

Draft of Regulations ddmmmy No. XX amending Regulation 21 December 1993 No. 1381 on Materials and Articles in Contact with Foodstuffs

Laid down by the Ministry of Health and Care Services ddmmmy pursuant to the Law 19 December 2003 No. 124 on the Production of Food and Food safety, etc. (food law) section 9 and section 16, cf. decision 5 May 2004.

Regulation 21 December 1993 no. 1381 on materials and articles in contact with foodstuffs is amended as follows:

I

Chapter I is amended as follows:

New section 3 is inserted:

Section 3. Prohibition

Production, import, selling and use of materials and articles not fulfilling requirements in this regulation are prohibited.

New section 3 is inserted:

Section 3a. Obligations

All business operators, producing, importing, selling or using materials and articles have obligations according to these regulations.

New section 4 is inserted:

Section 4. Notification

All business operators who are about to start producing, importing or wholesaling materials and articles must send a written notification to Norwegian Food Safety Authority (Mattilsynet).

The notification shall contain the following information:

- 1. Name or company name, and address in Norway*
- 2. Name on manager or other person responsible for the company*
- 3. For importers: Country of production and name on the producer*
- 4. Activities of the business operator*
- 5. Type material/article and range of use*
- 6. Other information necessary to describe business operators nature and scope*

Norwegian Food Safety Authority (Mattilsynet) shall immediately be informed if information as notified in section one is changed

Existing business operators shall notify requested information 1 January 2007 at the latest.

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New section 4a is inserted:

Section 4a. Control of critical points

Activities covered by this regulation shall fulfil the requirements on control of critical points in Regulation 15 December 1994 no. 1187 on in-house control to fulfil food law section 5a. Information shall be available in writing. Both those who are responsible for the business and those participating in it have a duty to ensure that this requirement is fulfilled.

Business operators shall fulfil this requirement by 27 October 2006 at the latest.

Chapter VIa is amended as follows:

Chapter heading VIa is repealed

New chapter heading VIa is inserted:

Chapter VIa. Metals in other materials than ceramics

Section 26a, second paragraph, is inserted:

The method of analysis must have a detection limit of at least 50 % of the maximum limit for released metals.

Appendix III is repealed.

New Appendix III is inserted:

Annex IV. Maximum limits of metals released from articles made of glass, metals or non-ceramic materials without enamel/coating.

Articles	Lead	Cadmium
<i>Articles which can be filled (hollow wares)</i>	<i>0,1 mg Pb/l</i>	<i>0,01 mg Cd/l</i>
<i>Articles which cannot be filled (flat wares)</i>	<i>0,02 mg Pb/dm²</i>	<i>0,002 mg Cd/dm²</i>
<i>Drinking rim</i>	<i>0,02 mg Pb/dm²</i>	<i>0,002 mg Cd/dm²</i>

Articles which cannot be filled include products which have an inner depth, measured between the bottom and the horizontal projection of upper edge, equal to or less than 25 mm (flat wares).

Drinking rim is the part of the article which is intended for contact with lips or mouth. The drinking rim of 2 cm, measured from the upper edge of the vessel on both the inside and the outside. Articles made for drinking shall fulfil both maximum limits for release of metals from the vessel and for the drinking rim.

II

These Regulation shall enter into force immediately