



Department for  
Business, Energy  
& Industrial Strategy

# Business impact target: summary 2018/19

Non-qualifying Regulatory Provisions  
(NQRP) summary report

**Regulator:** Food Standards Agency

**Business Impact Target Reporting Period Covered:** 21<sup>st</sup> June 2018 – 20<sup>th</sup> June 2019

Excluded Category*	Summary of measure(s), including any impact data where available**
Measures certified as being below de minimis (measures with an EANDCB below +/- £5 million)	<p>In April 2019 the FSA published its revised E.coli O157 Control of cross contamination - guidance for food business operators and local authorities. The revision followed a routine review of the guidance and introduced further simplification to the guidance (including formatting changes).</p> <p>In March 2019, the FSA published new guidance on Food Traceability, Withdrawals and Recalls within the UK Food Industry. The new guidance, for food business operators and food safety enforcement authorities, replaces former FSA guidance notes for business with more comprehensive UK guidance. The new guidance is designed to provide greater accessibility and consistency for the end-user and establish new guidance on root cause analysis procedures to support food businesses operators and relevant food enforcement authorities.</p>
EU Regulations, Decisions and Directives and other international obligations, including the implementation of the EU Withdrawal Bill and EU Withdrawal Agreement	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Measures certified as concerning EU Withdrawal Bill operability measures	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Pro-competition	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Systemic Financial Risk	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Civil Emergencies	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Fines and Penalties	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Misuse of Drugs	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Measures certified as relating to the safety of tenants, residents and occupants in response to the Grenfell tragedy	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Casework	The following routine activities are carried out by the FSA daily and will vary in both scale and magnitude on a case by case basis. These activities largely relate to business

Excluded Category*	Summary of measure(s), including any impact data where available**
	<p>non-compliance or suspected non-compliance and do not represent any change in the burden placed on food businesses.</p> <ul style="list-style-type: none"> <li>• The FSA leads on the 24/7 government response to food and feed incidents (<i>any event where, based on the information available, there are concerns about actual or suspected threats to the safety, quality or integrity of food and/or feed that could require intervention to protect consumers' interests</i>) and effectively co-ordinates the management of all food/feed incidents in England, Wales and Northern Ireland, including liaison with national and international stakeholders. The FSA also supports other Government Departments' investigations, for example supporting Public Health England colleagues in foodborne outbreak investigations.</li> <li>• The FSA National Food Crime Unit (NFCU) gathers, analyses and disseminates intelligence in relation to fraud and other offences of dishonesty within the food supply chain.</li> <li>• The FSA carries out criminal investigations into legislative non-compliance at FSA approved establishments. Where necessary, it takes forward prosecutions or refers relevant files to the Crown Prosecution Service.</li> <li>• FSA policy colleagues routinely respond to business enquiries and the FSA has a dedicated stakeholder helpline that deal with generic public enquiries or direct callers to the appropriate policy lead.</li> </ul>
Education, communications and promotion	<p>The FSA routinely:</p> <ul style="list-style-type: none"> <li>• uses a wide range of social media techniques to inform, educate and influence stakeholder behaviours on a range of issues intended to promote consumer protection and their other interests;</li> <li>• produces a wide range of factsheets and information leaflets that are published on its website;</li> <li>• communicates with business on a range of subjects through industry forums, working groups, roundtable discussions and one-to-one meetings as well as written correspondence with FSA approved establishments on matters that directly affect them; and</li> <li>• consults stakeholders on changes to food law and routinely consults stakeholders when developing its regulatory approach and other policy changes that may impact stakeholders.</li> </ul>
Activity related to policy development	<p>A significant amount of FSA activity is directly related to policy development, including developing agreed UK lines for EU negotiation and influencing the EU Commission and other Member States during the negotiation process, developing UK legislation to provide enforcement provisions for directly applicable EU regulations and monitoring and reviewing business compliance as well as the delivery of official controls and enforcement to ensure the effectiveness of the UK Regulatory approach to food law.</p> <p>The FSA is currently focused on two key priority areas: preparations for exiting the EU and the FSA's Regulating Our Future (ROF) programme – a fundamental review of whole food law regulatory approach throughout England, Wales and Northern Ireland.</p>

Excluded Category*	Summary of measure(s), including any impact data where available**
Changes to management of regulator	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.

\* For detailed guidance on the exclusion categories, please see <https://www.gov.uk/government/publications/better-regulation-framework>

\*\* Complete the summary box as 'Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.' where this is appropriate.