

CODEX ALIMENTARIUS COMMISSION

41th Session

Rome, Italy, 2 - 6 July 2018

Division of Competence
between the European Union and its Member States according to Rule of procedure II
paragraph 5 of the Codex Alimentarius

Item	Subject	Document
1	Adoption of the Agenda Member States Competence / Member States Vote.¹	CX/CAC 18/41/1
2	Report by the Chairperson on the 74 th and 75 th Sessions of the Executive Committee Member States Competence / Member States Vote.²	REP18/EXEC1 REP18/EXEC2
3	Amendments to the Procedural Manual Competence and Voting Rights are specified in Annex I	CX/CAC 18/41/2
4	Final adoption of Codex texts - Comments Competence and Voting Rights are specified in Annex II	CX/CAC 18/41/3 CX/CAC 18/41/3 Add. 1 CX/CAC 18/41/4
5	Adoption of Codex texts at Step 5 - Comments Competence and Voting Rights are specified in Annex III	CX/CAC 18/41/5 CX/CAC 18/41/5 Add.1 CX/CAC 18/41/6
6	Revocation of Codex texts Competence and Voting Rights are specified in Annex IV	CX/CAC 18/41/7
7	Proposals for New Work Competence and Voting Rights are specified in Annex V	CX/CAC 18/41/8 CX/CAC 18/41/8 Add. 1
8	Discontinuation of Work Competence and Voting Rights are specified in Annex VI	CX/CAC 18/41/9 CX/CAC 18/41/9 Add. 1

¹ This is without prejudice to the substantive competence that the European Union has for individual items on the Agenda.

² This is without prejudice to the substantive competence that the European Union has for individual items in the Reports.

9	Amendments to Codex Standards and Related Texts Competence and Voting Rights are specified in Annex VII	CX/CAC 18/41/10
10	Matters arising from the Reports of the Commission, the Executive Committee and the Subsidiary Bodies Competence and Voting Rights are specified in Annex VIII	CX/CAC 18/41/11 CX/CAC 18/41/11 Add. 1
11	Committees working by correspondence and pilot for a Committee on Standards Advancement Member States Competence / Member States Vote.	CX/CAC 18/41/12
12	Regular Review of Codex Work Management : report 2017-2018 Member States Competence / Member States Vote.	CX/CAC 18/41/13
13.1	Codex Budgetary and Financial Matters : report 2016-2017 and progress 2018-2019 Member States Competence / Member States Vote.	CX/CAC 18/41/14
13.2	Codex budgetary and financial matters: proposal 2020-2021 Member States Competence / Member States Vote.	CX/CAC 18/41/15
14	FAO/WHO Scientific Support to Codex: activities, budgetary and financial matters Mixed Competence / Member States Vote.	CX/CAC 18/41/16
15	Matters Arising from FAO and WHO Member States Competence / Member States Vote.	CX/CAC 18/41/17
16	Report of the side event on FAO and WHO capacity development activities Member States Competence / Member States Vote.	CX/CAC 18/41/18
17	Report of the side event on Codex Trust Fund (CTF2) Mixed Competence / Member States Vote.	CX/CAC 18/41/19
18	Report of the discussion panels with IGOs and NGOs Member States Competence / Member States Vote.	CX/CAC 18/41/20
19	Election of the Chairperson, Vice-Chairpersons Member States Competence / Member States Vote.	CX/CAC 18/41/21
20	Designation of Countries responsible for Appointing the Chairpersons of Codex Subsidiary Bodies Member States Competence / Member States Vote.	CX/CAC 18/41/22

21	Other Business <i>Competence and right to vote to be determined in the light of the issues to be dealt with (document not yet available).</i>	
22	Adoption of the Report Member States Competence / Member States Vote.³	

³ This is without prejudice to the substantive competence that the European Union has for individual items in the Report.

Amendments to the Procedural Manual

Codex subsidiary body	Text	Reference
CCRVDF	Risk Analysis Principles applied by the Codex Committee on Residues of Veterinary Drugs in Foods Mixed Competence / Member States Vote.	REP18/RVDF Para. 83, 84(i), Appendix V

Final adoption of Codex texts**Part 1 – Standards and related texts submitted for adoption**

Codex body	Standard and Related Texts	Reference	Step
CCFFV	Standard for Aubergines (Draft) Mixed Competence / Member States Vote.	REP18/FFV, Para. 19, Appendix II	8
CCFL	Revision of the General Standard for the Labelling of Prepackaged Foods: date marking (CXS 1-1985) (Draft) European Union Competence / European Union Vote.	REP18/FL, Para. 32, Appendix II,	8
CCFH	Revision of the Code of Practice for Fish and Fishery Products (CXC 52-2003): Guidance for histamine control (Proposed Draft), Mixed Competence / European Union Vote.	REP18/FH, Para. 40, Appendix II,	5/8
Part 2 – Standards and related texts held at Step 8 by the Commission			
CCRVDF	Draft MRLs for Bovine Somatotropin European Union Competence / European Union Vote.	ALINORM95/31, Held at Step 8 by 23 rd CAC Appendix II (ALINORM 03/41, para. 34)	
CX/CAC 18/41/3 Addendum 1			
CCCF	MLs for lead in selected commodities (Proposed Draft) European Union Competence / European Union Vote.	REP18/CF, Para. 45, Appendix II,	5/8
CCCF	MLs for cadmium in chocolate containing or declaring $\geq 50\%$ to $< 70\%$ total cocoa solids on a dry matter basis; and chocolate containing or declaring $\geq 70\%$ total cocoa solids on a dry matter basis (Proposed Draft), European Union Competence / European Union Vote.	REP18/CF Paras. 67 (i) and (ii), Appendix III	5/8
CCCF	MLs for methylmercury in fish (Proposed Draft) European Union Competence / European Union Vote.	REP18/CF Parass. 91 (i), (iii) and (iv) Appendix IV-Part A N21-2017	5/8
CCCF	COP for the prevention and reduction of dioxins, dioxin-like PCBs and non dioxin-like PCB contamination in food and feed (CXC 62-2006) Mixed Competence / Member States Vote.	REP18/CF, Para. 98, Appendix V	5/8

Codex body	Standard and Related Texts	Reference	Step
CCFA	Proposed draft Specifications for the Identity and Purity of Food Additives (CXM 6) European Union Competence / European Union Vote.	REP18/FA, Para. 30(i), Appendix III, Paras. 121(ii) and (iii), Appendix IX, part B	5/8
CCFA	Food-additive provisions of the General Standard for Food Additives (GSFA) (CXS 192-1995), (Draft and proposed draft) European Union Competence / European Union Vote.	REP18/FA, Paras. 30(ii), 111(i) and 121(iii), Appendix V, part A	8 and 5/8
CCFA	Revision of the Class Names and the International Numbering System for Food Additives (CXG 36-1989) (Proposed draft), Mixed Competence / European Union Vote.	REP18/FA, Paras. 30(ii) and 121(i) Appendix IX, part A2, Para. 149, Appendix IX, part A1	5/ 8
CCFA	Revised food-additive provisions of the GSFA in relation to the alignment of the annexes on canned mangoes, canned pears and canned pineapples of the Standard for Certain Canned Fruits (CXS 319-2015) and 14 standards for fish and fish products European Union Competence / European Union Vote.	REP18/FA, Paras. 48(i) points c and d, Appendix V, part B, -Paras. 48(i) points a and b and 30(ii), Appendix IV	
CCFA	CCFA: Revised food-additive sections of the Standard for Certain Canned Fruits (CXS 319-2015) and the Standards for Canned Salmon (CXS 3-1981); Canned Shrimps or Prawns (CXS 37-1991); Canned Tuna and Bonito (CXS 70-1981); Canned Crab Meat (CXS 90-1981); Canned Sardines and Sardine-Type Products (CXS 94-1981); Canned Finfish (CXS 119-1981); Salted Fish and Dried Salted Fish of the Gadidae Family of Fishes (CXS 167-1989); Dried Shark Fins (CXS 189-1993); Crackers from Marine and Freshwater Fish, Crustacean and Molluscan Shellfish (CXS 222-2001); Boiled Dried Salted Anchovies (CXS 236-2003); Salted Atlantic Herring and Salted Sprat (CXS 244-2004); Sturgeon Caviar (CXS 291-2010); Fish Sauce (CXS 302-2011) and Smoked Fish, Smoke-Flavoured Fish and Smoke-Dried Fish (CXS 311-2013) European Union Competence / European Union Vote.		
CCFA	Revised food-additive sections of Standards for Milk Powders and Cream Powder (CXS 207-1999), a Blend of Skimmed Milk and Vegetable Fat in Powdered Form (CXS 251-2006); and Edible Casein Products (CXS 290-1995) European Union Competence / European Union Vote.	REP18/FA, Para. 30(ii)	
CCPR	MRLs for different combinations of pesticide/commodity(ies), (Proposed draft), REP18/PR, Para. 112, Appendix II) European Union Competence / European Union Vote.	REP18/PR, Para. 112, Appendix II	5/8

Codex body	Standard and Related Texts	Reference	Step
CCPR	Revision of the Classification of Food and Feed (CXM 4-1989): Type 04: Nuts, seeds and saps - Type 05: Herbs and spices (Proposed draft and draft) European Union Competence / European Union Vote.	REP18/PR, Paras. 118 and 120, Appendices VII-Part A & VIII-Part A,	8 and 5/8
CCPR	Tables on examples of representative commodities for: Types 04 and 05, Table 04: Nuts, seeds and saps Table 05: Herbs and spices, (Proposed draft), REP18/PR, Para. 127, Appendices VII-Part B & VIII-Part B) European Union Competence / European Union Vote.	REP18/PR, Para. 127, Appendices VII-Part B & VIII-Part B	5/8
CCRVDF	RMR for gentian violet (Draft) European Union Competence / European Union Vote.	REP18/RVDF, Para. 37, Appendix II	8
CCRVDF	MRLs for amoxicillin (finfish fillet, muscle); ampicillin (finfish fillet, muscle); lufenuron (salmon and trout fillet); monepantel (cattle fat, kidney, liver, muscle), (Proposed draft) European Union Competence / European Union Vote.	REP18/RVDF, Paras. 60, 64, 77 and 79, Appendix IV	5/8
CCMAS	Methods of analysis / performance criteria for provisions in Codex standards (for inclusion in CXS 234-1999) Mixed Competence / Member States Vote.	REP18/MAS, Para. 22, Appendix II	
CCCPL	Standard for Quinoa (Draft) Mixed Competence / Member States Vote.	CL 2018/25-CPL, Annex II	8

ANNEX III

Adoption of Codex texts at Step 5

Codex body	Standard and Related Texts	Reference	Step
CCFFV	Standard for Ware Potatoes Mixed Competence / Member States Vote.	REP18/FFV Para. 60 (ii), Appendix IV	5
CCNFSDU	Review of the Standard for Follow-up Formula (CXS 156-1987): Essential composition requirements for older infants and young children (Proposed Draft) (Proposed Draft), European Union Competence / European Union Vote.	REP18/NFSDU Para. 71, Appendix II	5
CX/CAC 18/41/5 Addendum 1			
CCCF	COP for the reduction of 3-MCPDE and GE in refined oils and products made with refined oils Mixed Competence / Member States Vote.	REP18/CF Para. 102 (ii) and (iii) Appendix VI	5
CCCF	Guidelines for risk analysis of instances of contaminants in food where there is no regulatory level or risk management framework established Mixed Competence / European Union Vote.	REP18/CF Para. 124 (i) Appendix IX	5
CCRVDF	Proposed draft MRL for flumethrin (honey) European Union Competence / European Union Vote.	REP18/RVDF Para. 73 Appendix IV	5

Revocation of Codex texts

Codex Body	Standard and Related texts	Reference
CCCF	MLs for lead in selected commodities (revocation of corresponding MLs) European Union Competence / European Union Vote.	REP18/CF Para. 45
CCCF	GLs for methylmercury in predatory and non-predatory fish European Union Competence / European Union Vote.	REP18/CF Para. 91(iii)
CCFA	Food-additive provisions of the General Standard for Food Additives (GSFA) (CXS 192-1995) European Union Competence / European Union Vote.	REP18/FA Para. 111(ii) 134(iv), App. VI
CCFA	Relevant food-additive provisions from the Standards for Mozzarella (CXS 262-2006), Cottage Cheese (CXS 273-1968), Cream Cheese (CXS 275-1973), Fermented Milks (CXS 243-2003) and Dairy Fat Spreads (CXS 253-2006). European Union Competence / European Union Vote.	REP18/FA Para.48(ii)
CCFA	The food-additive provision for sodium sorbate (INS 201) from the Standards for Instant Noodles (CXS 249-2006), Fermented Milks (CXS 243-2003), Dairy Fat Spreads (CXS 253-2006), Mozzarella (CXS 262-2006), Cheddar (CXS 263-196), Danbo (CXS 264-1966), Edam (CXS 265-1966), Gouda (CXS 266-1966), Havarti (CXS 267-1966), Samsø (CXS 268-1966), Emmental (CXS 269-1967), ilsiter (CXS 270-1968), Saint-Paulin (CXS 271-1968), Provolone (CXS 272-1968), Cottage Cheese (CXS 273-1968), Cream Cheese (CXS 275-1973) and Cheese (CXS 283-197) European Union Competence / European Union Vote.	REP18/FA Para.134(iv)
CCPR	Codex MRLs for different combinations of pesticide/commodity(ies) proposed for revocation European Union Competence / European Union Vote.	REP18/PR Para. 112, App. III
CCMAS	Methods of Analysis Mixed Competence / Member States Vote.	REP18/MAS Para. 22, Appendix II, Part 2

ANNEX V

Proposals for New Work

Codex Body	Standard and Related texts	Reference
CCFFV	The project document for new work on a standard for yam Mixed Competence / Member States Vote.	REP18/FFV, Para 60, Appendix V
CCFFV	The project document for new work on a standard for onions and shallots Mixed Competence / Member States Vote.	REP18/FFV Para 60, See Annex I of CX/CAC 18/41/8
CCFFV	The project document for new work on a standard for berry fruits Mixed Competence / Member States Vote.	REP18/FFV Para 60, See Annex II of CX/CAC 18/41/8
CCFL	The project document for new work on the development of guidance on use of simplified nutrition information on the front of pack Mixed Competence / European Union Vote.	REP18/FL Para 48, Appendix III
CCFH	The project document for new work on code of practice on food allergen management for food business operators Mixed Competence / European Union Vote.	REP18/FH Para 48, See Annex III of CX/CAC 18/41/8
CCFH	The project document for new work on code of practice on guidance for the management of (micro)biological foodborne crises/outbreaks Mixed Competence / European Union Vote.	REP18/FH Para 54, See Annex IV of CX/CAC 18/41/8
CX/CAC 18/41/8-Addendum 1		
CCPR	Priority list of pesticides for evaluation by the 2019 JMPR Mixed Competence / European Union Vote.	REP18/PR Para 153, Appendix XIII
CCRVDF	Priority list of veterinary drugs Mixed Competence / European Union Vote.	REP18/RVDF Paras 84(i)-(ii), 108, 109, 112, 115, 116, Appendix VI (Parts A and D)
CCMAS	Revision of the Guidelines on measurement uncertainty (CXG 54-2004) Mixed Competence / Member States Vote.	REP18/MAS Para 61, Appendix IV
CCMAS	Revision of the Guidelines on Sampling (CXG 50-2004) Mixed Competence / Member States Vote.	REP18/MAS Para 71, Appendices V and VI

Discontinuation of Work

Codex Body	Text	Reference and Project Document
CCCF	Establishment of MLs for cadmium in dry mixtures of cocoa and sugars sold for final consumption, European Union Competence / European Union Vote.	REP18/CF Para. 67(iv)
CCCF	ML for methylmercury in amberjack and sword fish European Union Competence / European Union Vote.	REP18/CF Para. 91(ii)
CCFA	Draft and proposed draft food additive provisions of the General Standard for Food Additives (GSFA) (CXS 192-1995) European Union Competence / European Union Vote.	REP18/FA Para. 111(iv), App. VIII

Amendments to Codex Standards and Related Texts

Codex Body	Text
CCFH/CCSCH	CODE OF HYGIENIC PRACTICE FOR LOW-MOISTURE FOODS (CXC 75-2015) Mixed Competence / Member States Vote.
CCCF	GENERAL STANDARD FOR CONTAMINANTS AND TOXINS IN FOOD AND FEED (CXS 193-1995) European Union Competence / European Union Vote.
CCMAS	RECOMMENDED METHODS OF ANALYSIS AND SAMPLING (CXS 234-1999) - Methods of analysis for milk and milk products Mixed Competence / Member States Vote.
CCMMP	STANDARDS FOR MILK AND MILK PRODUCTS (section on methods of analysis) Mixed Competence / Member States Vote.

ANNEX VIII**Matters arising from the Reports of the Commission,
the Executive Committee and the Subsidiary Bodies**

Codex Body	Text
CCFL44	Regional Standard for Doogh – endorsement of labelling provisions European Union Competence / European Union Vote.
CCFA50	Management of CCFA Work European Union Competence / European Union Vote.
CX/CAC 18/41/11 Addendum 1	
CCFA50	Information Document European Union Competence / European Union Vote.
CCS	CCS (Committee on Sugars) - Working by Correspondence - Standard for non-centrifuged dehydrated sugar cane juice Mixed Competence / Member States Vote.