosiad gorfodol ynglŷn â chynhwysion a chynorthwyon prosesu sy'n peri alergeddau neu anoddefeddau)              | Erthyglau 1(3), 6, 9(2), 11, 16(1) a (2), 18(1), 21(1) a 40, is-baragraff cyntaf Erthygl 54(1), Atodiad II a rheoliad 3                                                         |
| 15.         | Erthygl 9(1)(d) (dangosiad gorfodol ynglŷn â swm cynhwysion penodol neu gategoriau penodol o gynhwysion)                            | Erthyglau 1(3), 6, 9(2), 11, 16(1) a (2), 22 a 40, is-baragraff cyntaf Erthygl 54(1), Atodiad VIII a rheoliad 3                                                                 |
| 16.         | Erthygl 9(1)(f) (dangosiad gorfodol ynglŷn â dyddiad isafswm parhauster neu'r dyddiad "use                                          | Erthyglau 1(3), 6, 9(2), 16(1) a (2), 24 a 40, is-baragraff cyntaf Erthygl 54(1), pwyntiau                                                                                      |

| <i>Rhif</i> | <i>Y ddarpariaeth yn FIC</i>                                                                                                                                 | <i>Y darpariaethau sydd i'w darllen gyda'r darpariaethau yn FIC</i>                                                                                                                                                                                                           |
|-------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             | by'')                                                                                                                                                        | 1 a 2 o Atodiad X a rheoliad 3                                                                                                                                                                                                                                                |
| 17.         | Erthygl 9(1)(g) (dangosiad gorfodol ynglŷn ag unrhyw amodau storio arbennig, amodau defnyddio, neu'r ddau)                                                   | Erthyglau 1(3), 6, 9(2), 16(1) a (2), 25 a 40, is-baragraff cyntaf Erthygl 54(1) a rheoliad 3                                                                                                                                                                                 |
| 18.         | Erthygl 9(1)(h) (dangosiad gorfodol ynglŷn ag enw neu enw busnes a chyfeiriad y gweithredwr busnes bwyd)                                                     | Erthyglau 1(3), 6, 8(1), 9(2), 16(1) a (2) a 40, is-baragraff cyntaf Erthygl 54(1) a rheoliad 3                                                                                                                                                                               |
| 19.         | Erthygl 9(1)(i) (dangosiad gorfodol ynglŷn â'r wlad tarddiad neu'r tarddle)                                                                                  | Erthyglau 1(3), 6, 9(2), 16(1) a (2), 26(1) a (2) a 40, is-baragraff cyntaf Erthygl 54(1) a rheoliad 3                                                                                                                                                                        |
| 20.         | Erthygl 9(1)(j) (dangosiad gorfodol ynglŷn â chyfarwyddiadau defnyddio)                                                                                      | Erthyglau 1(3), 6, 9(2), 16(1) a (2), 27 a 40, is-baragraff cyntaf Erthygl 54(1) a rheoliad 3                                                                                                                                                                                 |
| 21.         | Erthygl 9(1)(k) (dangosiad gorfodol ynglŷn â chryfder alcoholaidd gwirioneddol diodydd sy'n cynnwys mwy na 1.2% o alcohol yn ôl cyfaint)                     | Erthyglau 1(3), 6, 9(2), 11, 16(1) a (2) a 28, is-baragraff cyntaf Erthygl 54(1) ac Atodiad XII                                                                                                                                                                               |
| 22.         | Erthygl 10(1) (manylion gorfodol ychwanegol ar gyfer mathau penodol o fwyd)                                                                                  | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Atodiad III                                                                                                                                                                                                          |
| 23.         | Erthygl 12(1) (argaeledd a lleoliad gwybodaeth orfodol am fwyd)                                                                                              | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Erthygl 12(2) yn achos bwydydd wedi eu rhagbecynnu, Erthyglau 12(5) a 44 yn achos bwydydd nad ydynt wedi eu rhagbecynnu ac Erthyglau 14 a 44 ar gyfer bwydydd y cynigir eu gwerthu drwy gyfrwng cyfathrebu o hirbell |
| 24.         | Erthygl 12(2) (gofyniad cyffredinol i wybodaeth orfodol am fwyd ymddangos yn uniongyrchol ar y pecyn neu ar label sydd ynghlwm wrth fwyd wedi ei ragbecynnu) | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                                         |
| 25.         | Erthygl 13(1) (gofyniad cyffredinol ynglŷn â dangos manylion gorfodol)                                                                                       | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac, yn achos bwydydd nad ydynt wedi eu rhagbecynnu etc. sy'n cynnwys sylwedd neu gynnyrch alergenaid etc., rheoliad 5                                                                                                   |
| 26.         | Erthygl 13(2) (gofyniad ynglŷn â dangos manylion gorfodol y cyfeirir atynt yn Erthygl 9(1)(a) i (l))                                                         | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Atodiad IV, ac, o ran Erthygl 13(2) fel y mae'n gymwys i ddangos datganiad gorfodol ynglŷn â maethiad, ail is-baragraff Erthygl 55                                                                                   |
| 27.         | Erthygl 13(3) (maint ffont manylion gorfodol ar becynnau llai)                                                                                               | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                                       |
| 28.         | Erthygl 13(5) (gofynion ynglŷn â maes gweledd)                                                                                                               | Erthyglau 1(3), 6, 13(6) ac 16(1) a (2) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                  |
| 29.         | Erthygl 14(1) (gwerthu bwydydd wedi eu rhagbecynnu o hirbell)                                                                                                | Erthyglau 1(3), 6, 9 a 14(3) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                             |
| 30.         | Erthygl 14(2) (gwerthu bwydydd nad ydynt wedi eu rhagbecynnu o hirbell)                                                                                      | Erthyglau 1(3), 6, 14(1) a 42 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                            |
| 31.         | Erthygl 15(1) (gofynion ynglŷn ag iaith)                                                                                                                     | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                                       |
| 32.         | Erthygl 17(1) (enw'r bwyd)                                                                                                                                   | Erthyglau 1(3), 6 a 9(1), is-baragraff cyntaf Erthygl 54(1), rheoliad 4 ac Atodlen 2                                                                                                                                                                                          |
| 33.         | Erthygl 17(2) (defnyddio'r enw a ddefnyddir ar gyfer bwyd yn yr Aelod-wladwriaeth sy'n ei gynhyrchu mewn Aelod-wladwriaeth arall: yr                         | Erthyglau 1(3), 6, 9(1) a 17(1) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                          |

| <i>Rhif</i> | <i>Y ddarpariaeth yn FIC</i>                                                                                                                                                                                 | <i>Y darpariaethau sydd i'w darllen gyda'r darpariaethau yn FIC</i>                                                                                                                                                                                                         |
|-------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             | angen am wybodaeth ddisgrifiadol arall yn ychwanegol at enw'r bwyd mewn achosion penodol)                                                                                                                    |                                                                                                                                                                                                                                                                             |
| 34.         | Erthygl 17(3) (gwaharddiad mewn achosion eithriadol penodol rhag defnyddio enw a ddefnyddir ar gyfer bwyd mewn Aelod-wladwriaeth sy'n ei gynhyrchu wrth farchnata'r bwyd hwnnw mewn Aelod-wladwriaeth arall) | Erthyglau 1(3), 6, 9(1) a 17(1) a (2) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                  |
| 35.         | Erthygl 17(4) (gwaharddiad rhag gosod enw arall yn lle enw bwyd)                                                                                                                                             | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                                     |
| 36.         | Erthygl 17(5) (gofynion ynglŷn ag enw bwyd a manylion y mae'n rhaid iddynt gyd-fynd ag ef) ac eithrio i'r graddau y mae'n gymwys i'r gofynion penodol yn Rhan B o Atodiad VI ynghylch dynodiad "minced meat" | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Atodiad VI                                                                                                                                                                                                         |
| 37.         | Erthygl 18(1) (gofynion ynglŷn â'r rhestr cynhwysion)                                                                                                                                                        | Erthyglau 1(3), 6, 18(4), 19(1) ac 20, is-baragraff cyntaf Erthygl 54(1), Atodiad VII, rheoliad 8 ac is-baragraff cyntaf paragraff 5 o Erthygl 3 o Gyfarwydddeb y Cyngor 2001/112/EC ynglŷn â suddoedd ffrwythau a chynhyrchion tebyg penodol y bwriedir i bobl eu hyfed(1) |
| 38.         | Erthygl 18(2) (gofyniad bod rhaid dynodi cynhwysion yn ôl eu henw penodol)                                                                                                                                   | Erthyglau 1(3), 6, 17, 18(4) a 19(1), is-baragraff cyntaf Erthygl 54(1) ac Atodiadau VI a VII                                                                                                                                                                               |
| 39.         | Erthygl 18(3) (gofyniad ynglŷn â chynhwysion sy'n nanoddefnyddiau)                                                                                                                                           | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                                     |
| 40.         | Erthygl 21(1) (gofynion ynglŷn â sylweddau neu gynhyrchion penodol sy'n peri alergedd neu anoddefedd)                                                                                                        | Erthyglau 1(3), 6, 9(1)(c) a 18(1), is-baragraff cyntaf Erthygl 54(1), Atodiad II ac, yn achos bwydydd nad ydynt wedi eu rhagbecynnu etc. sy'n cynnwys sylwedd neu gynnyrch alergenaidd etc., rheoliad 5                                                                    |
| 41.         | Erthygl 22(1) (gofyniad ynglŷn â'r angen i ddarparu dangosiad meintiol o gynhwysyn)                                                                                                                          | Erthyglau 1(3), 6 a 22(2), is-baragraff cyntaf Erthygl 54(1) ac Atodiad VIII                                                                                                                                                                                                |
| 42.         | Erthygl 22(2) (rheolau technegol ynglŷn â dangosiad meintiol o gynhwysion)                                                                                                                                   | Erthyglau 1(3), 6 a 22(1), is-baragraff cyntaf Erthygl 54(1) ac Atodiad VIII                                                                                                                                                                                                |
| 43.         | Erthygl 24(1), y frawddeg gyntaf (gofyniad ynglŷn â dyddiadau "use by")                                                                                                                                      | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                                     |
| 44.         | Erthygl 24(2) (gofyniad i fynegi dyddiad isafswm parhauster, dyddiad "use by" a dyddiad rhewi mewn modd penodol)                                                                                             | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Atodiad X                                                                                                                                                                                                          |
| 45.         | Erthygl 25(1) (gofyniad bod rhaid dangos amodau storio neu amodau defnyddio arbennig, neu'r ddau, ar fwyd)                                                                                                   | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                                     |
| 46.         | Erthygl 25(2) (gofyniad bod rhaid dangos amodau storio priodol neu erbyn pa bryd y dylai bwyd gael ei fwyta ar ôl agor y pecyn sy'n cynnwys y bwyd neu'r ddau)                                               | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                                                                     |
| 47.         | Erthygl 26(2)(a) (gofyniad ynglŷn â dangosiad gorfodol ynglŷn â gwlad tarddiad neu darddle)                                                                                                                  | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Atodiad XI                                                                                                                                                                                                         |

(1) OJ Rhif L 10, 12.1.2002, t 58, a ddiwygiwyd ddiwethaf gan Gyfarwydddeb 2012/12/EU Senedd Ewrop a'r Cyngor (OJ Rhif L 115, 27.4.2012, t 1).

| <i>Rhif</i> | <i>Y ddarpariaeth yn FIC</i>                                                                                                                                                                                                                                                                                                                                                                  | <i>Y darpariaethau sydd i'w darllen gyda'r darpariaethau yn FIC</i>                                                                                                                                                            |
|-------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|             | mewn achosion penodol)                                                                                                                                                                                                                                                                                                                                                                        |                                                                                                                                                                                                                                |
| 48.         | Erthygl 27(1) (dangosiad ynglŷn â chyfarwyddiadau defnyddio)                                                                                                                                                                                                                                                                                                                                  | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                        |
| 49.         | Erthygl 28(2) (dangosiad o gryfder alcoholaidd yn ôl cyfaint ar gyfer diodydd sy'n cynnwys mwy nag 1.2% o alcohol yn ôl cyfaint)                                                                                                                                                                                                                                                              | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Atodiad XII                                                                                                                                                           |
| 50.         | Erthygl 30(1) (cynnwys y datganiad gorfodol am faethiad)                                                                                                                                                                                                                                                                                                                                      | Erthyglau 1(3), 6, 29, 31(1) (fel y'i darllenir gydag Atodiad XIV) a 31(3), is-baragraff cyntaf Erthygl 31(4), Erthyglau 32(1) (fel y'i darllenir gydag Atodiad XV), 32(2), 33(1) a 35(1) ac is-baragraff cyntaf Erthygl 54(1) |
| 51.         | Erthygl 31(1) (ffactorau trosi i'w defnyddio i gyfrifo gwerth egni)                                                                                                                                                                                                                                                                                                                           | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Atodiad XIV                                                                                                                                                           |
| 52.         | Erthygl 31(3), yr is-baragraff cyntaf (gofyniad bod rhaid i'r gwerth egni a'r symiau o faetholion gyfeirio at y bwyd fel y'i gwerthir ac eithrio fel y darperir ar ei gyfer yn ail is-baragraff Erthygl 31(3))                                                                                                                                                                                | Erthyglau 1(3), 6 a 30(1) i (5) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                           |
| 53.         | Erthygl 31(4), yr is-baragraff cyntaf (gofyniad bod rhaid i'r gwerthoedd yn y datganiad fod yn werthoedd cyfartalog wedi eu seilio ar fethodoleg a nodir yn is-baragraff cyntaf Erthygl 31(4))                                                                                                                                                                                                | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                        |
| 54.         | Erthygl 32(1) (gofyniad bod rhaid defnyddio'r unedau mesur a restrir yn Atodiad XV ar gyfer gwerth egni a symiau maetholion)                                                                                                                                                                                                                                                                  | Erthyglau 1(3) a 6, is-baragraff cyntaf Erthygl 54(1) ac Atodiad XV                                                                                                                                                            |
| 55.         | Erthygl 32(2) (gwerth egni a swm maetholion i'w mynegi fesul 100 gram neu fesul 100 mililitr)                                                                                                                                                                                                                                                                                                 | Erthyglau 1(3), 6, 33(1), (2) a (3), is-baragraff cyntaf Erthygl 54(1) a Rhan B o Atodiad XIII                                                                                                                                 |
| 56.         | Erthygl 32(3) (datganiad ynglŷn â fitaminau a mwynau hefyd i'w fynegi fel canran o'r cymeriant cyfeirio)                                                                                                                                                                                                                                                                                      | Erthyglau 1(3), 6 a 30(2)(f), is-baragraff cyntaf Erthygl 54(1) a Rhan A o Atodiad XIII                                                                                                                                        |
| 57.         | Erthygl 32(5) (gofyniad ynglŷn â datganiad ychwanegol ynglŷn â chymieriant cyfeirio oedolyn cyfartalog)                                                                                                                                                                                                                                                                                       | Erthyglau 1(3), 6 a 32(4) (fel y'i darllenir gyda Rhan B o Atodiad XIII) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                  |
| 58.         | Erthygl 33(1) (gofynion mewn achosion lle gellir mynegi gwerth egni a swm maetholion fesul cyfran, fesul uned fwyta neu yfed, neu fesul cyfran a fesul uned fwyta neu yfed ill dau, yn ychwanegol at neu yn hytrach na fesul 100 gram neu fesul 100 mililitr)                                                                                                                                 | Erthyglau 1(3), 6 a 32(2), (3) a (4) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                      |
| 59.         | Erthygl 33(2), yr ail is-baragraff (gofyniad bod rhaid mynegi gwerth egni fesul 100 gram neu fesul 100 mililitr a fesul cyfran neu fesul uned fwyta neu yfed pan fydd gwybodaeth am egni, braster, braster dirlawn, siwgrau a halen yn cael ei hailadrodd yn wirfoddol yn y prif faes gwelededd, a bod symiau'r maetholion wedi eu mynegi fesul cyfran neu fesul uned fwyta neu yfed yn unig) | Erthyglau 1(3), 6, 30(3)(b) a 32(2), is-baragraff cyntaf Erthygl 33(2) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                    |
| 60.         | Erthygl 33(4) (gofyniad bod rhaid i'r gyfran neu'r uned a ddefnyddir fod yn agos at y datganiad ynglŷn â maethiad)                                                                                                                                                                                                                                                                            | Erthyglau 1(3), 6 a 33(1) ac is-baragraff cyntaf Erthygl 54(1)                                                                                                                                                                 |

| <i>Rhif</i> | <i>Y ddarpariaeth yn FIC</i>                                                                                                                                                                                                                           | <i>Y darpariaethau sydd i'w darllen gyda'r darpariaethau yn FIC</i>                                                  |
|-------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------|
| 61.         | Erthygl 34(1) (dangos y datganiad gorfodol ynglŷn â maethiad ac unrhyw wybodaeth ategol a ddarperir yn unol ag Erthygl 30(2) – maes gwelededd, fformat a threfn dangos)                                                                                | Erthyglau 1(3), 6 a 30(1) a (2), is-baragraff cyntaf Erthygl 54(1) ac Atodiad XV                                     |
| 62.         | Erthygl 34(2) (dangos y datganiad gorfodol ynglŷn â maethiad ac unrhyw wybodaeth ategol a ddarperir yn unol ag Erthygl 30(2) – fformat ac aliniad y rhifau)                                                                                            | Erthyglau 1(3), 6, a 30(1) a (2), ail is-baragraff Erthygl 34(3), Erthygl 34(4) ac is-baragraff cyntaf Erthygl 54(1) |
| 63.         | Erthygl 34(3), yr is-baragraff cyntaf (dangos gwybodaeth am faethiad mewn achos lle'r ailadroddir gwybodaeth benodol am faethiad (ar sail wirfoddol) yn unol ag Erthygl 30(3))                                                                         | Erthyglau 1(3), 6 a 30(3), ail is-baragraff Erthygl 34(3) ac is-baragraff cyntaf Erthygl 54(1)                       |
| 64.         | Erthygl 34(5), is-baragraff cyntaf (gofyniad bod rhaid i ddangosiad o werth egni neu swm maetholion dibwys, pan ddefnyddir ef, fod yn agos at y datganiad ynglŷn â maethiad, pan geir un)                                                              | Erthyglau 1(3), 6 a 30(1) i (5) ac is-baragraff cyntaf Erthygl 54(1)                                                 |
| 65.         | Erthygl 35(1) (gofynion pan ddefnyddir mathau ychwanegol o fynegi ac o ddangos gwerth egni a swm maetholion)                                                                                                                                           | Erthyglau 1(3), 6, 7, 30(1) i (5), 32(2) a (4), 33 a 34(2), is-baragraff cyntaf Erthygl 54(1) ac Atodiad VIII        |
| 66.         | Erthygl 36(1) (gofynion y mae'n rhaid i wybodaeth wirfoddol gydymffurfio â hwy)                                                                                                                                                                        | Erthyglau 1(3) a 6, adrannau 2 a 3 o Bennod IV ac is-baragraff cyntaf Erthygl 54(1)                                  |
| 67.         | Erthygl 36(2) (gofynion ychwanegol y mae'n rhaid i wybodaeth wirfoddol gydymffurfio â hwy)                                                                                                                                                             | Erthyglau 1(3), 6 a 7 ac is-baragraff cyntaf Erthygl 54(1)                                                           |
| 68.         | Erthygl 37 (dangos gwybodaeth wirfoddol am fwyd – argaeledd lle)                                                                                                                                                                                       | Erthyglau 1(3) a 6 ac is-baragraff cyntaf Erthygl 54(1)                                                              |
| 69.         | Erthygl 44(1)(a) (darparu gwybodaeth am alergenau ar gyfer bwyd nad yw wedi ei ragbecynnu)                                                                                                                                                             | Erthyglau 1(3), 6 a 9(1)(c), is-baragraff cyntaf Erthygl 54(1) a rheoliad 5                                          |
| 70.         | Erthygl 54(2) (gofyniad bod rhaid cydymffurfio â darpariaethau ynglŷn â chynnwys, cyfrifo, mynegi a dangos pan ddarperir gwybodaeth am faethiad ar sail wirfoddol yn ystod y cyfnod ar ac ar ôl 13 Rhagfyr 2014 hyd at a chan gynnwys 12 Rhagfyr 2016) | Erthyglau 1(3), 6 a 29 i 35                                                                                          |

### RHAN 3

Y ddarpariaeth yn FIC y caniateir i hysbysiad gwella gael ei gyflwyno mewn perthynas â hi ar ac ar ôl 13 Rhagfyr 2016

| <i>Y ddarpariaeth yn FIC</i>                           | <i>Y darpariaethau sydd i'w darllen gyda'r ddarpariaeth yn FIC</i>                                                                                      |
|--------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------|
| Erthygl 9(1)(l) (datganiad gorfodol ynglŷn â maethiad) | Erthyglau 1(3), 6, 9(2), 11 ac 16, adran 3 o Bennod IV, Erthygl 40, ail is-baragraff Erthygl 54(1), ail is-baragraff Erthygl 55, Atodiad V a rheoliad 3 |

## Dirymiaidau

## RHAN 1

Dirymiaidau sy'n dod i rym ar 13 Rhagfyr 2014

| <i>Rhif</i> | <i>Yr Offerynnau Statudol<br/>a ddirymir</i> | <i>Cyfeirnodau</i> | <i>Graddfa'r dirymiad</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|-------------|----------------------------------------------|--------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.          | Rheoliadau Labelu<br>Bwyd 1996               | O.S. 1996/1499(1)  | Y Rheoliadau cyfan ac eithrio—<br>(a) rheoliad 43;<br>(b) yn Atodlen 8—<br>(i) y cofnodion yn Rhan I o<br>Atodlen 8 ynglŷn â'r<br>disgrifiadau “alcohol-free”,<br>“dealcoholised”, “low<br>alcohol” (neu unrhyw air neu<br>ddisgrifiad arall sy'n<br>awgrymu bod y ddiod a<br>ddisgrifir yn isel o ran<br>alcohol) a “non-alcoholic”;<br>(ii) Rhan II; a<br>(iii) Rhan III; ac<br>(c) gweddill y Rheoliadau at<br>ddibenion y darpariaethau a<br>bennir yn is-baragraffau (a) a (b),<br>gan gynnwys—<br>(i) yn rheoliad 2(1), y<br>diffiniadau o “the Act”,<br>“advertisement”, “cheese”,<br>“clotted cream”, “cream”,<br>“ingredient”, “labelling”,<br>“milk”, “sell”, “semi-<br>skimmed milk”, “skimmed<br>milk” a “wine”;<br>(ii) rheoliad 3(1) a (3);<br>(iii) rheoliad 42;<br>(iv) rheoliad 44(1)(b);<br>(v) rheoliad 45;<br>(vi) rheoliad 48; a<br>(vii) rheoliad 50(1). |

(1) Yr offerynnau diwygio perthnasol yw O.S. 1998/141, 1398, 1999/747, 1136, 1483, 1603, 2000/1925 (Cy. 134), 2001/1232 (Cy. 66), 1440 (Cy. 102), 2003/832 (Cy. 104), 1635 (Cy. 177), 3037 (Cy. 285), 3044 (Cy. 288), 3047 (Cy. 290), 3053 (Cy. 291), 2004/249 (Cy. 26), 553 (Cy. 56), 1396 (Cy. 141), 2558 (Cy. 229), 2731 (Cy. 238), 3022 (Cy. 261), 2005/1309 (Cy. 91), 2006/31 (Cy. 5), 2007/2611 (Cy. 222), 2008/1268 (Cy. 128), 2009/2705 (Cy. 224), 3377 (Cy. 299), 2010/363 (Cy. 45), 1492 (Cy. 135), 2288 (Cy. 200), 2922 (Cy. 243), 2011/465 (Cy. 70), 1043, 2936, 2012/1809, 2705 (Cy. 291), 2013/545 (Cy. 58), 2750 (Cy. 267), 2591 (Cy. 255), 3235. Mae O.S. 1996/1499 wedi ei ddiwygio ar 19 Medi 2014 gan baragraffau 1 i 3 o Atodlen 7 i'r Rheoliadau hyn.

|     |                                                                    |                              |                                                                                              |
|-----|--------------------------------------------------------------------|------------------------------|----------------------------------------------------------------------------------------------|
| 2.  | Rheoliadau Bara a Blawd 1998                                       | O.S. 1998/141(1)             | Rheoliadau 5(3) ac 11                                                                        |
| 3.  | Rheoliadau Labelu Bwyd (Diwygio) 1998                              | O.S. 1998/1398(2)            | Y Rheoliadau cyfan ac eithrio rheoliadau 2 ac 11                                             |
| 4.  | Rheoliadau Labelu Bwyd (Diwygio) 1999                              | O.S. 1999/747(3)             | Y Rheoliadau cyfan ac eithrio rheoliadau 2 ac 11                                             |
| 5.  | Rheoliadau Ychwanegion Amrywiol Bwyd (Diwygio) 1999                | O.S. 1999/1136(4)            | Yn rheoliad 14(1), y geiriau “the Food Labelling Regulations 1996” a’r cyfan o reoliad 14(3) |
| 6.  | Rheoliadau Labelu Bwyd (Diwygio) (Rhif 2) 1999                     | O.S. 1999/1483               | Y Rheoliadau cyfan                                                                           |
| 7.  | Rheoliadau Halogion mewn Bwyd (Diwygio) 1999                       | O.S. 1999/1603(5)            | Y Rheoliadau cyfan                                                                           |
| 8.  | Rheoliadau Darpariaethau Arbelydru Bwyd (Cymru) 2001               | O.S. 2001/1232 (Cy. 66)(6)   | Y Rheoliadau cyfan                                                                           |
| 9.  | Rheoliadau Echdynion Coffi ac Echdynion Sicori (Cymru) 2001        | O.S. 2001/1440 (Cy. 102)(7)  | Rheoliadau 6 ac 11(1) a (2)(e)                                                               |
| 10. | Rheoliadau Lliwiau mewn Bwyd (Diwygio) (Cymru) 2001                | O.S. 2001/3909 (Cy. 321)     | Y Rheoliadau cyfan                                                                           |
| 11. | Rheoliadau Labelu Bwyd (Diwygio) (Cymru) 2003                      | O.S. 2003/832 (Cy. 104)      | Y Rheoliadau cyfan                                                                           |
| 12. | Rheoliadau Cynhyrchion Coco a Siocled (Cymru) 2003                 | O.S. 2003/3037 (Cy. 285)(8)  | Rheoliadau 7(1) ac 11(1) a (2)(dd)                                                           |
| 13. | Rheoliadau Mêl (Cymru) 2003                                        | O.S. 2003/3044 (Cy. 288)(9)  | Rheoliadau 6 a 10(2)(e) a (4)                                                                |
| 14. | Rheoliadau Cynhyrchion Siwgr Penodedig (Cymru) 2003                | O.S. 2003/3047 (Cy. 290)(10) | Rheoliadau 6 a 10(2)                                                                         |
| 15. | Rheoliadau Bwyd (Darpariaethau sy’n ymwneud â Labelu) (Cymru) 2004 | O.S. 2004/249 (Cy. 26)(11)   | Y Rheoliadau cyfan                                                                           |
| 16. | Rheoliadau Labelu                                                  | O.S. 2004/2558               | Y Rheoliadau cyfan                                                                           |

(1) Ceir diwygiadau i O.S. 1998/141 nad ydynt yn berthnasol i’r dirymiad hwn.

(2) Ceir diwygiadau i O.S. 1998/1398 nad ydynt yn berthnasol i’r dirymiad hwn.

(3) Ceir diwygiadau i O.S. 1999/747 nad ydynt yn berthnasol i’r dirymiad hwn.

(4) Ceir diwygiadau i O.S. 1999/1136 nad ydynt yn berthnasol i’r Rheoliadau hyn.

(5) Ceir diwygiadau i O.S. 1999/1603 nad ydynt yn berthnasol i’r Rheoliadau hyn.

(6) Diwygiwyd O.S. 2001/1232 (Cy. 66) gan O.S. 2009/1795 (Cy. 162).

(7) Ceir diwygiadau i O.S. 2001/1440 (Cy. 102) nad ydynt yn berthnasol i’r dirymiad hwn.

(8) Ceir diwygiadau i O.S. 2003/3037 (Cy. 285) nad ydynt yn berthnasol i’r Rheoliadau hyn.

(9) Ceir diwygiadau i O.S. 2003/3044 (Cy. 288) nad ydynt yn berthnasol i’r Rheoliadau hyn.

(10) Ceir diwygiadau i O.S. 2003/3047 (Cy. 290) nad ydynt yn berthnasol i’r Rheoliadau hyn.

(11) Diwygiwyd O.S. 2004/249 (Cy. 26) gan O.S. 2004/3220 (Cy. 276).

|     |                                                                                                |                                 |                                    |
|-----|------------------------------------------------------------------------------------------------|---------------------------------|------------------------------------|
|     | Bwyd (Diwygio)<br>(Cymru) 2004                                                                 | (Cy. 229)                       |                                    |
| 17. | Rheoliadau Labelu<br>Bwyd (Diwygio) (Rhif<br>2) (Cymru) 2004                                   | O.S. 2004/3022<br>(Cy. 261)(1)  | Y Rheoliadau cyfan                 |
| 18. | Rheoliadau Bwyd â<br>Ffytosterolau neu<br>Ffytostanolau<br>Ychwanegol (Labelu)<br>(Cymru) 2005 | O.S. 2005/1224<br>(Cy. 82)(2)   | Y Rheoliadau cyfan                 |
| 19. | Rheoliadau Labelu<br>Bwyd (Diwygio)<br>(Cymru) 2005                                            | O.S. 2005/1309<br>(Cy. 91)      | Y Rheoliadau cyfan                 |
| 20. | Rheoliadau Hylendid<br>Bwyd (Cymru) 2006                                                       | O.S. 2006/31 (Cy.<br>5)(3)      | Yn Atodlen 7, paragraffau 12 i 14. |
| 21. | Rheoliadau Honiadau<br>am Faethiad ac Iechyd<br>(Cymru) 2007                                   | O.S. 2007/2611<br>(Cy. 222)(4)  | Rheoliad 8                         |
| 22. | Rheoliadau Dŵr<br>Mwynol Naturiol, Dŵr<br>Ffynnon a Dŵr Yfed<br>wedi'i Botelu (Cymru)<br>2007  | O.S. 2007/3165<br>(Cy. 276)(5)  | Rheoliad 22(2) a (3)               |
| 23. | Rheoliadau Labelu<br>Bwyd (Datgan<br>Alergenau) (Cymru)<br>2008                                | O.S. 2008/1268<br>(Cy. 128)(6)  | Y Rheoliadau cyfan                 |
| 24. | Rheoliadau Labelu<br>Bwyd (Gwybodaeth<br>Faethol) (Cymru) 2009                                 | O.S. 2009/2705<br>(Cy. 224)(7)  | Y Rheoliadau cyfan                 |
| 25. | Rheoliadau Ensymau<br>Bwyd (Cymru) 2009                                                        | O.S. 2009/3377<br>(Cy. 299)(8)  | Rheoliad 7                         |
| 26. | Rheoliadau Llaeth Yfed<br>(Cymru) 2010                                                         | O.S. 2010/1492<br>(Cy. 135)(9)  | Rheoliad 9                         |
| 27. | Rheoliadau<br>Cyflasynnau mewn<br>Bwyd (Cymru) 2010                                            | O.S. 2010/2922<br>(Cy. 243)(10) | Rheoliad 7                         |
| 28. | Rheoliadau Labelu<br>Bwyd (Datgan<br>Alergenau) (Cymru)<br>2011                                | O.S. 2011/465<br>(Cy. 70)       | Y Rheoliadau cyfan                 |
| 29. | Rheoliadau Bwyd<br>(Diwygio Amrywiol a<br>Dirymu) (Cymru) 2013                                 | O.S. 2013/545<br>(Cy. 58)       | Y Rheoliadau cyfan                 |

(1) Diwygiwyd O.S. 2004/3022 (Cy. 261) gan O.S. 2008/1268 (Cy. 128).

(2) Diwygiwyd O.S. 2005/1224 (Cy. 82) gan O.S. 2005/3254 (Cy. 247), 2014/440 (Cy. 49).

(3) Ceir diwygiadau i O.S. 2006/31 (Cy. 5) nad ydynt yn berthnasol i'r Rheoliadau hyn.

(4) Ceir diwygiadau i O.S. 2007/2611 (Cy. 222) nad ydynt yn berthnasol i'r dirymiad hwn.

(5) Ceir diwygiadau i O.S. 2007/3165 (Cy. 276) nad ydynt yn berthnasol i'r Rheoliadau hyn.

(6) Diwygiwyd O.S. 2008/1268 (Cy. 128) gan O.S. 2009/2880 (Cy. 253).

(7) Diwygiwyd O.S. 2009/2705 (Cy. 224) gan O.S. 2010/1069 (Cy. 100).

(8) Diwygiwyd O.S. 2009/3377 (Cy. 299) gan O.S. 2013/2591 (Cy. 255).

(9) Ceir diwygiadau i O.S. 2010/1492 (Cy. 135) nad ydynt yn berthnasol i'r Rheoliadau hyn.

(10) Ceir diwygiadau i O.S. 2010/2922 (Cy. 243) nad ydynt yn berthnasol i'r Rheoliadau hyn.

|     |                                                                                                      |                             |                          |
|-----|------------------------------------------------------------------------------------------------------|-----------------------------|--------------------------|
| 30. | Rheoliadau<br>Ychwanegion,<br>Cyflasynnau, Ensymau<br>a Thoddyddion<br>Echdynnu Bwyd<br>(Cymru) 2013 | O.S. 2013/2591<br>(Cy. 255) | Rheoliad 20              |
| 31. | Rheoliadau Suddoedd<br>Ffrwythau a Neithdarau<br>Ffrwythau (Cymru)<br>2013                           | 2013/2750 (Cy.<br>267)      | Paragraff 1 o Atodlen 15 |

## RHAN 2

Dirymiadau sy'n dod i rym ar 13 Rhagfyr 2018

| <i>Rhif</i> | <i>Yr Offerynnau Statudol<br/>a ddirymir</i> | <i>Cyfeirnodau</i>                | <i>Graddfa'r dirymiad</i> |
|-------------|----------------------------------------------|-----------------------------------|---------------------------|
| 1.          | Rheoliadau Labelu<br>Bwyd 1996               | O.S. 1996/1499(1)<br>1996/1499(1) | Y Rheoliadau cyfan        |
| 2.          | Rheoliadau Labelu<br>Bwyd (Diwygio) 1998     | O.S. 1998/1398(2)<br>1998/1398(2) | Y Rheoliadau cyfan        |
| 3.          | Rheoliadau Labelu<br>Bwyd (Diwygio) 1999     | O.S. 1999/747(3)                  | Y Rheoliadau cyfan        |

- (1) Yr offerynnau diwygio perthnasol yw O.S. 1998/141, 1398, 1999/747, 1136, 1483, 1603, 2000/1925 (Cy. 134), 2001/1232 (Cy. 66), 1440 (Cy. 102), 2003/832 (Cy. 104), 1635 (Cy. 177), 3037 (Cy. 285), 3044 (Cy. 288), 3047 (Cy. 290), 3053 (Cy. 291), 2004/249 (Cy. 26), 553 (Cy. 56), 1396 (Cy. 141), 2558 (Cy. 229), 2731 (Cy. 238), 3022 (Cy. 261), 2005/1309 (Cy. 91), 2006/31 (Cy. 5), 2007/2611 (Cy. 222), 2008/1268 (Cy. 128), 2009/2705 (Cy. 224), 3377 (Cy. 299), 2010/363 (Cy. 45), 1492 (Cy. 135), 2288 (Cy. 200), 2922 (Cy. 243), 2011/465 (Cy. 70), 1043, 2936, 2012/1809, 2705 (Cy. 291), 2013/545 (Cy. 58), 2750 (Cy. 267), 2591 (Cy. 255), 3235. Mae O.S. 1996/1499 wedi ei ddiwygio ar 19 Medi 2014 gan baragraffau 1 i 3 o Atodlen 7 i'r Rheoliadau hyn ac ar 13 Rhagfyr 2014 gan baragraffau 10 i 13 o'r Atodlen honno. Mae O.S. 1996/1499 wedi ei ddirymu ar 13 Rhagfyr 2018 gan gofnod 1 y tabl yn Rhan 2 o Atodlen 6 i'r Rheoliadau hyn i'r graddau nad yw eisoes wedi ei ddirymu ar 13 Rhagfyr 2014 gan gofnod 1 y tabl yn Rhan 1 o'r Atodlen honno.
- (2) Mae O.S. 1998/1398 wedi ei ddirymu ar 13 Rhagfyr 2018 gan gofnod 2 y tabl yn Rhan 2 o Atodlen 6 i'r Rheoliadau hyn i'r graddau nad yw eisoes wedi ei ddirymu ar 13 Rhagfyr 2014 gan gofnod 3 y tabl yn Rhan 1 o'r Atodlen honno; ceir offerynnau eraill sy'n diwygio O.S. 1998/1398 ond nid yw'r un yn berthnasol.
- (3) Mae O.S. 1999/747 wedi ei ddirymu ar 13 Rhagfyr 2018 gan gofnod 3 y tabl yn Rhan 2 o Atodlen 6 i'r Rheoliadau hyn i'r graddau nad yw eisoes wedi ei ddirymu ar 13 Rhagfyr 2014 gan gofnod 4 y tabl yn Rhan 1 o'r Atodlen honno; ceir offerynnau eraill sy'n diwygio O.S. 1999/747 ond nid yw'r un yn berthnasol.

## PART 5

### Application and modification of other provisions of the Act

| <i>Column 1</i><br><i>Provision of the Act</i>                                                | <i>Column 2</i><br><i>Modifications</i>                                                                                                                                                                                                                                                                                                                                                   |
|-----------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Section 3 (presumptions that food intended for human consumption)                             | In subsection (1), for “this Act” substitute “the Food Information (Wales) Regulations 2014”                                                                                                                                                                                                                                                                                              |
| Section 20 (offences due to fault of another person)                                          | For “any of the preceding provisions of this Part” substitute “section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations”                                                                                                                                                                                     |
| Section 21(1) (defence of due diligence)                                                      | In subsection (1), for “any of the preceding provisions of this Part” substitute “section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations”<br><br>In subsection (2), for “section 14 or 15 above” substitute “regulation 10 of the Food Information (Wales) Regulations 2014”                               |
| Section 22 (defence of publication in the course of business)                                 | For “any of the preceding provisions of this Part” substitute “regulation 10 of the Food Information (Wales) Regulations 2014”                                                                                                                                                                                                                                                            |
| Section 29 (procurement of samples)                                                           | In paragraph (b)(ii), after “under section 32 below”, insert “, including under section 32 as applied and modified by regulation 12(2) of, and Part 2 of Schedule 4 to, the Food Information (Wales) Regulations 2014”                                                                                                                                                                    |
| Section 30(8) (which relates to evidence of certificates given by a food analyst or examiner) | For “this Act” substitute “the Food Information (Wales) Regulations 2014”                                                                                                                                                                                                                                                                                                                 |
| Section 33 (obstruction etc. of officers)                                                     | In subsection (1), for “this Act” (in each place occurring) substitute “the Food Information (Wales) Regulations 2014”                                                                                                                                                                                                                                                                    |
| Section 35(1)(2) and (2) (punishment of offences)                                             | In subsection (1), after “section 33(1) above”, insert “, as applied and modified by regulation 12(5) of, and Part 5 of Schedule 4 to, the Food Information (Wales) Regulations 2014,”<br>After subsection (1), insert—<br><br>“(1A) A person guilty of an offence under section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, shall be liable, |

(1) Section 21(2) was amended by S.I. 2004/3279.

(2) Section 35(1) is amended by paragraph 42 of Schedule 26 to the Criminal Justice Act 2003 (c. 44) from a date to be appointed.

| <i>Column 1</i><br><i>Provision of the Act</i>           | <i>Column 2</i><br><i>Modifications</i>                                                                                                                                                                     |
|----------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                                          | on summary conviction, to a fine not exceeding level 5 on the standard scale.”                                                                                                                              |
|                                                          | In subsection (2)—                                                                                                                                                                                          |
|                                                          | (a) for “any other offence under this Act” substitute “an offence under section 33(2), as applied by regulation 12(5) of, and Part 5 of Schedule 4 to, the Food Information (Wales) Regulations 2014,”; and |
|                                                          | (b) in paragraph (b), for “relevant amount” substitute “statutory maximum”                                                                                                                                  |
| Section 36 (offences by body corporate)                  | In subsection (1), for “this Act” substitute “section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations,”                       |
| Section 36A(1) (offences by Scottish partnerships)       | For “this Act” substitute “section 10(2), as applied by regulation 12(1) of the Food Information (Wales) Regulations 2014, or regulation 10 of those Regulations,”                                          |
| Section 44 (protection of officers acting in good faith) | For “this Act” (in each place occurring) substitute “the Food Information (Wales) Regulations 2014”                                                                                                         |

## SCHEDULE 5

## Regulation 12

### Improvement notices - specified FIC provisions

#### PART 1

FIC provision in relation to which an improvement notice may be served on and from 19 September 2014

| <i>Provision of FIC</i>                                                                                                                                                                                                  | <i>Provisions to be read with the provision of FIC</i>                                                                                                    |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|
| Article 17(5) so far as it applies to the requirements in Part B of Annex VI concerning the designation “minced meat” (requirements concerning the designation “minced meat” and the particulars that must accompany it) | Articles 1(3) and 6 and the third sub-paragraph of Article 54(1), the second sub-paragraph of Article 55, Part B of Annex VI, regulation 4 and Schedule 2 |

(1) Section 36A was inserted by paragraph 16 of Schedule 5 to the Food Standards Act 1999 (c. 28).

## PART 2

FIC provisions in relation to which an improvement notice may be served on and from 13  
December 2014

| <i>No.</i> | <i>Provision of FIC</i>                                                                                                    | <i>Provisions to be read with the provisions of FIC</i>                                                                                                                                              |
|------------|----------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.         | Article 6 (basic requirement for food information to accompany food)                                                       | Articles 1(3) and 30(2) and (3), the first sub-paragraph of Article 54(1) and the other Articles of FIC listed in column 1, as appropriate                                                           |
| 2.         | Article 7(1) (prohibition on misleading information)                                                                       | Articles 1(3), 6 and 7(4) and the first sub-paragraph of Article 54(1)                                                                                                                               |
| 3.         | Article 7(2) (requirement for accurate, clear and easy to understand information)                                          | Articles 1(3), 6 and 7(4) and the first sub-paragraph of Article 54(1)                                                                                                                               |
| 4.         | Article 7(3) (prohibition on food information attributing health benefits to any food subject to certain derogations)      | Articles 1(3), 6 and 7(4) and the first sub-paragraph of Article 54(1)                                                                                                                               |
| 5.         | Article 8(2) (requirement for a food business operator to ensure the presence and accuracy of food information)            | Articles 1(3), 6 and 8(1) and the first sub-paragraph of Article 54(1)                                                                                                                               |
| 6.         | Article 8(3) (requirement for a food business operator not to supply non-compliant food)                                   | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                     |
| 7.         | Article 8(4) (restrictions on the modification of information accompanying a food)                                         | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                     |
| 8.         | Article 8(5) (obligation to ensure and verify compliance with food information law etc.)                                   | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                     |
| 9.         | Article 8(6) (requirement to transmit information relating to non-prepacked foods)                                         | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                     |
| 10.        | Article 8(7) (requirement relating to the mandatory particulars required by Articles 9 and 10)                             | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                     |
| 11.        | Article 8(8) (requirement for a food business operator to provide sufficient information to other food business operators) | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                     |
| 12.        | Article 9(1)(a) (mandatory indication relating to the name of the food)                                                    | Articles 1(3), 6, 9(2), 16(1) and (2), 17, 22(1)(a) and 40, the first sub-paragraph of Article 54(1), Annex VI and regulation 3                                                                      |
| 13.        | Article 9(1)(b) (mandatory indication relating to the list of ingredients)                                                 | Articles 1(3), 6, 9(2), 11 and 16(1) and (2), the first sub-paragraph of Article 16(4), Articles 18, 19(1), 20 and 40, the first sub-paragraph of Article 54(1), Annexes VI and VII and regulation 3 |
| 14.        | Article 9(1)(c) (mandatory indication relating to ingredients and processing aids causing allergies or intolerances)       | Articles 1(3), 6, 9(2), 11, 16(1) and (2), 18(1), 21(1) and 40, the first sub-paragraph of Article 54(1), Annex II and regulation 3                                                                  |
| 15.        | Article 9(1)(d) (mandatory indication relating to the quantity of certain ingredients or categories of ingredients)        | Articles 1(3), 6, 9(2), 11, 16(1) and (2), 22 and 40, the first sub-paragraph of Article 54(1), Annex VIII and regulation 3                                                                          |
| 16.        | Article 9(1)(f) (mandatory indication relating to                                                                          | Articles 1(3), 6, 9(2), 16(1) and (2), 24                                                                                                                                                            |

| No. | <i>Provision of FIC</i>                                                                                                                       | <i>Provisions to be read with the provisions of FIC</i>                                                                                                                                                                                  |
|-----|-----------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|     | date of minimum durability or the “use by” date)                                                                                              | and 40, the first sub-paragraph of Article 54(1), points 1 and 2 of Annex X and regulation 3                                                                                                                                             |
| 17. | Article 9(1)(g) (mandatory indication relating to any special storage conditions, the conditions of use, or both)                             | Articles 1(3), 6, 9(2), 16(1) and (2), 25 and 40, the first sub-paragraph of Article 54(1) and regulation 3                                                                                                                              |
| 18. | Article 9(1)(h) (mandatory indication relating to the name or business name and address of the food business operator)                        | Articles 1(3), 6, 8(1), 9(2), 16(1) and (2) and 40, the first sub-paragraph of Article 54(1) and regulation 3                                                                                                                            |
| 19. | Article 9(1)(i) (mandatory indication relating to country of origin or place of provenance)                                                   | Articles 1(3), 6, 9(2), 16(1) and (2), 26(1) and (2) and 40, the first sub-paragraph of Article 54(1) and regulation 3                                                                                                                   |
| 20. | Article 9(1)(j) (mandatory indication relating to instructions for use)                                                                       | Articles 1(3), 6, 9(2), 16(1) and (2), 27 and 40, the first sub-paragraph of Article 54(1) and regulation 3                                                                                                                              |
| 21. | Article 9(1)(k) (mandatory indication relating to the actual alcoholic strength of beverages containing more than 1.2% by volume of alcohol)  | Articles 1(3), 6, 9(2), 11, 16(1) and (2) and 28, the first sub-paragraph of Article 54(1) and Annex XII                                                                                                                                 |
| 22. | Article 10(1) (additional mandatory particulars for specific types of food)                                                                   | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Annex III                                                                                                                                                              |
| 23. | Article 12(1) (availability and placement of mandatory food information)                                                                      | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Article 12(2) for pre-packed foods, Articles 12(5) and 44 for non-prepacked foods and Articles 14 and 44 for foods offered for sale by means of distance communication |
| 24. | Article 12(2) (general requirement for mandatory food information to appear directly on the package or on a label attached to prepacked food) | Articles 1(3) and 6, the first sub-paragraph of Article 54(1)                                                                                                                                                                            |
| 25. | Article 13(1) (general requirement for the presentation of mandatory particulars)                                                             | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and, in the case of foods that are not prepacked etc. containing an allergenic substance or product etc., regulation 5                                                     |
| 26. | Article 13(2) (requirement relating to the presentation of mandatory particulars referred to in Article 9(1)(a) to (l))                       | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Annex IV, and, in relation to Article 13(2) as it applies to the presentation of a mandatory nutrition declaration, the second sub-paragraph of Article 55             |
| 27. | Article 13(3) (font size of mandatory particulars on smaller packages)                                                                        | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                                         |
| 28. | Article 13(5) (field of vision requirements)                                                                                                  | Articles 1(3), 6, 13(6) and 16(1) and (2) and the first sub-paragraph of Article 54(1)                                                                                                                                                   |
| 29. | Article 14(1) (distance selling of prepacked foods)                                                                                           | Articles 1(3), 6, 9 and 14(3) and the first sub-paragraph of Article 54(1)                                                                                                                                                               |
| 30. | Article 14(2) (distance selling of non-prepacked foods)                                                                                       | Articles 1(3), 6, 14(1) and 42 and the first sub-paragraph of Article 54(1)                                                                                                                                                              |

| <i>No.</i> | <i>Provision of FIC</i>                                                                                                                                                                                           | <i>Provisions to be read with the provisions of FIC</i>                                                                                                                                                                                                                                               |
|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 31.        | Article 15(1) (language requirements)                                                                                                                                                                             | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                                                                                                      |
| 32.        | Article 17(1) (name of food)                                                                                                                                                                                      | Articles 1(3), 6 and 9(1), the first sub-paragraph of Article 54(1), regulation 4 and Schedule 2                                                                                                                                                                                                      |
| 33.        | Article 17(2) (use of the name used for food in Member State of production in another Member State: need for other descriptive information in addition to the name of the food in certain cases)                  | Articles 1(3), 6, 9(1) and 17(1) and the first sub-paragraph of Article 54(1)                                                                                                                                                                                                                         |
| 34.        | Article 17(3) (prohibition in certain exceptional cases of the use of a name used for a food in a Member State of production when marketing that food in another Member State)                                    | Articles 1(3), 6, 9(1) and 17(1) and (2) and the first sub-paragraph of Article 54(1)                                                                                                                                                                                                                 |
| 35.        | Article 17(4) (prohibition against replacing the name of a food with another name)                                                                                                                                | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                                                                                                      |
| 36.        | Article 17(5) (requirements on the name of a food and particulars that must accompany it) except so far as it applies to the specific requirements in Part B of Annex VI concerning the designation “minced meat” | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Annex VI                                                                                                                                                                                                                            |
| 37.        | Article 18(1) (list of ingredient requirements)                                                                                                                                                                   | Articles 1(3), 6, 18(4), 19(1) and 20, the first sub-paragraph of Article 54(1), Annex VII, regulation 8 and the first sub-paragraph of paragraph 5 of Article 3 of Council Directive 2001/112/EC relating to fruit juices and certain similar products intended for human consumption <sup>(1)</sup> |
| 38.        | Article 18(2) (requirement to designate ingredients by their specific name)                                                                                                                                       | Articles 1(3), 6, 17, 18(4) and 19(1), the first sub-paragraph of Article 54(1) and Annexes VI and VII                                                                                                                                                                                                |
| 39.        | Article 18(3) (requirement relating to nanomaterial ingredients)                                                                                                                                                  | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                                                                                                      |
| 40.        | Article 21(1) (requirements relating to certain substances or products that cause an allergy or intolerance)                                                                                                      | Articles 1(3), 6, 9(1)(c) and 18(1), the first sub-paragraph of Article 54(1), Annex II and, in the case of foods that are not prepacked etc. containing an allergenic substance or product etc., regulation 5                                                                                        |
| 41.        | Article 22(1) (requirement relating to the need to provide a quantitative indication of an ingredient)                                                                                                            | Articles 1(3), 6 and 22(2), the first sub-paragraph of Article 54(1) and Annex VIII                                                                                                                                                                                                                   |
| 42.        | Article 22(2) (technical rules for quantitative indication of ingredients)                                                                                                                                        | Articles 1(3), 6 and 22(1), the first sub-paragraph of Article 54(1) and Annex VIII                                                                                                                                                                                                                   |
| 43.        | Article 24(1), first sentence (requirement relating to “use by” dates)                                                                                                                                            | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                                                                                                      |
| 44.        | Article 24(2) (requirement to express minimum durability date, “use by” date and date of freezing in a particular way)                                                                                            | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Annex X                                                                                                                                                                                                                             |

(1) OJ No L 10, 12.1.2002, p 58, last amended by Directive 2012/12/EU of the European Parliament and of the Council (OJ No L 115, 27.4.2012, p 1).

| <i>No.</i> | <i>Provision of FIC</i>                                                                                                                                                                                                                                | <i>Provisions to be read with the provisions of FIC</i>                                                                                                                                                               |
|------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 45.        | Article 25(1) (requirement for special storage conditions or conditions for use, or both, to be indicated on food)                                                                                                                                     | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                      |
| 46.        | Article 25(2) (requirement to indicate appropriate storage conditions or time within which food should be consumed after the packaging containing the food is opened or both)                                                                          | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                      |
| 47.        | Article 26(2)(a) (requirement for a mandatory indication relating to country of origin or place of provenance in certain cases)                                                                                                                        | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Annex XI                                                                                                                                            |
| 48.        | Article 27(1) (instructions for use indication)                                                                                                                                                                                                        | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                      |
| 49.        | Article 28(2) (alcoholic strength by volume indication for beverages containing more than 1.2% volume of alcohol)                                                                                                                                      | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Annex XII                                                                                                                                           |
| 50.        | Article 30(1) (content of mandatory nutrition declaration)                                                                                                                                                                                             | Articles 1(3), 6, 29, 31(1) (as read with Annex XIV) and 31(3), the first sub-paragraph of Article 31(4), Articles 32(1) (as read with Annex XV), 32(2), 33(1) and 35(1) and the first sub-paragraph of Article 54(1) |
| 51.        | Article 31(1) (conversion factors to be used for calculation of energy value)                                                                                                                                                                          | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Annex XIV                                                                                                                                           |
| 52.        | Article 31(3), first sub-paragraph (requirement for energy value and amounts of nutrients to be those of the foods as sold except as provided for in the second sub-paragraph of Article 31(3))                                                        | Articles 1(3), 6 and 30(1) to (5) and the first sub-paragraph of Article 54(1)                                                                                                                                        |
| 53.        | Article 31(4), first sub-paragraph (requirement for declared values to be average values based on a methodology set out in the first sub-paragraph of Article 31(4))                                                                                   | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                                                                                                      |
| 54.        | Article 32(1) (requirement to use the measurement units listed in Annex XV for energy value and amount of nutrients)                                                                                                                                   | Articles 1(3) and 6, the first sub-paragraph of Article 54(1) and Annex XV                                                                                                                                            |
| 55.        | Article 32(2) (energy value and amount of nutrients to be expressed per 100 grams or per 100 millilitres)                                                                                                                                              | Articles 1(3), 6, 33(1), (2) and (3), the first sub-paragraph of Article 54(1) and Part B of Annex XIII                                                                                                               |
| 56.        | Article 32(3) (declaration relating to vitamins and minerals also to be expressed as a percentage of reference intakes)                                                                                                                                | Articles 1(3), 6 and 30(2)(f), the first sub-paragraph of Article 54(1) and Part A of Annex XIII                                                                                                                      |
| 57.        | Article 32(5) (requirement for additional statement relating to the reference intake of an average adult)                                                                                                                                              | Articles 1(3), 6 and 32(4) (as read with Part B of Annex XIII) and the first sub-paragraph of Article 54(1)                                                                                                           |
| 58.        | Article 33(1) (requirements in cases where energy value and amount of nutrients may be expressed per portion, per consumption unit, or both per portion and per consumption unit, in addition to, or instead of, per 100 grams or per 100 millilitres) | Articles 1(3), 6 and 32(2), (3) and (4) and the first sub-paragraph of Article 54(1)                                                                                                                                  |
| 59.        | Article 33(2), second sub-paragraph (requirement for energy value to be expressed both per 100 grams or per 100 millilitres and per                                                                                                                    | Articles 1(3), 6, 30(3)(b) and 32(2), the first sub-paragraph of Article 33(2) and the first sub-paragraph of Article 54(1)                                                                                           |

| <i>No. Provision of FIC</i>                                                                                                                                                                                                                                          | <i>Provisions to be read with the provisions of FIC</i>                                                                                    |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------|
|                                                                                                                                                                                                                                                                      |                                                                                                                                            |
| 60. Article 33(4) (requirement for the portion or unit used to be in close proximity to the nutrition declaration)                                                                                                                                                   | Articles 1(3), 6 and 33(1) and the first sub-paragraph of Article 54(1)                                                                    |
| 61. Article 34(1) (presentation of mandatory nutrition declaration and any supplementary information provided in accordance with Article 30(2) – field of vision, format and order of presentation)                                                                  | Articles 1(3), 6 and 30(1) and (2), the first sub-paragraph of Article 54(1) and Annex XV                                                  |
| 62. Article 34(2) (presentation of mandatory nutrition declaration and any supplementary information provided in accordance with Article 30(2) – format and alignment of numbers)                                                                                    | Articles 1(3), 6, and 30(1) and (2), the second sub-paragraph of Article 34(3), Article 34(4) and the first sub-paragraph of Article 54(1) |
| 63. Article 34(3), first sub-paragraph (presentation of nutrition information in a case where certain mandatory nutrition information is repeated (on a voluntary basis) in accordance with Article 30(3))                                                           | Articles 1(3), 6 and 30(3), the second sub-paragraph of Article 34(3) and the first sub-paragraph of Article 54(1)                         |
| 64. Article 34(5), first sub-paragraph (requirement for indication of negligible energy value or amount of nutrients, where used, to be in close proximity to the nutrition declaration, when present)                                                               | Articles 1(3), 6 and 30(1) to (5) and the first sub-paragraph of Article 54(1)                                                             |
| 65. Article 35(1) (requirements where additional forms of expression and presentation relating to energy value and the amount of nutrients are used)                                                                                                                 | Articles 1(3), 6, 7, 30(1) to (5), 32(2) and (4), 33 and 34(2), the first sub-paragraph of Article 54(1) and Annex VIII                    |
| 66. Article 36(1) (requirements that voluntary information must comply with)                                                                                                                                                                                         | Articles 1(3) and 6, sections 2 and 3 of Chapter IV and the first sub-paragraph of Article 54(1)                                           |
| 67. Article 36(2) (additional requirements that voluntary information must comply with)                                                                                                                                                                              | Articles 1(3), 6 and 7 and the first sub-paragraph of Article 54(1)                                                                        |
| 68. Article 37 (presentation of voluntary food information – space availability)                                                                                                                                                                                     | Articles 1(3) and 6 and the first sub-paragraph of Article 54(1)                                                                           |
| 69. Article 44(1)(a) (provision of allergen information for non-prepacked food)                                                                                                                                                                                      | Articles 1(3), 6 and 9(1)(c), the first sub-paragraph of Article 54(1) and regulation 5                                                    |
| 70. Article 54(2) (requirement to comply with provisions relating to content, calculation, expression and presentation when nutrition information is provided on a voluntary basis during the period on and from 13 December 2014 to and including 12 December 2016) | Articles 1(3), 6 and 29 to 35                                                                                                              |

## PART 3

FIC provision in relation to which an improvement notice may be served on and from 13 December 2016

| <i>Provision of FIC</i>                           | <i>Provisions to be read with the provision of FIC</i>                                                                                                                              |
|---------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Article 9(1)(l) (mandatory nutrition declaration) | Articles 1(3), 6, 9(2), 11 and 16, section 3 of Chapter IV, Article 40, the second sub-paragraph of Article 54(1), the second sub-paragraph of Article 55, Annex V and regulation 3 |

## SCHEDULE 6

Regulation 13

### Revocations

## PART 1

Revocations coming into force on 13 December 2014

| <i>No.</i> | <i>Statutory Instruments revoked</i> | <i>References</i> | <i>Extent of revocation</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
|------------|--------------------------------------|-------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.         | The Food Labelling Regulations 1996  | S.I. 1996/1499(1) | <p>The whole Regulations except for—</p> <p>(a) regulation 43:</p> <p>(b) in Schedule 8—</p> <p>(i) the entries in Part I of Schedule 8 relating to the descriptions “alcohol-free”, “dealcoholised”, “low alcohol” (or any other word or description which implies that the drink being described is low in alcohol) and “non-alcoholic”;</p> <p>(ii) Part II; and</p> <p>(iii) Part III; and</p> <p>(c) the remainder of the Regulations for the purposes of the provisions specified in sub-paragraphs (a) and (b), including—</p> <p>(i) in regulation 2(1), the definitions of “the Act”, “advertisement”, “cheese”, “clotted cream”, “cream”,</p> |

(1) Relevant amending instruments are S.I. 1998/141, 1398, 1999/747, 1136, 1483, 1603, 2000/1925 (W. 134), 2001/1232 (W. 66), 1440 (W. 102), 2003/832 (W. 104), 1635 (W. 177), 3037 (W. 285), 3044 (W. 288), 3047 (W. 290), 3053 (W. 291), 2004/249 (W. 26), 553 (W. 56), 1396 (W. 141), 2558 (W. 229), 2731 (W. 238), 3022 (W. 261), 2005/1309 (W. 91), 2006/31 (W. 5), 2007/2611 (W. 222), 2008/1268 (W. 128), 2009/2705 (W. 224), 3377 (W. 299), 2010/363 (W. 45), 1492 (W. 135), 2288 (W. 200), 2922 (W. 243), 2011/465 (W. 70), 1043, 2936, 2012/1809, 2705 (W. 291), 2013/545 (W. 58), 2750 (W. 267), 2591 (W. 255), 3235. S.I. 1996/1499 is amended on 19 September 2014 by paragraphs 1 to 3 of Schedule 7 to these Regulations.

| <i>No.</i> | <i>Statutory Instruments<br/>revoked</i>                          | <i>References</i>          | <i>Extent of revocation</i>                                                                                                                                                                                                                                            |
|------------|-------------------------------------------------------------------|----------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|            |                                                                   |                            | “ingredient”, “labelling”,<br>“milk”, “sell”, “semi-<br>skimmed milk”, “skimmed<br>milk” and “wine”;<br>(ii) regulation 3(1) and (3);<br>(iii) regulation 42;<br>(iv) regulation 44(1)(b);<br>(v) regulation 45;<br>(vi) regulation 48; and<br>(vii) regulation 50(1). |
| 2.         | The Bread and Flour Regulations 1998                              | S.I. 1998/141(1)           | Regulations 5(3) and 11                                                                                                                                                                                                                                                |
| 3.         | The Food Labelling (Amendment) Regulations 1998                   | S.I. 1998/1398(2)          | The whole Regulations except for regulations 2 and 11                                                                                                                                                                                                                  |
| 4.         | The Food Labelling (Amendment) Regulations 1999                   | S.I. 1999/747(3)           | The whole Regulations except for regulations 2 and 11                                                                                                                                                                                                                  |
| 5.         | The Miscellaneous Food Additives (Amendment) Regulations 1999     | S.I. 1999/1136(4)          | In regulation 14(1), the words “the Food Labelling Regulations 1996” and the whole of regulation 14(3)                                                                                                                                                                 |
| 6.         | The Food Labelling (Amendment) (No. 2) Regulations 1999           | S.I. 1999/1483             | The whole Regulations                                                                                                                                                                                                                                                  |
| 7.         | The Contaminants in Food (Amendment) Regulations 1999             | S.I. 1999/1603(5)          | The whole Regulations                                                                                                                                                                                                                                                  |
| 8.         | The Food Irradiation Provisions (Wales) Regulations 2001          | S.I. 2001/1232 (W. 66)(6)  | The whole Regulations                                                                                                                                                                                                                                                  |
| 9.         | The Coffee Extracts and Chicory Extracts (Wales) Regulations 2001 | S.I. 2001/1440 (W. 102)(7) | Regulations 6 and 11(1) and (2)(g)                                                                                                                                                                                                                                     |
| 10.        | The Colours in Food (Amendment) (Wales) Regulations 2001          | S.I. 2001/3909 (W. 321)    | The whole Regulations                                                                                                                                                                                                                                                  |
| 11.        | The Food Labelling (Amendment) (Wales) Regulations 2003           | S.I. 2003/832 (W. 104)     | The whole Regulations                                                                                                                                                                                                                                                  |
| 12.        | The Cocoa and Chocolate Products                                  | S.I. 2003/3037 (W. 285)(8) | Regulations 7(1) and 11(1) and (2)(f)                                                                                                                                                                                                                                  |

(1) There are amendments to S.I. 1998/141 not relevant to this revocation.

(2) There are amendments to S.I. 1998/1398 not relevant to this revocation.

(3) There are amendments to S.I. 1999/747 not relevant to this revocation.

(4) There are amendments to S.I. 1999/1136 not relevant to these Regulations.

(5) There are amendments to S.I. 1999/1603 not relevant to these Regulations.

(6) S.I. 2001/1232 (W. 66) was amended by S.I. 2009/1795 (W. 162).

(7) There are amendments to S.I. 2001/1440 (W. 102) not relevant to this revocation.

(8) There are amendments to S.I. 2003/3037 (W. 285) not relevant to these Regulations.

| <i>No.</i> | <i>Statutory Instruments<br/>revoked</i>                                                                | <i>References</i>             | <i>Extent of revocation</i>         |
|------------|---------------------------------------------------------------------------------------------------------|-------------------------------|-------------------------------------|
|            | (Wales) Regulations<br>2003                                                                             |                               |                                     |
| 13.        | The Honey (Wales)<br>Regulations 2003                                                                   | S.I. 2003/3044<br>(W. 288)(1) | Regulations 6 and 10(2)(g) and (4)  |
| 14.        | The Specified Sugar<br>Products (Wales)<br>Regulations 2003                                             | S.I. 2003/3047<br>(W. 290)(2) | Regulations 6 and 10(2)             |
| 15.        | The Food (Provisions<br>relating to Labelling)<br>(Wales) Regulations<br>2004                           | S.I. 2004/249<br>(W. 26)(3)   | The whole Regulations               |
| 16.        | The Food Labelling<br>(Amendment) (Wales)<br>Regulations 2004                                           | S.I. 2004/2558<br>(W. 229)    | The whole Regulations               |
| 17.        | The Food Labelling<br>(Amendment) (No. 2)<br>(Wales) Regulations<br>2004                                | S.I. 2004/3022<br>(W. 261)(4) | The whole Regulations               |
| 18.        | The Food with Added<br>Phytosterols or<br>Phytosterols<br>(Labelling) (Wales)<br>Regulations 2005       | S.I. 2005/1224<br>(W. 82)(5)  | The whole Regulations               |
| 19.        | The Food Labelling<br>(Amendment) (Wales)<br>Regulations 2005                                           | S.I. 2005/1309<br>(W. 91)     | The whole Regulations               |
| 20.        | The Food Hygiene<br>(Wales) Regulations<br>2006                                                         | S.I. 2006/31<br>(W. 5)(6)     | In Schedule 7, paragraphs 12 to 14. |
| 21.        | The Nutrition and<br>Health Claims (Wales)<br>Regulations 2007                                          | S.I. 2007/2611<br>(W. 222)(7) | Regulation 8                        |
| 22.        | The Natural Mineral<br>Water, Spring Water<br>and Bottled Drinking<br>Water (Wales)<br>Regulations 2007 | S.I. 2007/3165<br>(W. 276)(8) | Regulation 22(2) and (3)            |
| 23.        | The Food Labelling<br>(Declaration of<br>Allergens) (Wales)<br>Regulations 2008                         | S.I. 2008/1268<br>(W. 128)(9) | The whole Regulations               |

(1) There are amendments to S.I. 2003/3044 (W. 288) not relevant to these Regulations.

(2) There are amendments to S.I. 2003/3047 (W. 290) not relevant to these Regulations.

(3) S.I. 2004/249 (W. 26) was amended by S.I. 2004/3220 (W. 276).

(4) S.I. 2004/3022 (W. 261) was amended by S.I. 2008/1268 (W. 128).

(5) S.I. 2005/1224 (W. 82) was amended by S.I. 2005/3254 (W. 247), 2014/440 (W. 49).

(6) There are amendments to S.I. 2006/31 (W. 5) not relevant to these Regulations.

(7) There are amendments to S.I. 2007/2611 (W. 222) not relevant to this revocation.

(8) There are amendments to S.I. 2007/3165 (W. 276) not relevant to these Regulations.

(9) S.I. 2008/1268 (W. 128) was amended by S.I. 2009/2880 (W. 253).

| <i>No.</i> | <i>Statutory Instruments<br/>revoked</i>                                                  | <i>References</i>          | <i>Extent of revocation</i> |
|------------|-------------------------------------------------------------------------------------------|----------------------------|-----------------------------|
| 24.        | The Food Labelling (Nutrition Information) (Wales) Regulations 2009                       | S.I. 2009/2705 (W. 224)(1) | The whole Regulations       |
| 25.        | The Food Enzymes (Wales) Regulations 2009                                                 | S.I. 2009/3377 (W. 299)(2) | Regulation 7                |
| 26.        | The Drinking Milk (Wales) Regulations 2010                                                | S.I. 2010/1492 (W. 135)(3) | Regulation 9                |
| 27.        | The Flavourings in Food (Wales) Regulations 2010                                          | S.I. 2010/2922 (W. 243)(4) | Regulation 7                |
| 28.        | The Food Labelling (Declaration of Allergens) (Wales) Regulations 2011                    | S.I. 2011/465 (W. 70)      | The whole Regulations       |
| 29.        | The Food (Miscellaneous Amendment and Revocation) (Wales) Regulations 2013                | S.I. 2013/545 (W. 58)      | The whole Regulations       |
| 30.        | The Food Additives, Flavourings, Enzymes and Extraction Solvents (Wales) Regulations 2013 | S.I. 2013/2591 (W. 255)    | Regulation 20               |
| 31.        | The Fruit Juices and Fruit Nectars (Wales) Regulations 2013                               | 2013/2750 (W. 267)         | Paragraph 1 of Schedule 15  |

## PART 2

### Revocations coming into force on 13 December 2018

| <i>No.</i> | <i>Statutory Instruments<br/>revoked</i> | <i>References</i> | <i>Extent of revocation</i> |
|------------|------------------------------------------|-------------------|-----------------------------|
| 1.         | The Food Labelling Regulations 1996      | S.I. 1996/1499(5) | The whole Regulations       |

(1) S.I. 2009/2705 (W. 224) was amended by S.I. 2010/1069 (W. 100).

(2) S.I. 2009/3377 (W. 299) was amended by S.I. 2013/2591 (W. 255).

(3) There are amendments to S.I. 2010/1492 (W. 135) not relevant to these Regulations.

(4) There are amendments to S.I. 2010/2922 (W. 243) not relevant to these Regulations.

(5) Relevant amending instruments are S.I. 1998/141, 1398, 1999/747, 1136, 1483, 1603, 2000/1925 (W. 134), 2001/1232 (W. 66), 1440 (W. 102), 2003/832 (W. 104), 1635 (W. 177), 3037 (W. 285), 3044 (W. 288), 3047 (W. 290), 3053 (W. 291), 2004/249 (W. 26), 553 (W. 56), 1396 (W. 141), 2558 (W. 229), 2731 (W. 238), 3022 (W. 261), 2005/1309 (W. 91), 2006/31 (W. 5), 2007/2611 (W. 222), 2008/1268 (W. 128), 2009/2705 (W. 224), 3377 (W. 299), 2010/363 (W. 45), 1492 (W. 135), 2288 (W. 200), 2922 (W. 243), 2011/465 (W. 70), 1043, 2936, 2012/1809, 2705 (W. 291), 2013/545 (W. 58), 2750 (W. 267), 2591 (W. 255), 3235. S.I. 1996/1499 is amended on 19 September 2014 by paragraphs 1 to 3 of Schedule 7 to these Regulations and on 13 December 2014 by paragraphs 10 to 13 of that Schedule. S.I. 1996/1499 is revoked on 13 December 2018 by entry 1 of the table in Part 2 of Schedule 6 to these Regulations to the extent that it is not already revoked on 13 December 2014 by entry 1 of the table in Part 1 of that Schedule.

| <i>No.</i> | <i>Statutory Instruments<br/>revoked</i>              | <i>References</i> | <i>Extent of revocation</i> |
|------------|-------------------------------------------------------|-------------------|-----------------------------|
| 2.         | The Food Labelling<br>(Amendment)<br>Regulations 1998 | S.I. 1998/1398(1) | The whole Regulations       |
| 3.         | The Food Labelling<br>(Amendment)<br>Regulations 1999 | S.I. 1999/747(2)  | The whole Regulations       |

- 
- (1) S.I. 1998/1398 is revoked on 13 December 2018 by entry 2 of the table in Part 2 of Schedule 6 to these Regulations to the extent that it is not already revoked on 13 December 2014 by entry 3 of the table in Part 1 of that Schedule; there are other instruments amending S.I. 1998/1398 but none is relevant.
- (2) S.I. 1999/747 is revoked on 13 December 2018 by entry 3 of the table in Part 2 of Schedule 6 to these Regulations to the extent that it is not already revoked on 13 December 2014 by entry 4 of the table in Part 1 of that Schedule; there are other instruments amending S.I. 1999/747 but none is relevant.

## Diwygiadau canlyniadol a mân ddiwygiadau eraill i offerynnau statudol

### RHAN 1

Diwygiadau canlyniadol a mân ddiwygiadau  
eraill sy'n dod i rym ar 19 Medi 2014

#### Rheoliadau Labelu Bwyd 1996

1. Mae Rheoliadau Labelu Bwyd 1996(1) wedi eu diwygio fel a ganlyn.

2. Yn rheoliad 4(2) (cwmpas Rhan II), ym mhob un o is-baragraffau (h), (i) a (j), yn lle “Commission Regulation (EC) No 607/2009” hyd at y diwedd rhodder “Commission Regulation (EC) No 607/2009 laying down certain detailed rules for the implementation of Council Regulation (EC) No 479/2008 as regards protected designations of origin and geographical indications, traditional terms, labelling and presentation of certain wine sector products(2);”.

3. Yn lle rheoliad 41(4) (darpariaethau atodol sy'n ymwneud â labeli maeth) rhodder—

“(4) Where nutrition labelling not being prescribed nutrition labelling is given, it must be given in the manner specified in paragraph (4A) or (4B).

(4A) The nutrition labelling must be given in all respects as if it were prescribed nutrition labelling except that in applying the requirements for prescribed nutrition labelling described in Schedule 7, Part II of that Schedule is to be read as if—

- (a) in paragraph 1, the words “or that is labelled as provided for in regulation 41(4B)” were inserted after the words “paragraph 2 below applies”,
- (b) in paragraph 1(a)(ii), the words from “provided that” to the end of that paragraph were omitted, and
- (c) paragraph 1(d) were omitted.

## Consequential and other minor amendments to statutory instruments

### PART 1

Consequential and other minor amendments  
coming into force on 19 September 2014

#### The Food Labelling Regulations 1996

1. The Food Labelling Regulations 1996(1) are amended as follows.

2. In regulation 4(2) (scope of Part II), in each of sub-paragraphs (h), (i) and (j), for “Commission Regulation (EC) No 607/2009” to the end substitute “Commission Regulation (EC) No 607/2009 laying down certain detailed rules for the implementation of Council Regulation (EC) No 479/2008 as regards protected designations of origin and geographical indications, traditional terms, labelling and presentation of certain wine sector products(2);”.

3. For regulation 41(4) (supplementary provisions relating to nutrition labelling) substitute—

“(4) Where nutrition labelling not being prescribed nutrition labelling is given, it must be given in the manner specified in paragraph (4A) or (4B).

(4A) The nutrition labelling must be given in all respects as if it were prescribed nutrition labelling except that in applying the requirements for prescribed nutrition labelling described in Schedule 7, Part II of that Schedule is to be read as if—

- (a) in paragraph 1, the words “or that is labelled as provided for in regulation 41(4B)” were inserted after the words “paragraph 2 below applies”,
- (b) in paragraph 1(a)(ii), the words from “provided that” to the end of that paragraph were omitted, and
- (c) paragraph 1(d) were omitted.

(1) O.S. 1996/1499, a ddiwygiwyd gan O.S. 2011/2936; ceir offerynnau diwygio eraill ond nid yw'r un yn berthnasol i'r ddiwygiadau a wneir gan baragraffau 1 i 3.

(2) OJ Rhif L 193, 24.7.2009, t 60, a ddiwygiwyd ddiwethaf gan Reoliad Gweithredu'r Comisiwn (EU) Rhif 753/2013 (OJ Rhif L 210, 6.8.2013, t 21).

(1) S.I. 1996/1499, amended by S.I. 2011/2936; there are other amending instruments but none is relevant to the amendments made by paragraphs 1 to 3.

(2) OJ No L 193, 24.7.2009, p 60, last amended by Commission Implementing Regulation (EU) No 753/2013 (OJ No L 210, 6.8.2013, p 21).

(4B) The nutrition labelling must be given in accordance with Articles 29 to 35 of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004.”

(4B) The nutrition labelling must be given in accordance with Articles 29 to 35 of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004.”

### **Rheoliadau Bwyd (Marcio Lotiau) 1996**

4. Mae Rheoliadau Bwyd (Marcio Lotiau) 1996(1) wedi eu diwygio fel a ganlyn.

5. Yn rheoliad 2 (dehongli), yn y diffiniad o “first seller established within the European Union”, yn lle “Council Directive 89/396/EEC(2)” rhodder “Directive 2011/91/EU of the European Parliament and of the Council on indications or marks identifying the lot to which a foodstuff belongs(3)”.

### **Rheoliadau Ychwanegu Fitaminau, Mwynau a Sylweddau Eraill (Cymru) 2007**

6. Mae Rheoliadau Ychwanegu Fitaminau, Mwynau a Sylweddau Eraill (Cymru) 2007(4) wedi eu diwygio fel a ganlyn.

7. Yn rheoliad 4(2)(d) (tramgwyddau a chosbau), ar ôl “wedi’u hychwanegu atynt”, mewnosoder “, fel y’i darllenir gydag is-baragraff cyntaf Erthygl 54(3) o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy’n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a’r Cyngor, ac yn diddymu Cyfarwydddeb y Comisiwn 87/250/EEC, Cyfarwydddeb y Cyngor 90/496/EEC, Cyfarwydddeb y Comisiwn 1999/10/EC, Cyfarwydddeb 2000/13/EC Senedd Ewrop a’r Cyngor, Cyfarwydddebau’r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004(5)”.

### **The Food (Lot Marking) Regulations 1996**

4. The Food (Lot Marking) Regulations 1996(1) are amended as follows.

5. In regulation 2 (interpretation), in the definition of “first seller established within the European Union”, for “Council Directive 89/396/EEC(2)” substitute “Directive 2011/91/EU of the European Parliament and of the Council on indications or marks identifying the lot to which a foodstuff belongs(3)”.

### **The Addition of Vitamins, Minerals and Other Substances (Wales) Regulations 2007**

6. The Addition of Vitamins, Minerals and Other Substances (Wales) Regulations 2007(4) are amended as follows.

7. In regulation 4(2)(e) (offences and penalties), after “have been added”, insert “, as read with the first subparagraph of Article 54(3) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004(5)”.

(1) O.S. 1996/1502, a ddiwygiwyd gan O.S. 2011/1043.

(2) OJ Rhif L 186, 30.6.1989, t 21, a ddiddymwyd gan Gyfarwydddeb 2011/91/EU Senedd Ewrop a’r Cyngor (OJ Rhif L 334, 16.12.2011, t 1).

(3) OJ Rhif L 334, 16.12.2011, t 1.

(4) O.S. 2007/1984 (Cy. 165), y ceir diwygiadau iddo nad ydynt yn berthnasol i’r diwygiadau a wneir gan baragraffau 6 a 7.

(5) OJ Rhif L 304, 22.11.2011, t 18, a ddiwygiwyd ddiwethaf gan Reoliad Dirprwyedig y Comisiwn (EU) Rhif 78/2014 (OJ Rhif L 27, 30.1.2014, t 7).

(1) S.I. 1996/1502, amended by S.I. 2011/1043.

(2) OJ No L 186, 30.6.1989, p 21, repealed by Directive 2011/91/EU of the European Parliament and of the Council (OJ No L 334, 16.12.2011, p 1).

(3) OJ No L 334, 16.12.2011, p 1.

(4) S.I. 2007/1984 (W. 165), to which there are amendments not relevant to the amendments made by paragraphs 6 and 7.

(5) OJ No L 304, 22.11.2011, p 18, last amended by Commission Delegated Regulation (EU) No 78/2014 (OJ No L 27, 30.1.2014, p 7).

## **Rheoliadau Honiadau am Faethiad ac Iechyd (Cymru) 2007**

**8.** Mae Rheoliadau Honiadau am Faethiad ac Iechyd (Cymru) 2007(1) wedi eu diwygio fel a ganlyn.

**9.** Yn rheoliad 5(2)(ch) (tramgwyddau a chosbau), ar ôl “(gofynion ar gyfer gwybodaeth faethol)”, mewnosoder “, fel y’i darllenir gydag is-baragraff cyntaf Erthygl 54(3) o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy’n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a’r Cyngor, ac yn diddymu Cyfarwyddeb y Comisiwn 87/250/EEC, Cyfarwyddeb y Cyngor 90/496/EEC, Cyfarwyddeb y Comisiwn 1999/10/EC, Cyfarwyddeb 2000/13/EC Senedd Ewrop a’r Cyngor, Cyfarwyddebau’r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004”.

## **RHAN 2**

Diwygiadau canlyniadol a mân ddiwygiadau eraill sy’n dod i rym ar 13 Rhagfyr 2014

### **Rheoliadau Labelu Bwyd 1996**

**10.** Mae Rheoliadau Labelu Bwyd 1996(2) wedi eu diwygio fel a ganlyn.

**11.** Yn rheoliad 2(1) (dehongli), yn lle’r diffiniad o “ingredient” rhodder—

““ingredient” has the meaning given in Article 2(2)(e) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers as amended from time to time;”.

**12.** Yn rheoliad 3 (esemptiadau), yn lle paragraff (1) rhodder—

“(1) This regulation does not apply to a food that is brought into Wales from another part of the United Kingdom, an EEA State (other than the United Kingdom), a member State (other than the United Kingdom) or from the Republic of Turkey in which it was lawfully produced or marketed.”

**13.** Yn Atodlen 8 (disgrifiadau camarweiniol), Rhan I—

## **The Nutrition and Health Claims (Wales) Regulations 2007**

**8.** The Nutrition and Health Claims (Wales) Regulations 2007(1) are amended as follows.

**9.** In regulation 5(2)(d) (offences and penalties), after “(requirements for nutrition information)”, insert “, as read with the first sub-paragraph of Article 54(3) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004”.

## **PART 2**

Consequential and other minor amendments coming into force on 13 December 2014

### **The Food Labelling Regulations 1996**

**10.** The Food Labelling Regulations 1996(2) are amended as follows.

**11.** In regulation 2(1) (interpretation), for the definition of “ingredient” substitute—

““ingredient” has the meaning given in Article 2(2)(e) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers as amended from time to time;”.

**12.** In regulation 3 (exemptions), for paragraph (1) substitute—

“(1) This regulation does not apply to a food that is brought into Wales from another part of the United Kingdom, an EEA State (other than the United Kingdom), a member State (other than the United Kingdom) or from the Republic of Turkey in which it was lawfully produced or marketed.”

**13.** In Schedule 8 (misleading descriptions), Part I—

(1) O.S. 2007/2611 (Cy. 222), y ceir diwygiadau iddo nad ydynt yn berthnasol i’r diwygiad a wneir gan baragraffau 8 a 9.

(2) O.S. 1996/1499, yr offerynnau diwygio perthnasol yw O.S. 1998/1398, 1999/747, 2011/1043. Mae O.S. 1996/1499 wedi ei ddirymu’n rhannol ar 13 Rhagfyr 2014 gan gofnod 1 y tabl yn Rhan 1 o Atodlen 6 i’r Rheoliadau hyn.

(1) S.I. 2007/2611 (W. 222), to which there are amendments not relevant to the amendment made by paragraphs 8 and 9.

(2) S.I. 1996/1499, relevant amending instruments are S.I. 1998/1398, 1999/747, 2011/1043. S.I. 1996/1499 is partially revoked on 13 December 2014 by entry 1 of the table in Part 1 of Schedule 6 to these Regulations.

- (a) yn ail golofn y cofnod ynglŷn â'r disgrifiad "alcohol-free", yn lle is-baragraff (b) rhodder—

“(b) the drink is marked or labelled with—

- (i) an indication of its maximum alcoholic strength in a form comprising the words “not more than” followed by a figure to not more than one decimal place indicating its maximum alcoholic strength and the symbol “% vol.” (required form 1), “alcohol % vol.” (required form 2), or “alc. % vol.” (required form 3), or

- (ii) in an appropriate case, an indication that it contains no alcohol.”;

- (b) yn ail golofn y cofnod ynglŷn â'r disgrifiad “dealcoholized”, yn lle is-baragraff (b) rhodder—

“(b) the drink is marked or labelled with—

- (i) an indication of its maximum alcoholic strength in required form 1, 2 or 3, or

- (ii) in an appropriate case, an indication that it contains no alcohol.”; ac

- (c) yn ail golofn y cofnod ynglŷn â'r disgrifiad “low alcohol” (neu unrhyw air neu ddisgrifiad arall sy'n awgrymu bod y ddiod a ddisgrifir yn isel o ran alcohol), yn lle is-baragraff (b) rhodder—

“(b) an indication of its maximum alcoholic strength in required form 1, 2 or 3.”

- (a) in the second column of entry relating to the description “alcohol-free”, for sub-paragraph (b) substitute—

“(b) the drink is marked or labelled with—

- (i) an indication of its maximum alcoholic strength in a form comprising the words “not more than” followed by a figure to not more than one decimal place indicating its maximum alcoholic strength and the symbol “% vol.” (required form 1), “alcohol % vol.” (required form 2), or “alc. % vol.” (required form 3), or

- (ii) in an appropriate case, an indication that it contains no alcohol.”

- (b) in the second column of entry relating to the description “dealcoholized”, for sub-paragraph (b) substitute—

“(b) the drink is marked or labelled with—

- (i) an indication of its maximum alcoholic strength in required form 1, 2 or 3, or

- (ii) in an appropriate case, an indication that it contains no alcohol.”; and

- (c) in the second column of entry relating to the description “low alcohol” (or any other word or description which implies that the drink being described is low in alcohol), for sub-paragraph (b) substitute—

“(b) an indication of its maximum alcoholic strength in required form 1, 2 or 3.”

## Rheoliadau Bwyd (Marcio Lotiau) 1996

14. Mae Rheoliadau Bwyd (Marcio Lotiau) 1996(1) wedi eu diwygio fel a ganlyn.

15. Yn lle rheoliad 2 (dehongli) rhodder—

“2. In these Regulations—

“the Act” means the Food Safety Act 1990;

“date of minimum durability” is to be construed taking into account the definition of “date of minimum durability of food” in Article 2(2)(r) of Regulation (EU) No 1169/2011;

## The Food (Lot Marking) Regulations 1996

14. The Food (Lot Marking) Regulations 1996(1) are amended as follows.

15. For regulation 2 (interpretation) substitute—

“2. In these Regulations—

“the Act” means the Food Safety Act 1990;

“date of minimum durability” is to be construed taking into account the definition of “date of minimum durability of food” in Article 2(2)(r) of Regulation (EU) No 1169/2011;

(1) O.S. 1996/1502 a ddiwygiwyd gan O.S. 2011/1043. Mae O.S. 1996/1502 wedi ei ddiwygio ar 19 Medi 2014 gan baragraffau 4 a 5 o Atodlen 7 i'r Rheoliadau hyn.

(1) S.I. 1996/1502, amended by S.I. 2011/1043. S.I. 1996/1502 is amended on 19 September 2014 by paragraphs 4 and 5 of Schedule 7 to these Regulations.

“first seller established within the Community” has the same meaning as in Directive 2011/91/EU of the European Parliament and of the Council on indications or marks identifying the lot to which a foodstuff belongs;

“food” means food, within the meaning of the Act, intended for sale for human consumption;

“ice cream” has the same meaning as in Directive 2011/91/EU of the European Parliament and of the Council;

“lot” means a batch of sales units of food produced, manufactured or packaged under similar conditions;

“lot marking indication” means an indication which allows identification of the lot to which a sales unit of food belongs;

“prepacked food” has the meaning given in Article 2(2)(e) of Regulation (EU) No 1169/2011;

“prepacked for immediate sale” has the same meaning as “prepacked for direct sale” in Regulation (EU) No 1169/2011;

“Regulation (EU) No 1169/2011” means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;

“sell” includes offer or expose for sale and have in possession for sale, and “sale” and “sold” are to be construed accordingly;

“ultimate consumer” has the same meaning as “final consumer” in point 18 of Article 3 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(1);

“first seller established within the Community” has the same meaning as in Directive 2011/91/EU of the European Parliament and of the Council on indications or marks identifying the lot to which a foodstuff belongs;

“food” means food, within the meaning of the Act, intended for sale for human consumption;

“ice cream” has the same meaning as in Directive 2011/91/EU of the European Parliament and of the Council;

“lot” means a batch of sales units of food produced, manufactured or packaged under similar conditions;

“lot marking indication” means an indication which allows identification of the lot to which a sales unit of food belongs;

“prepacked food” has the meaning given in Article 2(2)(e) of Regulation (EU) No 1169/2011;

“prepacked for immediate sale” has the same meaning as “prepacked for direct sale” in Regulation (EU) No 1169/2011;

“Regulation (EU) No 1169/2011” means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;

“sell” includes offer or expose for sale and have in possession for sale, and “sale” and “sold” are to be construed accordingly;

“ultimate consumer” has the same meaning as “final consumer” in point 18 of Article 3 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(1);

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(1) OJ Rhif L 31, 1.2.2002, t 1, a ddiwygiwyd ddiwethaf gan Reoliad y Comisiwn (EC) Rhif 596/2009 (OJ Rhif L 188, 18.7.2009, t 14).

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(1) OJ No L 31, 1.2.2002, p 1, last amended by Commission Regulation (EC) No 596/2009 (OJ No L 188, 18.7.2009, p 14).

““use by” date” has the same meaning as in Regulation (EU) No 1169/2011.”

**16.** Yn rheoliad 4 (eithriadau ar gyfer mathau penodol o werthu ac unedau gwerthu)—

- (a) yn is-baragraff (e), yn lle “edible ice” rhodder “ice cream”; a
- (b) yn is-baragraff (g)—
  - (i) yn lle “an indication of minimum durability” rhodder “the date of minimum durability”; a
  - (ii) yn lle “the Food Labelling Regulations require” rhodder “Regulation (EU) No 1169/2011 requires”.

#### **Rheoliadau Bwydydd y Bwriedir eu Defnyddio mewn Deietau Egni Cyfyngedig at Golli Pwysau 1997**

**17.** Mae Rheoliadau Bwydydd y Bwriedir eu Defnyddio mewn Deietau Egni Cyfyngedig at Golli Pwysau 1997(1) wedi eu diwygio fel a ganlyn.

**18.** Yn rheoliad 3(b) (gofynion labelu), yn lle “Tables A and B of Part II of Schedule 6 to the Food Labelling Regulations 1996” rhodder “point 1 of Part A of Annex XIII to Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers”.

#### **Rheoliadau Bara a Blawd 1998**

**19.** Mae Rheoliadau Bara a Blawd 1998(2) wedi eu diwygio fel a ganlyn.

**20.** Yn rheoliad 2(1) (dehongli)—

- (a) yn y diffiniad o “ingredient”, yn lle “the Food Labelling Regulations 1996” rhodder “Article 2(2)(f) of Regulation (EU) No 1169/2011”;
- (b) yn y diffiniad o “labelling”, yn lle “the Food Labelling Regulations 1996” rhodder “Article 2(2)(j) of Regulation (EU) No 1169/2011”;
- (c) hepgorer y diffiniadau o “the labelling regulations” a “member State”; a
- (d) ar ôl y diffiniad o “labelling”, mewnosoder—

““use by” date” has the same meaning as in Regulation (EU) No 1169/2011.”

**16.** In regulation 4 (exceptions for particular types of sale and sales units)—

- (a) in sub-paragraph (e), for “edible ice” substitute “ice cream”; and
- (b) in sub-paragraph (g)—
  - (i) for “an indication of minimum durability” substitute “the date of minimum durability”; and
  - (ii) for “the Food Labelling Regulations require” substitute “Regulation (EU) No 1169/2011 requires”.

#### **The Foods Intended for Use in Energy Restricted Diets for Weight Reduction Regulations 1997**

**17.** The Foods Intended for Use in Energy Restricted Diets for Weight Reduction Regulations 1997(1) are amended as follows.

**18.** In regulation 3(b) (labelling requirements), for “Tables A and B of Part II of Schedule 6 to the Food Labelling Regulations 1996” substitute “point 1 of Part A of Annex XIII to Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers”.

#### **The Bread and Flour Regulations 1998**

**19.** The Bread and Flour Regulations 1998(2) are amended as follows.

**20.** In regulation 2(1) (interpretation)—

- (a) in the definition of “ingredient”, for “the Food Labelling Regulations 1996” substitute “Article 2(2)(f) of Regulation (EU) No 1169/2011”;
- (b) in the definition of “labelling”, for “the Food Labelling Regulations 1996” substitute “Article 2(2)(j) of Regulation (EU) No 1169/2011”;
- (c) omit the definitions of “the labelling regulations” and “member State”; and
- (d) after the definition of “labelling”, insert—

(1) O.S. 1997/2182, y ceir diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

(2) O.S. 1998/141, a ddiwygiwyd gan O.S. 2011/1043; ceir offerynnau diwygio eraill ond nid yw'r un yn berthnasol.

(1) S.I. 1997/2182, to which there are amendments not relevant to these Regulations.

(2) S.I. 1998/141, amended by S.I. 2011/1043; there are other amending instruments but none is relevant.

“Regulation (EU) No 1169/2011” means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;”.

“Regulation (EU) No 1169/2011” means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;”.

## **Rheoliadau Echdynion Coffi ac Echdynion Sicori (Cymru) 2001**

**21.** Mae Rheoliadau Echdynion Coffi ac Echdynion Sicori (Cymru) 2001(1) wedi eu diwygio fel a ganlyn.

**22.** Yn rheoliad 2(1) (dehongli)—

- (a) hepgorer y diffiniad o “Rheoliadau 1996” (“*the 1996 Regulations*”); a
- (b) ar ôl y diffiniad o “gwerthu” (“*sell*”), mewnosoder—

“ystyr “Rheoliad (EU) Rhif 1169/2011” (“*Regulation (EU) No 1169/2011*”) yw Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy’n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a’r Cyngor, ac yn diddymu Cyfarwyddeb y Comisiwn 87/250/EEC, Cyfarwyddeb y Cyngor 90/496/EEC, Cyfarwyddeb y Comisiwn 1999/10/EC, Cyfarwyddeb 2000/13/EC Senedd Ewrop a’r Cyngor, Cyfarwyddebau’r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004;”.

**23.** Yn rheoliad 5(1) (labelu a disgrifio cynhyrchion dynodedig)—

- (a) yn y geiriau cyflwyno, yn lle “Rheoliadau 1996” rhodder “Rheoliad (EU) Rhif 1169/2011”; a
- (b) yn is-baragraff (a), yn lle “rheoliad 6(1) o Reoliadau 1996” rhodder “Erthygl 17 o Reoliad (EU) Rhif 1169/2011”; ac
- (c) yn is-baragraff (c), yn lle “â Rheoliadau 1996” rhodder “ag Erthygl 17 o Reoliad (EU) Rhif 1169/2011”.

## **The Coffee Extracts and Chicory Extracts (Wales) Regulations 2001**

**21.** The Coffee Extracts and Chicory Extracts (Wales) Regulations 2001(1) are amended as follows.

**22.** In regulation 2(1) (interpretation)—

- (a) omit the definition of “the 1996 Regulations” (“*Rheoliadau 1996*”); and
- (b) after the definition of “designated product” (“*cynnyrch dynodedig*”), insert—

““Regulation (EU) No 1169/2011” (“*Rheoliad (EU) Rhif 1169/2011*”) means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;”.

**23.** In regulation 5(1) (labelling and description of designated products)—

- (a) in the introductory wording, for “the 1996 Regulations” substitute “Regulation (EU) No 1169/2011”; and
- (b) in sub-paragraph (a), for “regulation 6(1) of the 1996 Regulations” substitute “Article 17 of Regulation (EU) No 1169/2011”; and
- (c) in sub-paragraph (c), for “the 1996 Regulations” substitute “Article 17 of Regulation (EU) No 1169/2011”.

(1) O.S. 2001/1440 (Cy. 102), a ddiwygiwyd gan O.S. 2003/3047 (Cy. 290); ceir offerynnau diwygio eraill ond nid yw’r un yn berthnasol.

(1) S.I. 2001/1440 (W. 102), amended by S.I. 2003/3047 (W. 290); there are other amending instruments but none is relevant.

## Rheoliadau Ychwanegion Bwyd (Cymru) 2003

24. Mae Rheoliadau Ychwanegion Bwyd (Cymru) 2003(1) wedi eu diwygio fel a ganlyn.

25. Yn rheoliad 2(1) (dehongli)—

- (a) hepgorer y diffiniad o “Cyfarwyddeb 90/496(2)” (“*Directive 90/496*”); a
- (b) ar ôl y diffiniad o “paratoi” (“*preparation*”), mewnosoder—

“ystyr “Rheoliad (EU) Rhif 1169/2011” (“*Regulation (EU) No 1169/2011*”) yw Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy’n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a’r Cyngor, ac yn diddymu Cyfarwyddeb y Comisiwn 87/250/EEC, Cyfarwyddeb y Cyngor 90/496/EEC, Cyfarwyddeb y Comisiwn 1999/10/EC, Cyfarwyddeb 2000/13/EC Senedd Ewrop a’r Cyngor, Cyfarwyddebau’r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004;”.

26. Yn rheoliad 6 (cyfyngiadau ar werthu sy’n ymwneud â labelu etc. ychwanegion bwyd)—

- (a) ym mharagraff (2), yn lle “Rheoliadau Labelu Bwyd 1996” rhodder “Rheoliad (EU) Rhif 1169/2011”; a
- (b) ym mharagraff (3)(d)—
  - (i) yn lle “yn yr Atodiad i Gyfarwyddeb 90/496” rhodder “ym mhwynt 1 o Ran A o Atodiad XIII i Reoliad (EU) Rhif 1169/2011”; a
  - (ii) yn lle “lwfans dyddiol a argymhellir ac sy’n berthnasol ac a bennir yn yr Atodiad hwnnw” rhodder “gwerth cyfeirio perthnasol a bennir yn y pwynt hwnnw”.

27. Yn rheoliad 7(1) (dull marcio neu labelu), yn lle “reoliad 5(a), (c) ac (e) o Reoliadau Labelu Bwyd 1996” rhodder “bwyntiau (a), (f), (g) ac (h) o Erthygl 9(1) o Reoliad (EU) Rhif 1169/2011”.

## The Food Supplements (Wales) Regulations 2003

24. The Food Supplements (Wales) Regulations 2003(1) are amended as follows.

25. In regulation 2(1) (interpretation)—

- (a) omit the definition of “Directive 90/496(2)” (“*Cyfarwyddeb 90/496*”); and
- (b) after the definition of “preparation” (“*paratoi*”), insert—

““Regulation (EU) No 1169/2011” (“*Rheoliad (EU) Rhif 1169/2011*”) means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;”.

26. In regulation 6 (restrictions on sale relating to labelling etc. of food supplements)—

- (a) in paragraph (2), for “the Food Labelling Regulations 1996” substitute “Regulation (EU) No 1169/2011”; and
- (b) in paragraph (3)(e)—
  - (i) for “the Annex to Directive 90/496” substitute “point 1 of Part A of Annex XIII to Regulation (EU) No 1169/2011”; and
  - (ii) for “relevant recommended daily allowance specified in that Annex” substitute “relevant reference value specified in that point”.

27. In regulation 7(1) (manner of marking or labelling), for “regulation 5(a), (c) and (e) of the Food Labelling Regulations 1996” substitute “points (a), (f), (g) and (h) of Article 9(1) Regulation (EU) No 1169/2011”.

(1) O.S. 2003/1719 (Cy. 186), a ddiwygiwyd gan O.S. 2009/3252 (Cy. 282); ceir offerynnau diwygio eraill ond nid yw’r un yn berthnasol.  
(2) OJ Rhif L 276, 06.10.1990, t 40, a ddiddymwyd gan Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor (OJ Rhif L 304, 22.11.2011, t 18).

(1) S.I. 2003/1719 (W. 186), amended by S.I. 2009/3252 (W. 282); there are other amending instruments but none is relevant.  
(2) OJ No L 276, 06.10.1990, p 40, repealed by Regulation (EU) No 1169/2011 of the European Parliament and of the Council (OJ No L 304, 22.11.2011, p 18).

## Rheoliadau Cynhyrchion Coco a Siocled (Cymru) 2003

28. Mae Rheoliadau Cynhyrchion Coco a Siocled (Cymru) 2003(1) wedi eu diwygio fel a ganlyn.

29. Yn rheoliad 2(1) (dehongli)—

- (a) hepgorer y diffiniad o “Rheoliadau 1996” (“*the 1996 Regulations*”); a
- (b) ar ôl y diffiniad o “paratoi” (“*preparation*”), mewnosoder—

“ystyr “Rheoliad (EU) Rhif 1169/2011” (“*Regulation (EU) No 1169/2011*”) yw Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy’n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a’r Cyngor, ac yn diddymu Cyfarwyddeb y Comisiwn 87/250/EEC, Cyfarwyddeb y Cyngor 90/496/EEC, Cyfarwyddeb y Comisiwn 1999/10/EC, Cyfarwyddeb 2000/13/EC Senedd Ewrop a’r Cyngor, Cyfarwyddebau’r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004(2);”.

30. Yn rheoliad 5 (disgrifiadau neilltuedig), yn lle paragraffau (b) ac (c) rhodder—

- “(b) y disgrifiad hwnnw, neu’r peth hwnnw sy’n deillio ohono neu’r gair hwnnw’n cael eu defnyddio mewn cyd-destun sy’n dangos yn benodol neu’n awgrymu’n glir nad yw’r sylwedd y mae’n cyfeirio ato ond yn un o gynhwysion y bwyd hwnnw;
- (c) y disgrifiad hwnnw, y peth hwnnw sy’n deillio ohono neu’r gair hwnnw yn cael eu defnyddio mewn cyd-destun sy’n dangos yn benodol neu’n awgrymu’n glir nad yw’r bwyd hwnnw’n gynnwys dynodedig ac nad yw’n cynnwys cynnyrch dynodedig; neu
- (ch) bod y disgrifiad hwnnw, y peth hwnnw sy’n deillio ohono neu’r gair hwnnw yn cael eu defnyddio i ddynodi’r bwyd yn unol â’r arferion sy’n gymwys yn y Deyrnas Unedig ac na all y bwyd gael ei ddrysu â chynnyrch a restrir yng ngholofn 1 o Atodlen 1.”

## The Cocoa and Chocolate Products (Wales) Regulations 2003

28. The Cocoa and Chocolate Products (Wales) Regulations 2003(1) are amended as follows.

29. In regulation 2(1) (interpretation)—

- (a) omit the definition of “the 1996 Regulations” (“*Rheoliadau 1996*”); and
- (b) after the definition of “preparation” (“*paratoi*”), insert—

““Regulation (EU) No 1169/2011” (“*Rheoliad (EU) Rhif 1169/2011*”) means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004(2);”.

30. In regulation 5 (reserved descriptions), for paragraphs (b) and (c) substitute—

- “(b) such description, derivative or word is used in such a context as to indicate explicitly or by clear implication that the substance to which it relates is only an ingredient of that food;
- (c) such description, derivative or word is used in such a context as to indicate explicitly or by clear implication that such food is not and does not contain a designated product; or
- (d) the use of such description, derivative or word to designate the food is in accordance with the customs applicable in the United Kingdom and the food cannot be confused with a product listed in column 1 of Schedule 1.”

(1) O.S. 2003/3037 (Cy. 285), y ceir diwygiadau iddo nad ydynt yn berthnasol i’r Rheoliadau hyn.

(2) OJ Rhif L 304, 22.11.2011, t 18, a ddiwygiwyd ddiwethaf gan Reoliad Dirprwyedig y Comisiwn (EU) Rhif 78/2014 (OJ Rhif L 27, 30.1.2014, t 7).

(1) S.I. 2003/3037 (W. 285), to which there are amendments not relevant to these Regulations.

(2) OJ No L 304, 22.11.2011, p 18, last amended by Commission Delegated Regulation (EU) No 78/2014 (OJ No L 27, 30.1.2014, p 7).

**31.** Yn rheoliad 6 (labelu a disgrifio cynhyrchion dynodedig)—

- (a) ym mharagraff (1), yn lle “Rhan II o Reoliadau 1996” rhodder “Rheoliad (EU) Rhif 1169/2011”; a
- (b) ym mharagraff (2)(b), yn lle “Reoliadau 1996” rhodder “Erthygl 9(1)(b) o Reoliad (EU) Rhif 1169/2011”.

### Rheoliadau Mêl (Cymru) 2003

**32.** Mae Rheoliadau Mêl (Cymru) 2003(1) wedi eu diwygio fel a ganlyn.

**33.** Yn rheoliad 2(1) (dehongli)—

- (a) yn y diffiniad o “cynhwysyn” (“*ingredient*”), yn lle “Reoliadau 1996” rhodder “Erthygl 2(2)(f) o Reoliad (EU) Rhif 1169/2011”;
- (b) yn y diffiniad o “labelu” (“*labelling*”), yn lle “Reoliadau 1996” rhodder “Erthygl 2(2)(j) o Reoliad (EU) Rhif 1169/2011”;
- (c) hepgorer y diffiniad o “Rheoliadau 1996” (“*the 1996 Regulations*”); a
- (d) ar ôl y diffiniad o “paratoi” (“*preparation*”), mewnosoder—

“ystyr “Rheoliad (EU) Rhif 1169/2011” (“*Regulation (EU) No 1169/2011*”) yw Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy’n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a’r Cyngor, ac yn diddymu Cyfarwyddeb y Comisiwn 87/250/EEC, Cyfarwyddeb y Cyngor 90/496/EEC, Cyfarwyddeb y Comisiwn 1999/10/EC, Cyfarwyddeb 2000/13/EC Senedd Ewrop a’r Cyngor, Cyfarwyddebau’r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004;”.

**34.** Yn rheoliad 4(1) (labelu a disgrifio cynhyrchion mêl penodol), yn lle “Rhan II o Reoliadau 1996” rhodder “Rheoliad (EU) Rhif 1169/2011”.

### Rheoliadau Cynhyrchion Siwgr Penodedig (Cymru) 2003

**35.** Mae Rheoliadau Cynhyrchion Siwgr Penodedig (Cymru) 2003(2) wedi eu diwygio fel a ganlyn.

**31.** In regulation 6 (labelling and description of designated products)—

- (a) in paragraph (1), for “Part II of the 1996 Regulations” substitute “Regulation (EU) No 1169/2011”; and
- (b) in paragraph (2)(b), for “the 1996 Regulations” substitute “Article 9(1)(b) of Regulation (EU) No 1169/2011”.

### The Honey (Wales) Regulations 2003

**32.** The Honey (Wales) Regulations 2003(1) are amended as follows.

**33.** In regulation 2(1) (interpretation)—

- (a) in the definition of “ingredient” (“*cynhwysyn*”), for “the 1996 Regulations” substitute “Article 2(2)(f) of Regulation (EU) No 1169/2011”;
- (b) in the definition of “labelling” (“*labelu*”), for “the 1996 Regulations” substitute “Article 2(2)(j) of Regulation (EU) No 1169/2011”;
- (c) omit the definition of “the 1996 Regulations” (“*Rheoliadau 1996*”); and
- (d) after the definition of “preparation” (“*paratoi*”), insert—

““Regulation (EU) No 1169/2011” (“*Rheoliad (EU) Rhif 1169/2011*”) means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;”.

**34.** In regulation 4(1) (labelling and description of specified honey products), for “Part II of the 1996 Regulations” substitute “Regulation (EU) No 1169/2011”.

### The Specified Sugar Products (Wales) Regulations 2003

**35.** The Specified Sugar Products (Wales) Regulations 2003(2) are amended as follows.

(1) O.S. 2003/3044 (Cy. 288), y ceir diwygiadau iddo nad ydynt yn berthnasol i’r Rheoliadau hyn.  
(2) O.S. 2003/3047 (Cy. 290), y ceir diwygiadau iddo nad ydynt yn berthnasol i’r Rheoliadau hyn.

(1) S.I. 2003/3044 (W. 288), to which there are amendments not relevant to these Regulations.  
(2) S.I. 2003/3047 (W. 290), to which there are amendments not relevant to these Regulations.

36. Yn rheoliad 2 (dehongli), hepgorer y diffiniad o “Rheoliadau 1996” (“the 1996 Regulations”).

37. Yn rheoliad 5 (labelu a disgrifio cynhyrchion siwgr penodedig), yn lle “Rhan II o Reoliadau 1996” rhodder “Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr”.

#### **Rheoliadau Bwydydd Proses sydd wedi'u Seilio ar Rawn a Bwydydd Babanod ar gyfer Babanod a Phlant Ifanc (Cymru) 2004**

38. Mae Rheoliadau Bwydydd Proses sydd wedi'u Seilio ar Rawn a Bwydydd Babanod ar gyfer Babanod a Phlant Ifanc (Cymru) 2004(1) wedi eu diwygio fel a ganlyn.

39. Yn rheoliad 8(1) (labelu), yn lle “Rhan II o Reoliadau Labelu Bwyd 1996” rhodder “Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr”.

#### **Rheoliadau Hylendid Bwyd (Cymru) 2006**

40. Mae Rheoliadau Hylendid Bwyd (Cymru) 2006(2) wedi eu diwygio fel a ganlyn.

41. Yn Atodlen 4 (gofynion rheoli tymheredd), ym mharagraff 8 (dehongli), yn lle is-baragraffau (a) a (b) yn y diffiniad o “oes silff” (“shelf life”) rhodder—

“(a) o ran bwyd y mae dyddiad parhauster lleiaf yn ofynnol ar ei gyfer yn unol ag Erthygl 9(1)(f) o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, fel y’i darllenir gydag Erthygl 24(1) a (2) o’r Rheoliad hwnnw, yw’r cyfnod hyd at a chan gynnwys y dyddiad parhauster lleiaf gofynnol;

(b) o ran bwyd y mae angen dyddiad “use by” arno yn unol ag Erthygl 9(1)(f) o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a’r Cyngor, fel y’i darllenir gydag Erthygl 24(1) a (2) o’r Rheoliad hwnnw, yw’r cyfnod hyd at a chan gynnwys y dyddiad “use by” gofynnol; ac”.

36. In regulation 2 (interpretation), omit the definition of “the 1996 Regulations” (“Rheoliadau 1996”).

37. In regulation 5 (labelling and description of specified sugar products), for “Part II of the 1996 Regulations” substitute “Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers”.

#### **The Processed Cereal-based Foods and Baby Foods for Infants and Young Children (Wales) Regulations 2004**

38. The Processed Cereal-based Foods and Baby Foods for Infants and Young Children (Wales) Regulations 2004(1) are amended as follows.

39. In regulation 8(1) (labelling), for “Part II of the Food Labelling Regulations 1996” substitute “Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers”.

#### **The Food Hygiene (Wales) Regulations 2006**

40. The Food Hygiene (Wales) Regulations 2006(2) are amended as follows.

41. In Schedule 4 (temperature control requirements), in paragraph 8 (interpretation), for subparagraphs (a) and (b) in the definition of “shelf life” (“oes silff”) substitute—

“(a) in relation to food for which a date of minimum durability is required in accordance with Article 9(1)(f) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, as read with Article 24(1) and (2) of that Regulation, the period up to and including the required date of minimum durability;

(b) in relation to food for which a “use by” date is required in accordance with Article 9(1)(f) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council, as read with Article 24(1) and (2) of that Regulation, the period up to and including the required “use by” date; and”.

(1) O.S. 2004/314 (Cy. 32), y ceir diwygiadau iddo nad ydynt yn berthnasol i’r Rheoliadau hyn.

(2) O.S. 2006/31 (Cy. 5), y ceir diwygiadau iddo nad ydynt yn berthnasol i’r Rheoliadau hyn.

(1) S.I. 2004/314 (W. 32), to which there are amendments not relevant to these Regulations.

(2) S.I. 2006/31 (W. 5), to which there are amendments not relevant to these Regulations.

## Rheoliadau Deunyddiau Bwyd sydd wedi'u Rhewi'n Gyflym (Cymru) 2007

42. Mae Rheoliadau Deunyddiau Bwyd sydd wedi'u Rhewi'n Gyflym (Cymru) 2007(1) wedi eu diwygio fel a ganlyn.

43. Yn rheoliad 2(1) (dehongli)—

- (a) hepgorer y diffiniad o “sefydliad arlwyo” (“*catering establishment*”);
- (b) yn y diffiniad o “dosbarthiad lleol” a “dosbarthu'n lleol” (“*local distribution*”), yn lle “sefydliad arlwyo” rhodder “arlwywr mawr”;
- (c) cyn y diffiniad o “awdurdod bwyd” (“*food authority*”), mewnosoder—  
“mae i “arlwywr mawr” yr ystyr a roddir i “mass caterer” gan Erthygl 2(2)(d) o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a'r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr;”;
- (d) yn y diffiniad o “rhagbecyn” (“*prepackaging*”), yn lle “Rheoliadau Labelu Bwyd 1996” rhodder “Erthygl 2(2)(e) o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a'r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr”; ac
- (e) yn lle'r diffiniad o “defnyddiwr olaf” (“*ultimate consumer*”) rhodder—  
“mae i “defnyddiwr olaf” yr un ystyr ag sydd i “final consumer” ym mhwynt 18 o Erthygl 3 o Reoliad 178/2002.”

44. Ym mharagraffau (1) a (3) o reoliad 5 (marchnata neu labelu bwydydd sydd wedi'u rhewi'n gyflym), yn lle “sefydliad arlwyo” rhodder “arlwywr mawr”.

## Rheoliadau Ychwanegu Fitaminau, Mwynau a Sylweddau Eraill (Cymru) 2007

45. Mae Rheoliadau Ychwanegu Fitaminau, Mwynau a Sylweddau Eraill (Cymru) 2007(2) wedi eu diwygio fel a ganlyn.

46. Yn rheoliad 4(2) (tramgwyddau a chosbau), yn lle is-baragraff (d) rhodder—

“(d) Erthygl 7(1), (2) a (3)(3) (cyfyngiadau ac amodau sy'n gymwys i labelu,

## The Quick-frozen Foodstuffs (Wales) Regulations 2007

42. The Quick-frozen Foodstuffs (Wales) Regulations 2007(1) are amended as follows.

43. In regulation 2(1) (interpretation)—

- (a) omit the definition of “catering establishment” (“*sefydliad arlwyo*”);
- (b) in the definition of “local distribution” (“*dosbarthiad lleol*” and “*dosbarthu'n lleol*”), for “catering establishment” substitute “mass caterer”;
- (c) after the definition of “local distribution” (“*dosbarthiad lleol*” and “*dosbarthu'n lleol*”), insert—  
““mass caterer” (“*arlwywr mawr*”) has the meaning given by Article 2(2)(d) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers;”;
- (d) in the definition of “prepackaging” (“*rhagbecyn*”), for “the Food Labelling Regulations 1996” substitute “Article 2(2)(e) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers”; and
- (e) for the definition of “ultimate consumer” (“*defnyddiwr olaf*”) substitute—  
““ultimate consumer” (“*defnyddiwr olaf*”) has the same meaning as “final consumer” in point 18 of Article 3 of Regulation 178/2002.”

44. In paragraphs (1) and (3) of regulation 5 (marketing or labelling of quick-frozen foodstuffs), for “catering establishment” substitute “mass caterer”.

## The Addition of Vitamins, Minerals and Other Substances (Wales) Regulations 2007

45. The Addition of Vitamins, Minerals and Other Substances (Wales) Regulations 2007(2) are amended as follows.

46. In regulation 4(2) (offences and penalties), for sub-paragraph (e) substitute—

“(e) Article 7(1), (2) and (3)(3) (restrictions and conditions applying to labelling,

(1) O.S. 2007/389 (Cy. 40), y ceir diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

(2) Mae O.S. 2007/1984 (Cy. 165) wedi ei ddiwygio ar 19 Medi 2014 gan baragraffau 6 a 7 o Atodlen 7 i'r Rheoliadau hyn; ceir offerynnau diwygio eraill ond nid yw'r un yn berthnasol.

(3) Diwygiwyd Erthygl 7(3) o Reoliad (EC) Rhif 1925/2006 Senedd Ewrop a'r Cyngor (OJ Rhif L 404, 30.12.2006, t 26) gan Erthygl 50 o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a'r Cyngor; yn

(1) S.I. 2007/389 (W. 40), to which there are amendments not relevant to these Regulations.

(2) S.I. 2007/1984 (W. 165) is amended on 19 September 2014 by paragraphs 6 and 7 of Schedule 7 to these Regulations; there are other amending instruments but none is relevant.

(3) Article 7(3) of Regulation (EC) No 1925/2006 of the European Parliament and of the Council (OJ No L 404, 30.12.2006, p 26) was amended by Article 50 of Regulation (EU) No 1169/2011 of the

cyflwyno a hysbysebu bwydydd y mae fitaminau neu fwynau wedi'u hychwanegu atynt)."

presentation and advertising of foods to which vitamins or minerals have been added)."

## **Rheoliadau Honiadau am Faethiad ac Iechyd (Cymru) 2007**

47. Mae Rheoliadau Honiadau am Faethiad ac Iechyd (Cymru) 2007(1) wedi eu diwygio fel a ganlyn.

48. Yn rheoliad 5(2) (tramgwyddau a chosbau), yn lle is-baragraff (ch) rhodder—

“(ch) Erthygl 7(2) (gofynion ar gyfer gwybodaeth faethol);”.

## **Rheoliadau Dŵr Mwynol Naturiol, Dŵr Ffynnon a Dŵr Yfed wedi'i Botelu (Cymru) 2007**

49. Mae Rheoliadau Dŵr Mwynol Naturiol, Dŵr Ffynnon a Dŵr Yfed wedi'i Botelu (Cymru) 2007(3) wedi eu diwygio fel a ganlyn.

50. Yn rheoliad 2(1) (dehongli), yn lle'r diffiniad o “hysbyseb” (“*advertisement*”) a “hysbysebu” (“*advertise*”) rhodder—

“ystyr “hysbyseb” (“*advertisement*”) yw cynrychiolaeth ar unrhyw ffurf mewn cysylltiad â masnach neu fusnes er mwyn hybu cyflenwi nwyddau ac mae “hysbysebu” (“*advertise*”) i'w ddehongli yn unol â hynny;”.

## **Rheoliadau Wyau a Chywion (Cymru) 2010**

51. Mae Rheoliadau Wyau a Chywion (Cymru) 2010(4) wedi eu diwygio fel a ganlyn.

52. Yn rheoliad 3(1) (dehongli)—

- (a) hepgorer y diffiniad o “Cyfarwyddeb 2000/13/EC” (“*Directive 2000/13/EC*”);
- (b) yn lle'r diffiniad o “Rheoliad (EC) Rhif 2160/2003” (“*Regulation (EC) No 2160/2003*”), rhodder—

“ystyr “Rheoliad (EC) Rhif 2160/2003” (“*Regulation (EC) No 2160/2003*”) yw

## **The Nutrition and Health Claims (Wales) Regulations 2007**

47. The Nutrition and Health Claims (Wales) Regulations 2007(1) are amended as follows.

48. In regulation 5(2) (offences and penalties), for sub-paragraph (d) substitute—

“(d) Article 7(2) (requirements for nutrition information);”.

## **The Natural Mineral Water, Spring Water and Bottled Drinking Water (Wales) Regulations 2007**

49. The Natural Mineral Water, Spring Water and Bottled Drinking Water (Wales) Regulations 2007(3) are amended as follows.

50. In regulation 2(1) (interpretation), for the definition of “advertisement” (“*hysbyseb*”) and “advertise” (“*hysbysebu*”) substitute—

““advertisement” (“*hysbyseb*”) means a representation in any form in connection with a trade or business in order to promote the supply of goods and “advertise” (“*hysbysebu*”) is to be construed accordingly;”.

## **The Eggs and Chicks (Wales) Regulations 2010**

51. The Eggs and Chicks (Wales) Regulations 2010(4) are amended as follows.

52. In regulation 3(1) (interpretation)—

- (a) omit the definition of “Directive 2000/13/EC” (“*Cyfarwyddeb 2000/13/EC*”);
- (b) for the definition of “Regulation (EC) No 2160/2003” (“*Rheoliad (EC) Rhif 2160/2003*”), substitute—

““Regulation (EC) No 2160/2003” (“*Rheoliad (EC) Rhif 2160/2003*”) means

rhinwedd ail is-baragraff Erthygl 55 o Reoliad (EU) Rhif 1169/2011 mae'r diwygiad hwnnw yn gymwys o 13 Rhagfyr 2014.

- (1) Mae O.S. 2007/2611 (Cy. 222) wedi ei ddiwygio ar 19 Medi 2014 gan baragraffau 8 a 9 o Atodlen 7 i'r Rheoliadau hyn; ceir offerynnau diwygio eraill ond nid yw'r un yn berthnasol.
- (2) Diwygiwyd Erthygl 7 o Reoliad (EC) Rhif 1924/2006 Senedd Ewrop a'r Cyngor (OJ Rhif L 404, 30.12.2006, t 26) gan Erthygl 49 o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a'r Cyngor; yn rhinwedd ail is-baragraff Erthygl 55 o Reoliad (EU) Rhif 1169/2011 mae'r diwygiad hwnnw yn gymwys o 13 Rhagfyr 2014.
- (3) O.S. 2007/3165 (Cy. 276), y ceir diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.
- (4) O.S. 2010/1671 (Cy. 158), y ceir diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

European Parliament and of the Council; by virtue of the second sub-paragraph of Article 55 of Regulation (EU) No 1169/2011 that amendment applies from 13 December 2014.

- (1) S.I. 2007/2611 (W. 222) is amended on 19 September 2014 by paragraphs 8 and 9 of Schedule 7 to these Regulations; there are other amending instruments but none is relevant.
- (2) Article 7 of Regulation (EC) No 1924/2006 of the European Parliament and of the Council (OJ No L 404, 30.12.2006, p 9) was amended by Article 49 of Regulation (EU) No 1169/2011 of the European Parliament and of the Council; by virtue of the second sub-paragraph of Article 55 of Regulation (EU) No 1169/2011 that amendment applies from 13 December 2014.
- (3) S.I. 2007/3165 (W. 276), to which there are amendments not relevant to these Regulations.
- (4) S.I. 2010/1671 (W. 158), to which there are amendments not relevant to these Regulations.

Rheoliad (EC) Rhif 2160/2003 Senedd Ewrop a'r Cyngor ynghylch rheoli salmonela a chyfryngau milheintiol penodedig eraill a gludir mewn bwyd<sup>(1)</sup>;

“ystyr “Rheoliad (EU) Rhif 1169/2011” (*“Regulation (EU) No 1169/2011”*) yw Rheoliad (EU) Rhif 1169/2011 Senedd Ewrop a'r Cyngor ynghylch darparu gwybodaeth am fwyd i ddefnyddwyr, sy'n diwygio Rheoliadau (EC) Rhif 1924/2006 ac (EC) Rhif 1925/2006 Senedd Ewrop a'r Cyngor, ac yn diddymu Cyfarwyddeb y Comisiwn 87/250/EEC, Cyfarwyddeb y Cyngor 90/496/EEC, Cyfarwyddeb y Comisiwn 1999/10/EC, Cyfarwyddeb 2000/13/EC Senedd Ewrop a'r Cyngor, Cyfarwyddebau'r Comisiwn 2002/67/EC a 2008/5/EC a Rheoliad y Comisiwn (EC) Rhif 608/2004;”.

**53.** Yn Rhan 2 o Atodlen 2 (darpariaethau Rheoliad y Comisiwn (EC) Rhif 589/2008 sy'n gosod rheolau manwl ar gyfer gweithredu Rheoliad (EC) Rhif 1234/2007 o ran safonau marchnata ar gyfer wyau<sup>(2)</sup> ac y mae methu â chydymffurfio â hwy yn dramgwydd)—

- (a) yn ail golofn y cofnod yn y tabl ynglŷn ag Erthygl 4(2) o Reoliad y Comisiwn (EC) Rhif 589/2008, yn lle “Chyfarwyddeb 2000/13/EC” rhodder “Rheoliad (EU) Rhif 1169/2011”;
- (b) yn ail golofn y cofnod yn y tabl ynglŷn ag Erthygl 6(3) o Reoliad y Comisiwn (EC) Rhif 589/2008, yn lle “ac Erthygl 9(2) o Gyfarwyddeb 2000/13/EC” rhodder “a phwynt 1(a) o Atodiad X i Reoliad (EU) Rhif 1169/2011”; ac
- (c) yn ail golofn y cofnod yn y tabl ynglŷn ag Erthygl 13 o Reoliad y Comisiwn (EC) Rhif 589/2008, yn lle “Erthygl 3(1)(5) o Gyfarwyddeb 2000/13/EC” rhodder “Erthygl 9(1)(f) o Reoliad (EU) Rhif 1169/2011”.

Regulation (EC) No 2160/2003 of the European Parliament and of the Council on the control of salmonella and other specified food-borne zoonotic agents<sup>(1)</sup>;

“Regulation (EU) No 1169/2011” (*“Rheoliad (EU) Rhif 1169/2011”*) means Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers, amending Regulations (EC) No 1924/2006 and (EC) No 1925/2006 of the European Parliament and of the Council, and repealing Commission Directive 87/250/EEC, Council Directive 90/496/EEC, Commission Directive 1999/10/EC, Directive 2000/13/EC of the European Parliament and of the Council, Commission Directives 2002/67/EC and 2008/5/EC and Commission Regulation (EC) No 608/2004;”.

**53.** In Part 2 of Schedule 2 (provisions of Commission Regulation (EC) No 589/2008 laying down detailed rules for implementing Regulation (EC) No 1234/2007 as regards marketing standards for eggs<sup>(2)</sup> contravention of which is an offence)—

- (a) in the second column of the entry in the table relating to Article 4(2) of Commission Regulation (EC) No 589/2008, for “Directive 2000/13/EC” substitute “Regulation (EU) No 1169/2011”;
- (b) in the second column of the entry in the table relating to Article 6(3) of Commission Regulation (EC) No 589/2008, for “Article 9(2) of Directive 2000/13/EC” substitute “point 1(a) of Annex X to Regulation (EU) No 1169/2011”; and
- (c) in the second column of the entry in the table relating to Article 13 of Commission Regulation (EC) No 589/2008, for “Article 3(1)(5) of Directive 2000/13/EC” substitute “Article 9(1)(f) of Regulation (EU) No 1169/2011”.

<sup>(1)</sup> OJ Rhif L 325, 12.12.2003, t 1, a ddiwygiwyd ddiwethaf gan Reoliad y Cyngor (EU) Rhif 517/2013 (OJ Rhif L 158, 10.06.2013, t 1).

<sup>(2)</sup> OJ Rhif L 163, 24.06.2008, t 6, a ddiwygiwyd ddiwethaf gan Reoliad y Comisiwn (EU) Rhif 519/2013 (OJ Rhif L 158, 10.06.2013, t 74).

<sup>(1)</sup> OJ No L 325, 12.12.2003, p 1, last amended by Council Regulation (EU) No 517/2013 (OJ No L 158, 10.06.2013, p 1).

<sup>(2)</sup> OJ No L 163, 24.6.2008, p 6, last amended by Commission Regulation (EU) No 519/2013 (OJ No L 158, 10.6.2013, p 74).

## Rheoliadau Bwyta'n Iach mewn Ysgolion (Gofynion a Safonau Maeth) (Cymru) 2013

54. Mae Rheoliadau Bwyta'n Iach mewn Ysgolion (Gofynion a Safonau Maeth) (Cymru) 2013(1) wedi eu diwygio fel a ganlyn.

55. Yn rheoliad 2(1) (dehongli), yn lle'r diffiniad o "cig" ("meat") rhodder—

"ystyr "cig" ("meat") yw cyhyrau ysgerbydol rhywogaethau o famaliaid ac adar y cydnabyddir eu bod yn addas i'w bwyta gan bobl gyda'r feinwe wedi ei chynnwys yn naturiol neu feinwe ymlynol ond nid yw'n cynnwys cig a wahanir yn fecanyddol (y mae iddo'r ystyr a roddir i "mechanically separated meat" ym mhwynt 1.14 o Atodiad I i Reoliad (EC) Rhif 853/2004 Senedd Ewrop a'r Cyngor sy'n nodi rheolau hylendid penodol ar gyfer bwyd sy'n deillio o anifeiliaid)(2);".

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## The Healthy Eating in Schools (Nutritional Standards and Requirements) (Wales) Regulations 2013

54. The Healthy Eating in Schools (Nutritional Standards and Requirements) (Wales) Regulations 2013(1) are amended as follows.

55. In regulation 2(1) (interpretation), for the definition of "meat" ("cig") substitute—

““meat” (“cig”) means the skeletal muscles of mammalian and bird species recognised as fit for human consumption with naturally included or adherent tissue but does not include mechanically separated meat (which has the meaning given in point 1.14 of Annex I to Regulation (EC) No 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin)(2);”.

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(1) O.S. 2013/1984 (Cy. 194), y ceir diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

(2) OJ Rhif L 139, 30.4.2004, t 55, a ddiwygiwyd ddiwethaf gan Reoliad y Comisiwn (EU) Rhif 633/2014 (OJ Rhif L 175, 14.6.2014, t 6).

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(1) S.I. 2013/1984 (W. 194), to which there are amendments not relevant to these Regulations.

(2) OJ No L 139, 30.4.2004, p 55, last amended by Commission Regulation (EU) No 633/2014 (OJ No L 175, 14.6.2014, p 6).





