

22 February 2016

Original: English

(16-1073) Page: 1/2

Committee on Sanitary and Phytosanitary Measures

NOTIFICATION

- Notifying Member: <u>EUROPEAN UNION</u>
 If applicable, name of local government involved:
- 2. Agency responsible: European Commission, Health and Food Safety Directorate-General
- 3. Products covered (provide tariff item number(s) as specified in national schedules deposited with the WTO; ICS numbers should be provided in addition, where applicable): Food additives
- 4. Regions or countries likely to be affected, to the extent relevant or practicable:
 - [X] All trading partners
 - [] Specific regions or countries:
- 5. Title of the notified document: Draft Commission Regulation amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of food additives in edible caseinates (Text with EEA relevance) Language(s): English Number of pages: 6

http://members.wto.org/crnattachments/2016/SPS/EEC/16_0729_00_e.pdf http://members.wto.org/crnattachments/2016/SPS/EEC/16_0729_01_e.pdf

6. **Description of content:** Directive (EU) 2015/2203 of the European Parliament and of the Council of 25 November 2015 on the approximation of the laws of the member States relating to caseins and caseinates intended for human consumption and repealing Council Directive 83/417/EEC provides clarity as regards the classification of certain substances in edible caseinates which are considered food additives.

The provisions on food additives in Directive (EU) 2015/2203 should be reflected in Annex II to Regulation (EC) No 1333/2008 on food additives. Edible caseinates belong to dairy products. However, that group is not specified in. Therefore, a food category "Edible caseinates" should be established and the additives authorised in edible caseinates should be included with the respective conditions of use.

The transfer will ensure legal clarity and does not introduce new uses of food additives.

- 7. Objective and rationale: [X] food safety, [] animal health, [] plant protection, [] protect humans from animal/plant pest or disease, [] protect territory from other damage from pests.
- 8. Is there a relevant international standard? If so, identify the standard:
 - [X] Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text) Codex Stand 290-1995
 - [] World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number)
 - [] International Plant Protection Convention (e.g. ISPM number)

[] None

Does this proposed regulation conform to the relevant international standard?

[] Yes [X] No

If no, describe, whenever possible, how and why it deviates from the international standard: The proposed regulation is not in line with the Codex standard as regards the use of Magnesium citrates (INS 345) and Ammonium phosphates (INS 342). In order to include these substances in the EU list, they will have to be first evaluated by the European Food Safety Authority (EFSA).

- 9. Other relevant documents and language(s) in which these are available:
- 10. Proposed date of adoption (dd/mm/yy): Foreseen May 2016

Proposed date of publication (dd/mm/yy): Foreseen May 2016

- 11. Proposed date of entry into force: [] Six months from date of publication, and/or (dd/mm/yy): 20 days after the date of its publication in the Official Journal of the European Union.
 - [] Trade facilitating measure
- 12. Final date for comments: [X] Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 22 April 2016

Agency or authority designated to handle comments: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

European Commission

DG Health and Food Safety, Unit D2-Multilateral International Relations

Rue Froissart 101 B-1049 Brussels Tel: +(32 2) 29 54263

Fax: +(32 2) 29 98090 E-mail: sps@ec.europa.eu

13. Text(s) available from: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

European Commission

DG Health and Food Safety, Unit D2-Multilateral International Relations

Rue Froissart 101 B-1049 Brussels

Tel: +(32 2) 29 54263 Fax: +(32 2) 29 98090 E-mail: sps@ec.europa.eu