Commission Implementing Regulation (EU) 2020/1822 of 2 December 2020 authorising the placing on the market of chromium-containing yeast (Yarrowia lipolytica) biomass as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1822

of 2 December 2020

authorising the placing on the market of chromium-containing yeast (*Yarrowia lipolytica*) biomass as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2015/2283 of the European Parliament and of the Council of 25 November 2015 on novel foods, amending Regulation (EU) No 1169/2011 of the European Parliament and of the Council and repealing Regulation (EC) No 258/97 of the European Parliament and of the Council and Commission Regulation (EC) No 1852/2001[(1)], and in particular Article 12 thereof,

Whereas:

(1) Regulation (EU) 2015/2283 provides that only novel foods authorised and included in the Union list may be placed on the market within the Union.

(2) Pursuant to Article 8 of Regulation (EU) 2015/2283, Commission Implementing Regulation (EU) 2017/2470[(2)] establishing a Union list of authorised novel foods was adopted.

(3) Commission Implementing Regulation (EU) 2019/760[(3)] authorised, in accordance with Regulation (EU) 2015/2283, the placing on the market of *Yarrowia lipolytica* yeast biomass as a novel food to be used in food supplements as defined in Directive 2002/46/EC of the European Parliament and of the Council[(4)], excluding food supplements for infants and young children.

(4) On 22 August 2018, the company Skotan S.A. (‘the applicant’) introduced an application to the Commission in accordance with Article 10(1) of Regulation (EU) 2015/2283 to place chromium-enriched biomass of the yeast *Yarrowia lipolytica* on the Union market as a novel food. The applicant requested for chromium-enriched biomass of the yeast *Yarrowia lipolytica* to be used as a novel food in food supplements, excluding food supplements for infants and young children. The maximum use levels proposed by the applicant are 2 g per day for children from 3 to 9 years of age, and 4 g per day for adolescents and adults.

(5) In accordance with Article 10(3) of Regulation (EU) 2015/2283, the Commission consulted the European Food Safety Authority ('Authority') on 18 February 2019, asking it to provide a scientific opinion by carrying out an assessment for chromium-containing yeast (*Yarrowia lipolytica*) biomass as a novel food.

(6) On 23 January 2020, the Authority adopted its scientific opinion 'Safety of chromium-enriched biomass of *Yarrowia lipolytica* as a novel food pursuant to Regulation (EU) 2015/2283'[(5)]. That opinion is in line with the requirements of Article 11 of Regulation (EU) 2015/2283.

(7) In its opinion, the Authority concluded that chromium-containing yeast (*Yarrowia lipolytica*) biomass is safe under the proposed uses and use levels, when used in food supplements intended for the general population above 3 years of age.

(8) The opinion of the Authority gives sufficient grounds to establish that chromium-containing yeast (*Yarrowia lipolytica*) biomass under the proposed conditions of use complies with Article 12(1) of Regulation (EU) 2015/2283.

(9) Regulation (EU) 2017/2470 should be therefore amended accordingly.

(10) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

1 Chromium-containing yeast (*Yarrowia lipolytica*) biomass as specified in the Annex to this Regulation shall be included in the Union list of authorised novel foods established in Implementing Regulation (EU) 2017/2470.

2 The entry in the Union list referred to in paragraph 1 shall include the conditions of use and labelling requirements laid down in the Annex.

Article 2

The Annex to Implementing Regulation (EU) 2017/2470 is amended in accordance with the Annex to this Regulation.

Article 3

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 2 December 2020.

For the Commission

The President

Ursula VON DER LEYEN

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/1822. (See end of Document for details)*