



**Cynulliad Cenedlaethol Cymru  
The National Assembly for Wales**

**ADRODDIAD GAN Y PWYLLGOR DEDDFAU      LEGISLATION COMMITTEE REPORT**

**The Food (Jelly Confectionery) (Emergency Control) (Wales) Regulations 2002**

In implementation of a Commission Decision these regulations prohibit the carrying out of commercial operations with regard to jelly confectionery which contains certain food additives.

**Standing Order 11.5**

No points have been identified in respect of which the Committee needs to invite the Assembly to pay special attention.

**General Observations**

In applying section 9 of the Food Safety Act 1990 with modifications, regulation 5(2) merely sets out the modified text without anything to identify which provisions constitute modifications.

As pointed out both by this Committee and the Joint Committee on Statutory Instruments, in previous cases, it is considered that where a power to apply a statutory provision with modifications is exercised, the specific modifications should be identified. The convenience to the user of having the full modified text can still be achieved by setting out that text in a Schedule.

Mick Bates AM  
**Chair, Legislation Committee**

30 April 2002