FOOD SAFETY AUTHORITY OF IRELAND ACT 1998 (AMENDMENT OF FIRST SCHEDULE) ORDER 2021
I, FRANK FEIGHAN, Minister of State at the Department of Health, in exercise of the powers conferred on me by section 5 of the Food Safety Authority of Ireland Act 1998 (No. 29 of 1998) (as adapted by the Health and Children (Alteration of Name of Department and Title of Minister) Order 2011 (S.I. No. 219 of 2011), the Agriculture, Fisheries and Food (Alteration of Name of Department and Title of Minister) Order 2011 (S.I. No. 455 of 2011) and the Communications, Climate Action and Environment (Alteration of Name of Department and Title of Minister) Order 2020 (S.I. No. 599 of 2020), after consultation with the Minister for Agriculture, Food and the Marine and the Minister for Environment, Climate and Communications, hereby order as follows:

1. This Order may be cited as the Food Safety Authority of Ireland Act 1998 (Amendment of First Schedule) Order 2021.

2. In this Order—

“Act” means the Food Safety Authority of Ireland Act 1998 (No. 29 of 1998);


3. Part II (as amended by Article 3 of the Order of 2020) of the First Schedule to the Act is amended—

(a) by deleting the following statutory instruments:


“European Communities (Veterinary Checks on Products Imported from Third Countries) Regulations 2000 (S.I. No. 292 of 2000)”;

Notice of the making of this Statutory Instrument was published in “Iris Oifigiúil” of 6th April, 2021.
“European Communities (Veterinary Checks on Fish and Fishery Products Imported from Third Countries) Regulations 2003 (S.I. No. 548 of 2003)”; and

“European Communities (Import of Personal Consignments of Products of Animal Origin) Regulations 2012 (S.I. No. 374 of 2012).”; and

(b) by inserting after “Radiological Protection Act 1991 (Ionising Radiation) Regulations 2019 (S.I. No. 30 of 2019).” the following statutory instruments:

“Sea-Fisheries (Community Control System) Regulations 2016 (S.I. No. 54 of 2016).


European Union (Imports of Animals and Animal Products from Third Countries) Regulations 2020 (S.I. No. 656 of 2020).”.

4. Part III (as amended by Article 4 of the Order of 2020) of the First Schedule to the Act is amended—

(a) by deleting the following Regulations:

“Council Regulation (EC) No. 733/2008 of 15 July 2008 on the conditions governing imports of agricultural products originating in third countries following the accident at the Chernobyl nuclear power station.”;

“Commission Regulation (EC) No. 1251/2008 of 12 December 2008 implementing Council Directive 2006/88/EC as regards conditions and certification requirements for the placing on the market and the import into the Community of aquaculture animals and products thereof and laying down a list of vector species (insofar as it pertains to food).”;

“Commission Implementing Regulation (EU) No. 404/2011 of 8 April 2011 laying down detailed rules for the implementation of Council Regulation (EC) No. 1224/2009 establishing a Community control system for ensuring compliance with the rules of the Common Fisheries Policy (Chapter 1 of Title IV only).”;


“Commission Implementing Regulation (EU) 2016/759 of 28 April 2016 drawing up lists of third countries, parts of third countries and territories from which Member States are to authorise the introduction into the Union of certain products of animal origin intended for human consumption, laying down certificate requirements, amending Regulation (EC) No. 2074/2005 and repealing Decision 2003/812/EC.”;

“Commission Implementing Regulation (EU) 2018/555 of 9 April 2018 concerning a coordinated multiannual control programme of the Union for 2019, 2020 and 2021 to ensure compliance with maximum residue levels of pesticides and to assess the consumer exposure to pesticide residues in and on food of plant and animal origin.”;

“Commission Regulation (EU) 2019/229 of 7 February 2019 amending Regulation (EC) No. 2073/2005 on microbiological criteria for foodstuffs as regards certain methods, the food safety criterion for Listeria monocytogenes in sprouted seeds, and the process hygiene criterion and food safety criterion for unpasteurised fruit and vegetable juices (ready-to-eat).”;


“Commission Implementing Regulation (EU) 2019/626 of 5 March 2019 concerning lists of third countries or regions thereof authorised for the entry into the European Union of certain animals and goods intended for human consumption, amending Implementing Regulation (EU) 2016/759 as regards these lists.”;


“Commission Implementing Regulation (EU) 2019/1013 of 16 April 2019 on prior notification of consignments of certain categories of animals and goods entering the Union.”;

“Commission Implementing Regulation (EU) 2019/1014 of 12 June 2019 to lay down detailed rules on minimum requirements for border control posts, including inspection centres, and for the format, categories and abbreviations to use for listing border control posts and control points.”;

“Commission Delegated Regulation (EU) 2019/1081 of 8 March 2019 establishing rules on specific training requirements for staff for performing certain physical checks at border control posts.”;

“Commission Implementing Regulation (EU) 2019/1256 of 23 July 2019 amending Implementing Regulation (EU) 2015/943 on emergency measures suspending imports of dried beans from Nigeria, as regards extending its period of application.”;


“Commission Implementing Regulation (EU) 2019/1715 of 30 September 2019 laying down rules for the functioning of the information management system for official controls and its system components (the IMSOC Regulation).”;


“Commission Delegated Regulation (EU) 2019/2090 of 19 June 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and Council regarding cases of suspected or established non-compliance with Union rules applicable to the use or residues of pharmacologically active substances authorised in veterinary medicinal products or as feed additives or with Union rules applicable to the use or residues of prohibited or unauthorised pharmacologically active substances.”;

“Commission Delegated Regulation (EU) 2019/2122 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards certain categories of animals and goods exempted from official controls at border control posts, specific controls on passengers’ personal luggage and on small consignments of goods sent to natural persons which are not intended to be placed on the market and amending Commission Regulation (EU) No. 142/2011.”;
“Commission Delegated Regulation (EU) 2019/2123 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards rules for the cases where and the conditions under which identity checks and physical checks on certain goods may be performed at control points and documentary checks may be performed at distance from border control posts.”;


“Commission Delegated Regulation (EU) 2019/2126 of 10 October 2019 supplementing Regulation (EU) 2017/625 of the European Parliament and of the Council as regards rules for specific official controls for certain categories of animals and goods, measures to be taken following the performance of such controls and certain categories of animals and goods exempted from official controls at border control posts.”;


“Commission Implementing Regulation (EU) 2019/2128 of 12 November 2019 establishing the model official certificate and rules for issuing official certificates for goods which are delivered to vessels leaving the Union and intended for ship supply or consumption by the crew and passengers, or to NATO or a United States’ military base.”;

“Commission Implementing Regulation (EU) 2019/2129 of 25 November 2019 establishing rules for the uniform application of frequency rates for identity checks and physical checks on
certain consignments of animals and goods entering the Union.”; and

“Commission Implementing Regulation (EU) 2019/2130 of 25 November 2019 establishing detailed rules on the operations to be carried out during and after documentary checks, identity checks and physical checks on animals and goods subject to official controls at border control posts.” and

(b) by inserting after “Commission Implementing Regulation (EU) 2020/466 of 30 March 2020 on temporary measures to contain risks to human, animal and plant health and animal welfare during certain serious disruptions of Member States’ control systems due to coronavirus disease (COVID-19).” the following Regulations:


(EEC) No. 2568/91 on the characteristics of olive oil and olive-residue oil and on the relevant methods of analysis.


Commission Implementing Regulation (EU) 2019/1787 of 24 October 2019 amending Implementing Regulation (EU) 2016/6 imposing special conditions governing the import of feed and food originating in or consigned from Japan following the accident at the Fukushima nuclear power station.


Commission Implementing Regulation (EU) 2020/585 of 27 April 2020 concerning a coordinated multiannual control programme of the Union for 2021, 2022 and 2023 to ensure
compliance with maximum residue levels of pesticides and to assess the consumer exposure to pesticide residues in and on food of plant and animal origin.


Commission Implementing Regulation (EU) 2020/1087 of 23 July 2020 amending Implementing Regulation (EU) 2020/466 as regards the performance of official controls and other official activities by specifically authorised natural persons, the performance of analyses, testing or diagnoses and the period of application of temporary measures.

Commission Implementing Regulation (EU) 2020/1158 of 5 August 2020 on the conditions governing imports of food and feed originating in third countries following the accident at the Chernobyl nuclear power station.


Commission Regulation (EU) 2020/1255 of 7 September 2020 amending Regulation (EC) No. 1881/2006 as regards maximum levels of polycyclic aromatic hydrocarbons (PAHs) in traditionally smoked meat and smoked meat products and traditionally smoked fish and smoked fishery products and establishing a maximum level of PAHs in powders of food of plant origin used for the preparation of beverages.


Commission Implementing Regulation (EU) 2020/1641 of 5 November 2020 regarding imports of live, chilled, frozen or processed bivalve molluscs, echinoderms, tunicates and marine gastropods for human consumption from the United States of America.

2020/977 as regards the period of application of the temporary measures in relation to controls on the production of organic products.


Commission Implementing Regulation (EU) 2020/2042 of 11 December 2020 amending Implementing Regulation (EU) 2020/464 as regards its date of application and certain other dates that are relevant for the application of Regulation (EU)


Commission Delegated Regulation (EU) 2020/2190 of 29 October 2020 amending Delegated Regulation (EU) 2019/2124 as regards official controls at the border control post where goods leave the Union and certain provisions on transit and transhipment.


Commission Implementing Regulation (EU) 2020/2203 of 22 December 2020 amending Annex I to Implementing Regulation (EU) 2018/659 as regards the entries for the United Kingdom and the Crown Dependencies in the list of third countries and parts of the territory of third countries from which the entry into the Union of consignments of equidae and of semen, ova and embryos of equidae is authorised.

Commission Implementing Regulation (EU) 2020/2204 of 22 December 2020 amending Annexes I and II to Regulation (EU) No. 206/2010 as regards the entries for the United Kingdom and the Crown Dependencies in the lists of third countries, territories or parts thereof authorised for the introduction into the Union of certain animals and fresh meat.

Commission Implementing Regulation (EU) 2020/2205 of 22 December 2020 amending Annex I to Regulation (EC) No. 798/2008 as regards the entries for the United Kingdom and the Crown Dependency of Guernsey in the list of third countries, territories, zones or compartments from which consignments of poultry and poultry products may be introduced into or transit through the Union.

Commission Implementing Regulation (EU) 2020/2206 of 22 December 2020 amending Annex I to Regulation (EC) No. 119/2009 as regards the entry for the United Kingdom in the list of third countries or parts thereof authorised for the introduction into the Union of consignments of meat of wild leporidae, of certain wild land mammals and of farmed rabbits.

Commission Implementing Regulation (EU) 2020/2207 of 22 December 2020 amending Annex I to Regulation (EU) No. 605/2010 as regards the entries for the United Kingdom and
the Crown Dependencies in the list of third countries or parts thereof authorised for the introduction into the Union of raw milk, dairy products, colostrum and colostrum-based products intended for human consumption.

Commission Implementing Regulation (EU) 2020/2209 of 22 December 2020 amending Annexes I, II and III to Implementing Regulation (EU) 2019/626 as regards the entries of the United Kingdom and the Crown Dependencies in the list of third countries or regions thereof authorised for the entry into the European Union of certain animals and goods intended for human consumption.


Commission Implementing Regulation (EU) 2020/2236 of 16 December 2020 laying down rules for the application of Regulations (EU) 2016/429 and (EU) 2017/625 of the European Parliament and of the Council as regards model animal health certificates for the entry into the Union and movements within the Union of consignments of aquatic animals and of certain products of animal origin from aquatic animals, official certification regarding such certificates and repealing Regulation (EC) No. 1251/2008.”.

GIVEN under my hand,
31 March 2021

FRANK FEIGHAN,
Minister of State at the Department of Health
EXPLANATORY NOTE

(This note is not part of the instrument and does not purport to be a legal interpretation).

This Order amends the First Schedule to the Food Safety Authority of Ireland Act 1998.

This Order may be cited as the Food Safety Authority of Ireland Act 1998 (Amendment of First Schedule) Order 2021.

For ease of reference, a list of all food legislation and official agencies, as contained in the First and Second Schedules to the Food Safety Authority of Ireland Act 1998, as well as a list of Regulations made under the European Communities Act 1972 and deemed to be food legislation for the purposes of the Food Safety Authority of Ireland Act 1998, and Regulations made under the Health Act 1947 as amended by section 25 of the Irish Medicines Board (Miscellaneous Provisions) Act 2006, can be found on the website www.fsai.ie (https://www.fsai.ie/legislation/fsai_act_related.html).