
STATUTORY INSTRUMENTS

2013 No. 2854

**ENVIRONMENTAL PROTECTION, ENGLAND
FOOD, ENGLAND**

The Environmental Noise, Site Waste
Management Plans and Spreadable Fats etc.
(Revocations and Amendments) Regulations 2013

<i>Made</i>	- - - -	<i>4th November 2013</i>
<i>Laid before Parliament</i>		<i>8th November 2013</i>
<i>Coming into force</i>	- -	<i>1st December 2013</i>

The Secretary of State is designated⁽¹⁾ for the purposes of section 2(2) of the European Communities Act 1972⁽²⁾ in relation to measures relating to the assessment, management and control of environmental noise.

So far as relating to regulation 3 of the following regulations, the Secretary of State has carried out consultation in accordance with section 48(4) of the Food Safety Act 1990⁽³⁾ and has had regard to relevant advice given by the Food Standards Agency in accordance with section 48(4A) of that Act.

So far as relating to regulation 2(a) and (b), the Secretary of State makes the following Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972.

So far as relating to regulation 2(c), the Secretary of State makes the following Regulations in exercise of the powers conferred by section 54 of the Clean Neighbourhoods and Environment Act 2005⁽⁴⁾.

So far as relating to regulation 3, the Secretary of State makes the following Regulations in exercise of the powers conferred by sections 16(1) and 26(1) and (3) of the Food Safety Act 1990, and now vested in the Secretary of State⁽⁵⁾.

(1) [S.I. 2004/706](#).

(2) [1972 c. 68](#). Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 ([c. 51](#)) and section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 ([c. 7](#)).

(3) [1990 c. 16](#). Relevant amendments to section 48 were made by the Food Standards Act 1999 ([c. 28](#)), Schedule 5, paragraphs 7 and 21, and [S.I. 2004/2990](#), regulations 2 and 5(a) and (b).

(4) [2005 c. 16](#). Section 54 was amended by the Waste (Wales) Measure 2010 ([nawm 8](#)), paragraph 1 of the Schedule.

(5) Functions of the Minister of Agriculture, Fisheries and Food under the Food Safety Act 1990 ceased to be exercisable by that Minister by virtue of section 26(1) of the Food Standards Act 1999 ([c. 28](#)); references to the Secretary of State were inserted into section 16 of the Food Safety Act 1990 by the Food Standards Act 1999, Schedule 5, paragraphs 7 and 8.

Citation and commencement

1. These Regulations may be cited as the Environmental Noise, Site Waste Management Plans and Spreadable Fats etc. (Revocations and Amendments) Regulations 2013 and come into force on 1st December 2013.

Revocations

2. The following Regulations are revoked—
- (a) the Environmental Noise (Identification of Noise Sources) (England) Regulations 2007(6);
 - (b) the Environmental Noise (Identification of Noise Sources) (England) (Amendment) Regulations 2007(7);
 - (c) the Site Waste Management Plans Regulations 2008(8).

Amendment of the Spreadable Fats (Marketing Standards) and the Milk and Milk Products (Protection of Designations) (England) Regulations 2008

3.—(1) The Spreadable Fats (Marketing Standards) and the Milk and Milk Products (Protection of Designations) (England) Regulations 2008(9) are amended as follows.

- (2) In regulation 2(1), omit the definitions of “vitamin A” and “vitamin D”.
- (3) In regulation 3—
 - (a) in paragraph (1), omit the words “Except where paragraph (2) applies,”;
 - (b) omit paragraphs (2) and (3).
- (4) Omit regulation 4.
- (5) Omit regulation 6(1)(a).

Dan Rogerson
Parliamentary Under Secretary of State
Department for Environment, Food and Rural
Affairs

4th November 2013

(6) [S.I. 2007/415](#), amended by [S.I. 2007/2458](#).

(7) [S.I. 2007/2458](#).

(8) [S.I. 2008/314](#), to which there are amendments not relevant to this instrument.

(9) [S.I. 2008/1287](#), to which there are amendments not relevant to this instrument.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations revoke the Environmental Noise (Identification of Noise Sources) (England) Regulations 2007 ([S.I. 2007/415](#)), the Environmental Noise (Identification of Noise Sources) (England) (Amendment) Regulations 2007 ([S.I. 2007/2458](#)) and the Site Waste Management Plans Regulations 2008 ([S.I. 2008/314](#)).

They also amend the Spreadable Fats (Marketing Standards) and the Milk and Milk Products (Protection of Designations) (England) Regulations 2008 ([S.I. 2008/1287](#)) to revoke regulation 4 (which prohibits the sale by retail of margarine unless it contains specified proportions of vitamins A and D) and make consequential amendments.

A full impact assessment of the effect that the revocation of the Site Waste Management Plans Regulations 2008 will have on the costs of business and the voluntary sector is available at www.gov.uk/defra and is annexed to the Explanatory Memorandum which is available alongside the instrument at www.legislation.gov.uk. No impact assessment has been prepared for the remaining provisions of this instrument, as no, or no significant, impact on the private or voluntary sectors is foreseen.