SECOND COMMISSION DIRECTIVE

of 27 June 1980

amending the Annex to Council Directive 79/373/EEC on the marketing of compound feedingstuffs

(80/695/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 79/373/EEC of 2 April 1979 on the marketing of compound feedingstuffs (1), as last amended by Commission Directive 80/509/EEC (2), and in particular Article 10 (a) thereof,

Whereas, in view of progress made in science and technology, the Annex to Directive 79/373/EEC must be amended as regards the tolerances to be permitted where, on official inspection, the composition of a compound feedingstuff is found to depart from the composition declared by the manufacturer;

Whereas present tolerances apply to all types of compound feedingstuffs;

Whereas, in the case of compound feedingstuffs for dogs and cats, these particular tolerances are necessary to allow for deviations due to the method used for sampling the feedingstuff, the manufacturing process or analytical error;

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 79/373/EEC is hereby amended as follows:

1. item 9 is amended to read as follows:

'9. Where, on official inspection pursuant to Article 12, the composition of a compound feedingstuff other than for dogs and cats is found to depart from the declared composition, the following minimum tolerances shall be permitted, subject to Article 3:';

2. The following item 10 is added:

'10. Where, on official inspection pursuant to Article 12, the composition of a compound feedingstuff for dogs and cats is found to depart from the declared composition, the following minimum tolerances shall be permitted, subject to Article 3:

10.1. Where the content recorded is less than the declared content:

10.1.0. Crude protein:

— 3·2 units for declared contents of 20 % or more,

— 16 % of the declared content for declared contents of less than 20 % but not less than 12·5 %,

— two units for declared contents of less than 12·5 %;

10.1.1. Crude oils and fats:

— 2·5 units of the declared content.

10.2. Where the content recorded is more than the declared content:

10.2.1. Moisture:

— three units for declared contents of 40 % or more,

— 7·5 % of the declared content for declared contents of less than 40 % but not less than 20 %,

— 1·5 units for declared contents of less than 20 %;

10.2.2. Crude ash:

— 1·5 units of the declared content;

10.2.3. Crude fibre:

— one unit of the declared content.

10.3. Where the variation noted is in the opposite direction to those referred to respectively in 10.1 and 10.2:

10.3.1. Crude protein:

— tolerance twice that permitted for this substance in 10.1.0,

(1) OJ No L 86, 6. 4. 1979, p. 30.
(2) OJ No L 126, 21. 5. 1980, p. 9.