

Article 2

Definitions

1. For the purposes of this Regulation:
 - a) the definitions of 'food'... set out in Articles 2, ... of Regulation (EC) No [178/2002](#) of the European Parliament and of the Council of 28 January 2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety shall apply.
 2. The following definitions shall also apply:
 - 1) 'claim' means any message or representation, which is not mandatory under Community or national legislation, including pictorial, graphic or symbolic representation, in any form, which states, suggests or implies that a food has particular characteristics;
 - 4) 'nutrition claim' means any claim which states, suggests or implies that a food has particular beneficial nutritional properties due to:
 - a) the energy (calorific value) it
 - i. provides;
 - ii. provides at a reduced or increased rate; or
 - iii. does not provide; and/or
 - b) the nutrients or other substances it
 - i. contains;
 - ii. contains in reduced or increased proportions; or
 - iii. does not contain;
 - 5) 'health claim' means any claim that states, suggests or implies that a relationship exists between a food category, a food or one of its constituents and health.
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Article 4

Conditions for the use of nutrition and health claims

3. Beverages containing more than 1,2 % by volume of alcohol shall not bear health claims.
As far as nutrition claims are concerned, only nutrition claims referring to low alcohol levels, or the reduction of the alcohol content, or the reduction of the energy content for beverages containing more than 1,2 % by volume of alcohol, shall be permitted.
 4. In the absence of specific Community rules regarding nutrition claims referring to low alcohol levels, or the reduction or absence of alcohol or energy in beverages which normally contain alcohol, relevant national rules may apply in compliance with the provisions of the Treaty.
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