COMMISSION DIRECTIVE 95/9/EC

of 7 April 1995

amending Directive 94/39/EC establishing a list of intended uses of animal feedingstuffs for particular nutritional purposes

(Text with EEA relevance)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 93/74/EEC of 13 September 1993 on feedingstuffs intended for particular nutritional purposes [1], and in particular Article 6 (c) thereof,

Whereas Article 6 (c) of Directive 93/74/EEC provides that the measures adopted according to Article 6 (a) may be adjusted to developments in scientific and technical knowledge; whereas those measures have been adopted by Commission Directive 94/39/EC [2];

Whereas certain nutritional purposes could not at first be included in the list of intended uses of animal feedingstuffs for particular nutritional purposes owing to the absence at the time of Community methods for calculating the energy value of pet foods;

Whereas a method for calculating that energy value has now been adopted at Community level and the said nutritional purposes can therefore be included in the list;

Whereas, furthermore, the list of particular nutritional purposes adopted for equines should be adapted and supplemented on the basis of available data;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee for Feedingstuffs,

HAS ADOPTED THIS DIRECTIVE:

Article 1

The Annex to Directive 94/39/EC is amended in accordance with the Annex to this Directive.

Article 2

1. Member States shall bring into force the laws, regulations and administrative provisions necessary for them to comply with this Directive no later than 30 June 1995. They shall immediately inform the Commission thereof.

When Member States adopt these provisions, these shall contain a reference to this Directive or shall be accompanied by such reference at the time of their official publication. The procedure for such reference shall be adopted by Member States.

2. Member States shall communicate to the Commission the text of the essential provisions of national law which they adopt in the field covered by this Directive.

Article 3

This Directive shall enter into force on the third day following its publication in the *Official Journal of the European Communities.*

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 7 April 1995.

For the Commission

Franz FISCHLER

Member of the Commission

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[1] OJ No L 237, 22. 9. 1993, p. 23.
[2] OJ No L 207, 10. 8. 1994, p. 20.

ANNEX

1. In Part B, after the nutritional purpose 'Reduction of copper in the liver' for dogs and cats, the following nutritional purposes are inserted:

Particular nutritional purpose	Essential nutritional characteristics	Species or category of animals	Labelling declarations	Recommended length of time for use	Other provisions
1	2	3	4	5	6
'Reduction of excessive body weight	— Low energy density	Dogs and cats	— Energy value (calculated according to EC method)	Until target body weight is achieved	In the instructions for use an appropriate daily intake must be recommended
Nutritional restoration, convalescence (1)	— High energy density, high concentrations of essential nutrients and highly digestible ingredients	Dogs and cats	— Highly digestible ingredients, including their treatment if appropriate — Energy value (calculated according to EC method) — Content of n-3 and n-6 fatty acids (if added)	Until restoration is achieved	In the case of feedingstuffs specially presented to be given via tubing, indicate on the package, container or label: "Administration under veterinary supervision"

(1) In case of feedingstuffs for cats, the manufacturer may complete the particular nutritional purpose with a reference to "Feline hepatic lipidosis".'

2. In part B, the text of the particular nutritional purposes concerning equines is replaced by the following text:

Particular nutritional purpose	Essential nutritional characteristics	Species or category of animals	Labelling declarations	Recommended length of time for use	Other provisions
1	2	3	4	5	6
'Compensation for chronic insufficiency of small intestine function	— Highly precaecally digestible carbohydrates, proteins and fats	Equines (2)	— Source(s) of highly digestible carbohydrates, proteins and fats, including their treatment if appropriate	Initially up to six months	Guidance should be provided on the situations in which the use of the feed is appropriate and the manner in which it should be fed including many small meals per day Indicate on the package, container or label: "It is recommended that a veterinarian's opinion be sought before use or before extending the period of use"