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WORKING DOCUMENT

Clarification regarding the transitional provisions in the following Commission Regulations:

- **Commission Regulation (EU) 2023/1428 of 7 July 2023 amending Regulation (EU) No 231/2012 as regards specifications for mono- and diglycerides of fatty acids (E 471);**
- **Commission Regulation (EU) 2023/1329 of 29 June 2023 amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of polyglycerol polyricinoleate (E 476) and the Annex to Commission Regulation (EU) No 231/2012 as regards specifications for glycerol (E 422), polyglycerol esters of fatty acids (E 475) and polyglycerol polyricinoleate (E 476)**

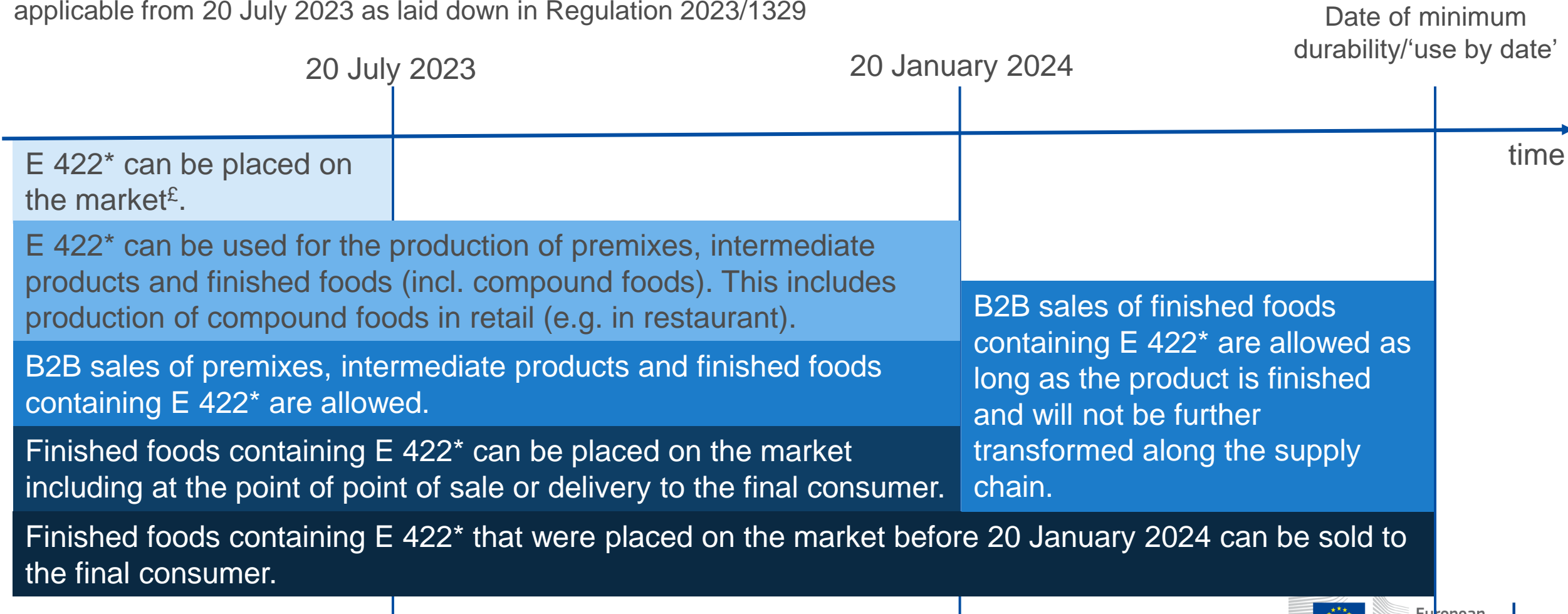
Timeline E 422

Legend:

20 July 2023 = date of entry into force

20 January 2024 = 6 months after entry into force

E 422* = E 422 not complying with the MLs for arsenic, lead, mercury, cadmium or acrolein applicable from 20 July 2023 as laid down in Regulation 2023/1329



[£]"Placing on the market" includes all sales and supplies, including one-off sales, one-off supplies free of charge, and holding food for the purpose of sale. It covers food products which have already been produced by food business operators or imported and are being held with a view to sale or supply free of charge. It does not include food products which are still under processing, or raw materials provided by suppliers.

Timeline E 475_part 1

Legend:

20 July 2023 = date of entry into force

20 January 2024 = 6 months after entry into force

E 475* = E 475 not complying with the MLs for arsenic, lead, mercury, cadmium, 3-MCPD, erucic acid or the ML of 10 mg/kg for GE applicable from 20 July 2023 as laid down in Regulation 2023/1329

Date of minimum durability/‘use by date’

20 July 2023

20 January 2024

time

E 475* can be placed on the market.

E 475* can be used for the production of premixes, intermediate products and finished foods (incl. compound foods). This includes production of compound foods in retail (e.g. in restaurant).

B2B sales of premixes, intermediate products and finished foods containing E 475* are allowed.

Finished foods containing E 475* can be placed on the market including at the point of sale or delivery to the final consumer.

Finished foods containing E 475* that were placed on the market before 20 January 2024 can be sold to the final consumer.

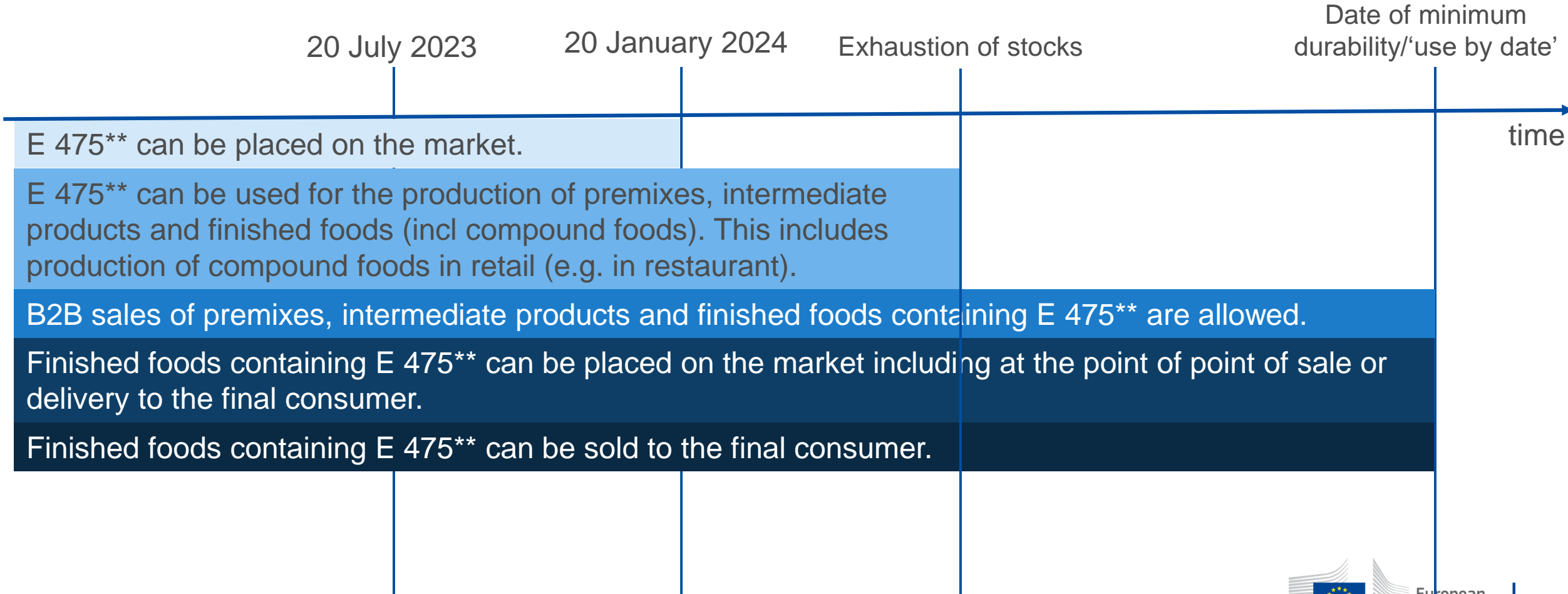
B2B sales of finished foods containing E 475* are allowed as long as the product is finished and will not be further transformed along the supply chain.

Timeline E 475_part 2

Legend:

20 July 2023 = date of entry into force; 20 January 2024 = 6 months after entry into force

E 475**= E 475 complying with the MLs for arsenic, lead, mercury, cadmium, 3-MCPD and erucic acid applicable from 20 July 2023 as laid down in Regulation 2023/1329 and complying with the ML of 10 mg/kg for GE but not with the ML of 5 mg/kg



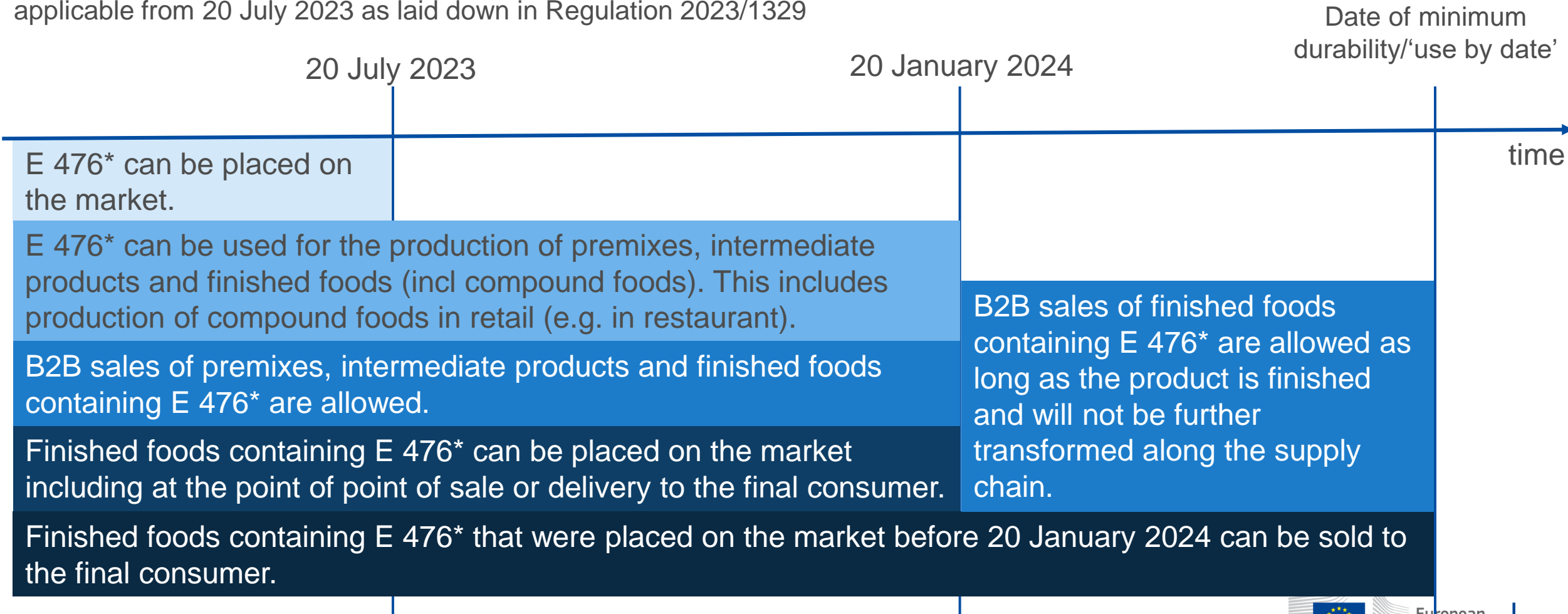
Timeline E 476

Legend:

20 July 2023 = date of entry into force

20 January 2024 = 6 months after entry into force

E 476* = E 476 not complying with the MLs for arsenic, lead, mercury, cadmium, 3-MCPD or GE applicable from 20 July 2023 as laid down in Regulation 2023/1329



Timeline E 471_part 1

Legend:

30/07/2023 = date of entry into force

30/01/2024 = 6 months after entry into force

E 471* = E 471 not complying with MLs for arsenic, lead, cadmium, 3-MCPD, erucic acid or the ML of 10 mg/kg for GE applicable from 30/07/2023 as laid down in Regulation 2023/1428

Finished food** = food for the general population (except food for infant and young children)

30/07/2023

30/01/2024

Date of minimum durability/‘use by date’
timeline

E 471* can be placed on the market.

E 471* can be used for the production of preparations/mixtures of food additives, intermediate products and finished foods** (incl compound foods). This includes production of compound foods** in retail (e.g. in restaurant).

B2B sales of preparations/mixture of food additives, intermediate products and compound food containing E 471* is allowed

Finished foods** containing E 471* can be placed on the market including at the point of sale or delivery to the final consumer.

Finished foods** containing E 471* that were placed on the market before 30/01/2024 can continue be sold to the final consumer.

B2B sales of finished foods** containing E 471* are allowed as long as the product is finished and will not be further transformed along the supply chain.

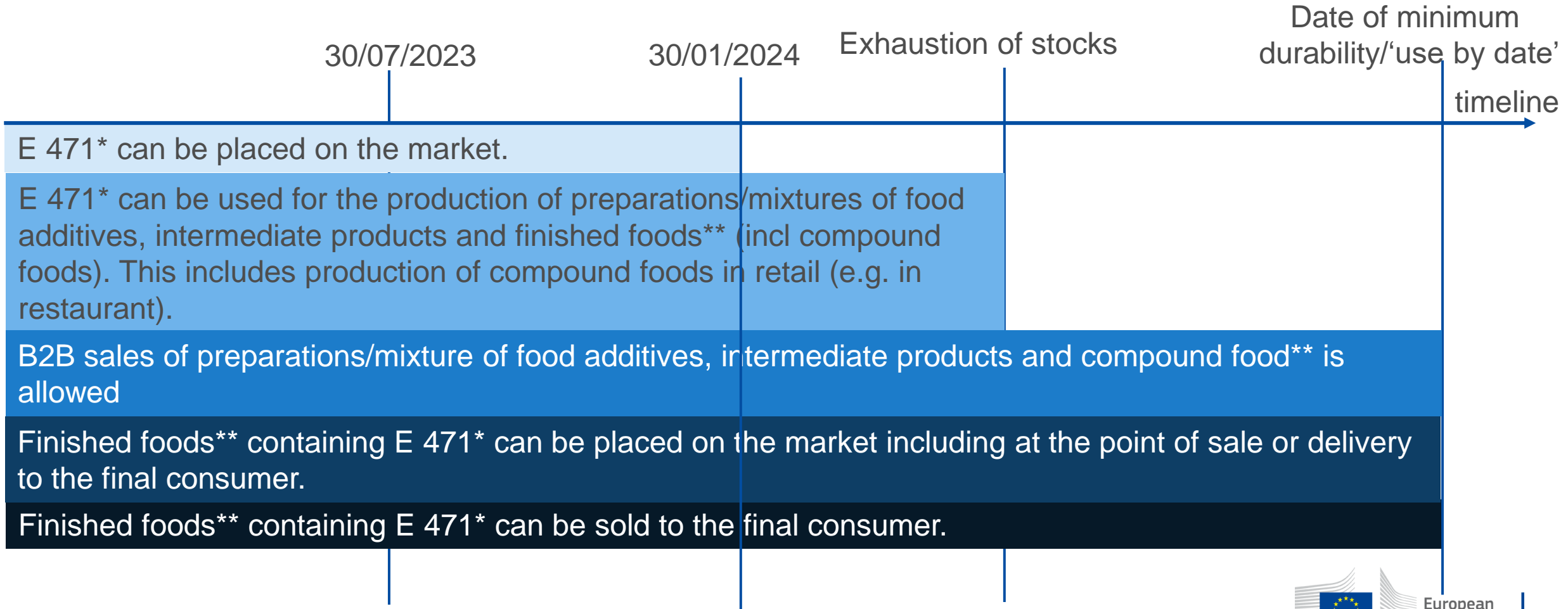
Timeline E 471_part 2

Legend:

30/07/2023 = date of entry into force; 30/01/2024 = 6 months after entry into force

E 471* = E 471 complying with MLs for arsenic, lead, cadmium, 3-MCPD and erucic acid applicable from 30/07/2023 as laid down in Regulation 2023/1428 and complying with ML of 10 mg/kg for GE but not with the limit of 5 mg/kg

Finished food** = food for the general population (except food for infant and young children)



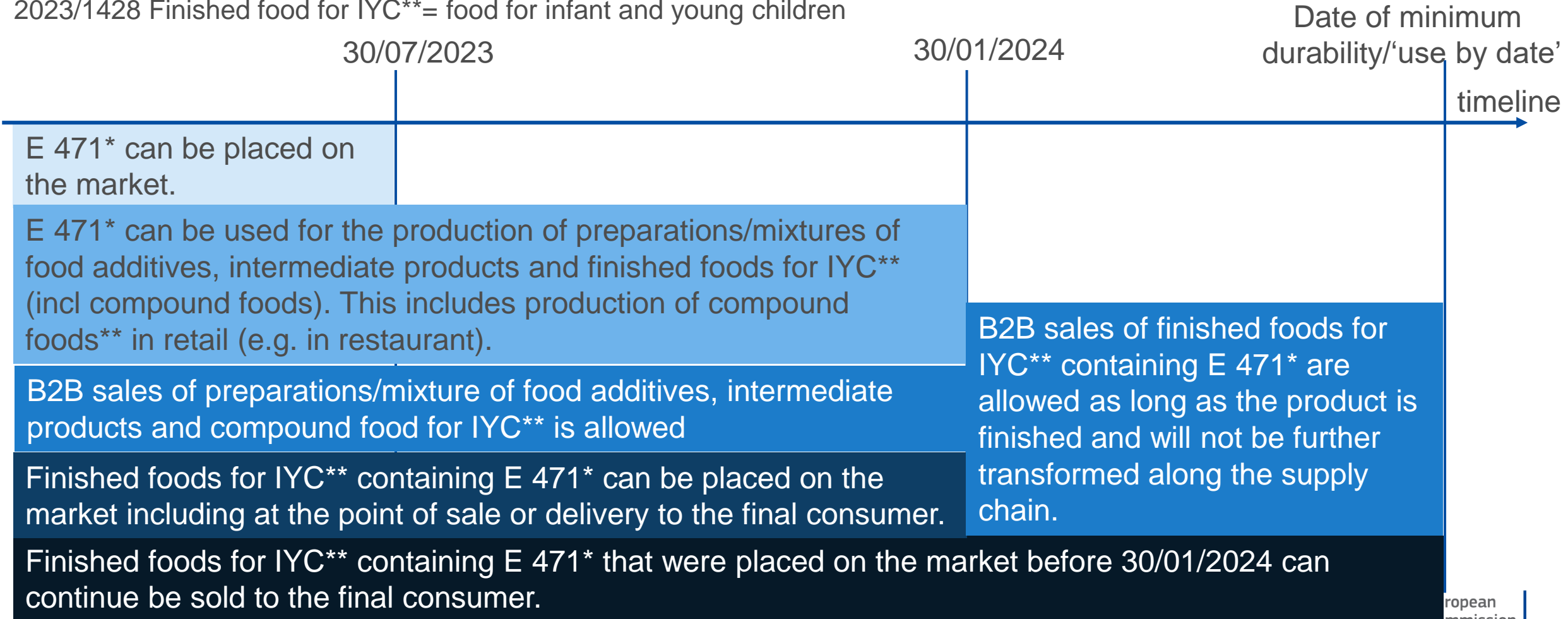
Timeline E 471-part 3

Legend:

30/07/2023 = date of entry into force

30/01/2024 = 6 months after entry into force

E 471* = E 471 not complying with MLs for arsenic, lead, cadmium, 3-MCPD, erucic acid and complying with the ML of 5 mg/kg for GE applicable from 30/07/2023 as laid down in Regulation 2023/1428 Finished food for IYC** = food for infant and young children



Timeline E 471-part 4

Legend:

30/07/2023 = date of entry into force

E 471* = E 471 not complying with MLs for arsenic, lead, cadmium, 3-MCPD, erucic acid and not complying with the ML of 5 mg/kg for GE applicable from 30/07/2023 as laid down in Regulation 2023/1428 Finished food for IYC** = food for infant and young children

30/07/2023

Date of minimum
durability/‘use by date’
timeline

E 471* can be placed on
the market.

Finished foods for IYC** that were placed on the market before 30/07/2023 containing E 471* can be sold to the final consumer.