



27 January 2016

(16-0543)

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| 1. Notifying Member: <u>EUROPEAN UNION</u> If applicable, name of local government involved (Article 3.2 and 7.2): |
| 2. Agency responsible: European Commission Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: European Commission EU-TBT Enquiry Point Fax: +(32) 2 299 80 43 E-mail: grow-eu-tbt@ec.europa.eu Website: http://ec.europa.eu/growth/tools-databases/tbt/ |
| 3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], other: |
| 4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Food |
| 5. Title, number of pages and language(s) of the notified document: Draft Commission Regulation amending Regulation (EU) No 432/2012 establishing a list of permitted health claims made on foods other than those referring to the reduction of disease risk and to children's development and health (5 pages + 9 pages of annex, in English) |
| 6. Description of content: This draft Commission Regulation concerns the amendment of the list of authorised health claims made on foods other than those referring to the reduction of disease risk and to children's development and health in accordance with Article 13(4) of Regulation (EC) No 1924/2006 of the European Parliament and of the Council of 20 December 2006 on nutrition and health claims made on foods. |
| 7. Objective and rationale, including the nature of urgent problems where applicable: The proposed measure concerns amendments to be introduced in the conditions of use of two health claims on meal replacement for weight control as a consequence of the repeal, by Regulation (EC) 609/2013, of Directive 96/8/EC of 26 February 1996 on foods intended for use in energy-restricted diets for weight reduction. The assessment of the European Food Safety Authority was favourable. Therefore this health claims comply with the conditions set out in Regulation (EC) No 1924/2006, and will be authorised for use on foods. Protection of human health or safety |
| 8. Relevant documents: <ul style="list-style-type: none">Regulation (EC) No 1924/2006 of the European Parliament and of the Council of 20 December 2006 on nutrition and health claims made on foods: http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CONSLEG:2006R1924:20121129:EN:PDF |

- Commission Regulation (EU) No 432/2012 of May 2012 establishing a list of permitted health claims made on foods, other than those referring to the reduction of disease risk and to children's development and health: <http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2012:136:0001:0040:en:PDF>
- Commission Directive 96/8/EC of 26 February 1996 on foods intended for use in energy-restricted diets for weight reduction: <http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1453393544409&uri=CELEX:31996L0008>
- Regulation (EU) No 609/2013 of the European Parliament and of the Council of 12 June 2013 on food intended for infants and young children, food for special medical purposes, and total diet replacement for weight control and repealing Council Directive 92/52/EEC, Commission Directives 96/8/EC, 1999/21/EC, 2006/125/EC and 2006/141/EC, Directive 2009/39/EC of the European Parliament and of the Council and Commission Regulations (EC) No 41/2009 and (EC) No 953/2009: <http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1453393698690&uri=CELEX:32013R0609>

9. Proposed date of adoption: 4th quarter 2016

Proposed date of entry into force: 20 days from publication in the Official Journal of the EU (about a month after adoption approx.)

The conditions of use laid down in the Annex to this Regulation for the energy content and for the amounts of vitamins and minerals in meal replacement for weight control shall apply 3 years after the entry into force of the Regulation. From 21 July 2016 until 3 years after the entry into force of the Regulation the conditions of use for the energy content and the amount of vitamins and minerals in meal replacement for weight control should be in line with the specifications laid down for such foods in Directive 96/8/EC.

10. Final date for comments: 60 days from notification

11. Texts available from: National enquiry point [] or address, telephone and fax numbers and email and website addresses, if available, of other body:

European Commission
EU-TBT Enquiry Point
Fax: + (32) 2 299 80 43
E-mail: grow-eu-tbt@ec.europa.eu

The text is available on the EU-TBT Website: <http://ec.europa.eu/growth/tools-databases/tbt/>

https://members.wto.org/crnattachments/2016/TBT/EEC/16_0315_00_e.pdf

https://members.wto.org/crnattachments/2016/TBT/EEC/16_0315_01_e.pdf