

FSAI DEMONSTRATE THAT REGULATORY COMPLIANCE AND QUALITY CONTROL ARE NO BETTER IN IRELAND THAN THEY ARE IN ENGLAND

The Food Standards Authority of Ireland have published a Report identifying the CBD Regulations applicable in the Irish Republic and containing the results of their analysis of 38 products being sold on the Irish market.

The analysis results found by the FSAI are very similar to those found by a similar study of UK products undertaken by the Centre for Medicinal Cannabis (CMC) and published in their report in 2019.

The key findings of the FSAI are:

- the identification of a considerable number of regulatory non-compliances with respect to EU and Irish food law;
- the level of CBD content of all products determined by an accredited laboratory was found to vary considerably from that declared on associated packaging or online material;
- Δ^9 -THC was detected in 84% of the products tested;
- There is no threshold or tolerance for THC in food set out in EU or Irish food law;
- In Ireland, THC is a controlled drug in accordance with the Misuse of Drugs Act 1977, with no threshold or tolerance currently in place;
- Hemp varieties in the Common Catalogue are those where the level of THC does not exceed 0.2%. The 0.2% THC tolerance does not apply to food or food supplements.

The FSA (in the UK) and the FSAI (in the Irish Republic) both concur with the opinion of ***The Canna Consultants*** that there is no tolerance or exemption which permits the presence of THC in CBD food supplements. See ***The Canna Consultants'*** detailed and lengthy legal analysis of the THC position in the UK here.