



EUROPEAN COMMISSION

Health and Food Safety Directorate General

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**Standing Committee on Plants, Animals, Food and Feed**

**Section *Phytopharmaceuticals – Pesticide Residues***

**12 October 2023**

**CIRCABC Link:** <https://circabc.europa.eu/ui/group/95a86e0e-0cfe-4354-8d9f-c447c6e85c1b/library/758b4b88-591e-4be5-ace6-76d25a2ba5b7?p=1>

**SUMMARY REPORT**

**B.01 Exchange of views and possible opinion of the Committee on a draft Commission Regulation (EU) .../...amending Annex III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for nicotine in or on certain products.**

(PLAN/2023/1999)

The Commission presented revision 2 of the draft Regulation reviewing MRLs for nicotine in spices and outlined its contents.

Following Regulations (EU) 2023/377<sup>1</sup> and 2023/1536<sup>2</sup>, the Commission received new monitoring data from stakeholders indicating that nicotine residues may occur in spices at higher levels than the temporary MRLs established by those measures. Stakeholder organisations had explained that their previously submitted data were not correct and not complete. Although it is not appropriate to change tMRLs constantly in light of new evidence, the Commission considered it appropriate in this particular case in order to avoid major trade disruptions and under the condition that revised MRLs based on such new data would be confirmed to be safe for consumers by EFSA. EFSA performed a new acute dietary risk assessment for nicotine in spices and a new chronic exposure assessment, concluding that the proposed MRL of 0.3 mg/kg for nicotine in all spices is safe for EU consumers. Therefore, this draft Regulation intends setting the MRL for nicotine in spices at the level of 0.3 mg/kg.

**Vote taken:** Favourable opinion.

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<sup>1</sup> Commission Regulation (EU) 2023/377 of 15 February 2023 amending Annexes II, III, IV and V to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for benzalkonium chloride (BAC), chlorpropham, didecyltrimethylammonium chloride (DDAC), flutriafol, metazachlor, nicotine, profenofos, quizalofop-P, sodium aluminium silicate, thiabendazole and triadimenol in or on certain products (OJ L 55, 22.2.2023, p. 1).

<sup>2</sup> Commission Regulation (EU) 2023/1536 of 25 July 2023 amending Annex III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for nicotine in or on certain products (OJ L 187, 26.7.2023, p. 6).