

Carwyn Jones AM/AC
Y Cwnsler Cyffredinol ac Arweinydd y Tŷ
a'r Gweinidog dros Fusnes y Cynulliad a Chyfathrebu

Counsel General and Leader of the House
also Minister for Assembly Business and
Communications



Llywodraeth Cynulliad Cymru
Welsh Assembly Government

Lord Dafydd Elis – Thomas AM
Presiding Officer
National Assembly Wales

6 August 2007

Dear Dafydd

**THE FOOD (SUSPENSION OF THE USE OF E 128 RED 2G AS FOOD COLOUR) (WALES)
(NO.2) REGULATIONS 2007**

I am writing to inform you that The Food (Suspension of the Use of E 128 Red 2G as Food Colour) (Wales) Regulations 2007, which came into force on 3 August 2007, will need to be revoked and replaced. My letter of 2 August 2007, copy enclosed, explained why these Regulations were required and why it was necessary to breach the 21 day rule.

However, I have subsequently been advised that there are errors in the text of the Regulations, which unfortunately had not previously been identified. In particular, the reference to the Commission Regulation suspending the use of the colour E128 Red 2G in food was incorrect. Additionally, two minor points of clarification amendments are considered necessary.

These errors necessitate the urgent revocation and replacement of The Food (Suspension of the use of E128 Red 2G as Food Colour) (Wales) Regulations 2007.

Similar Regulations came into force in England on 2 August 2007 and in Scotland and Northern Ireland on 3rd August 2007. Therefore, to ensure consistency of enforcement across the UK, it is necessary to breach the 21 day rule in order that The Food (Suspension of the Use of E 128 Red 2G as Food Colour) (Wales) (No. 2) Regulations 2007 come into force on 7 August 2007 in Wales.

These Regulations have been subject to a Regulatory Impact Assessment. An Explanatory Memorandum has also been prepared, which includes the Regulatory Impact Assessment and this has been laid, together with the Regulations, in Table Office today.

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A copy of this letter goes Dr Dai Lloyd, Chair of the Subordinate Legislation Committee and Chris Reading, Clerk to the Subordinate Legislation Committee.

A handwritten signature in cursive script, appearing to read "C. Reading".