Commission Implementing Regulation (EU) 2020/478 of 1 April 2020 correcting Implementing Regulation (EU) 2017/2470 establishing the Union list of novel foods (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) 2020/478

of 1 April 2020

correcting Implementing Regulation (EU) 2017/2470 establishing the Union list of novel foods

(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 Articles 8 thereof,

Whereas:

(1) Pursuant to Article 8 of Regulation (EU) 2015/2283, the Commission was to establish, by 1 January 2018, the Union list of novel foods authorised or notified under Regulation (EC) No 258/97 of the European Parliament and of the Council[(2)].

(2) The Union list of novel foods authorised or notified under Regulation (EC) No 258/97 was established by Commission Implementing Regulation (EU) 2017/2470[(3)].

(3) Commission Implementing Regulation (EU) 2018/1023[(4)] corrected Implementing Regulation (EU) 2017/2470 and replaced the Annex thereto in order to include a number of authorised or notified novel foods not included in the initial Union list.

(4) After the publication of Implementing Regulation (EU) 2017/2470 and Implementing Regulation (EU) 2018/1023, food business operators identified an additional error in the Annex to Implementing Regulation (EU) 2017/2470 and notified the Commission about it.

(5) Correction is needed in order to provide clarity and legal certainty to food business operators and to Member States' competent authorities, thus providing for the proper implementation and use of the Union list of novel foods.

(6) *Schizochytrium* sp. (T18) oil was authorised as a novel food through the notification procedure pursuant to Article 5 of Regulation (EC) No 258/97. In the specifications of *Schizochytrium* sp. (T18) oil, the indicated acid value is erroneously ≤ 0,5 mg KOH/g instead of the correct value of ≤ 0,8 mg KOH/g. The Union list of novel foods

Changes to legislation: *There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/478. (See end of Document for details)*

established by Implementing Regulation (EU) 2017/2470 indicated the same erroneous value.

(7) Therefore, the specifications of *Schizochytrium* sp. (T18) oil relating to the acid value in Table 2 of the Annex to Implementing Regulation (EU) 2017/2470 should be corrected accordingly.

(8) 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

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

Article 2

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, 1 April 2020.

For the Commission

The President

Ursula VON DER LEYEN