***Changes to legislation:*** *Commission Regulation (EU) 2016/1726 is up to date with all changes known to be in force on or before 28 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

# Commission Regulation (EU) 2016/1726 of 27 September 2016 amending Annex IV to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards carvone, diammonium phosphate, Saccharomyces cerevisiae strain LAS02 and whey (Text with EEA relevance)

## COMMISSION REGULATION (EU) 2016/1726

## of 27 September 2016

## amending Annex IV to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards carvone, diammonium phosphate, *Saccharomyces cerevisiae* strain LAS02 and whey

## (Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC[(1)], and in particular Article 5(1) thereof,

Whereas:

(1) For carvone, diammonium phosphate, *Saccharomyces cerevisiae* strain LAS02 and whey no specific maximum residue limits (MRLs) were set. As those substances were not included in Annex IV to Regulation (EC) No 396/2005, the default value of 0,01 mg/kg laid down in Article 18(1)(b) of that Regulation applies.

(2) As regards carvone, the European Food Safety Authority ('the Authority') concluded[(2)] that the inclusion of carvone (d-/l-carvone at a ratio of at least 100:1) in Annex IV to Regulation (EC) No 396/2005 is appropriate.

(3) Diammonium phosphate is approved as basic substance in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council[(3)]. In view of Commission Implementing Regulation (EU) 2016/548[(4)], the Commission considers that the inclusion of that substance in Annex IV to Regulation (EC) No 396/2005 is appropriate.

(4) As regards *Saccharomyces cerevisiae* strain LAS02, the Authority concluded[(5)] that the inclusion of that substance in Annex IV to Regulation (EC) No 396/2005 is appropriate.

(5) Whey is approved as basic substance in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council. In view of Commission Implementing Regulation (EU) 2016/560[(6)], the Commission considers that the inclusion of that substance in Annex IV to Regulation (EC) No 396/2005 is appropriate.

(6) Regulation (EC) No 396/2005 should therefore be amended accordingly.

**Changes to legislation:** Commission Regulation (EU) 2016/1726 is up to date with all changes known to be in force on or before 28 December 2020. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

(7) 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*

In Annex IV to Regulation (EC) No 396/2005, the following entries are inserted in alphabetical order:

carvone[7]

diammonium phosphate,

*Saccharomyces cerevisiae* strain LAS02

whey.

*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, 27 September 2016.

*For the Commission*

*The President*

Jean-Claude JUNCKER