



EUROPEAN COMMISSION

Health and Food Safety Directorate General

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**Standing Committee on Plants, Animals, Food and Feed**  
**Section *Novel Food and Toxicological Safety of the Food Chain***  
**22 November 2023**

**CIRCABC Link:** [https://circabc.europa.eu/ui/group/55b2edd3-069e-40fd-ad4a-8b163f54ff1f/library/52fff79f-da4b-43c8-a96b-871cbcd7df56?p=1&n=10&sort=name\\_ASC](https://circabc.europa.eu/ui/group/55b2edd3-069e-40fd-ad4a-8b163f54ff1f/library/52fff79f-da4b-43c8-a96b-871cbcd7df56?p=1&n=10&sort=name_ASC)

**SUMMARY REPORT**

**A.01 Feedback on the recent work of the PAFF Working Group on Food Contact Materials (FCM)**

The FCM team provided feedback on the FCM Working Group of the SC-PAFF that took place on 20 and 21 November 2023. The work on the revision of the FCM general legislation is on-going and important discussions are to take place in 2024 on the basis of a discussion document on future FCM policy. The work on the levels of Lead and Cadmium and other metals in ceramics will remain integrated with the work on the revision; the main issue here are the rules for artisanal and traditional production which also play outside the ceramics and glass domain, e.g. for wood workers. Member States will be asked to approach these business operators to better understand what would be feasible and proportionate to them, as a way to better inform any appropriate risk management measure. The Working Group discussed the details of the planned ban on BPA, including the approach for other bisphenols and BADGE, as well as the foreseen transition time. Also the main provisions of the ‘quality amendment’ were discussed.

With respect to recycling, the procedure for adopting the individual authorisation decisions will be technically checked with the Member States, before they can be submitted to a vote in the Standing Committee. An amendment to the recycling regulation will include postponing the deadline for audits of registered recycling installations from 10.12.2023 to 10.10.2024. This is needed because these audits take more time than initially foreseen, and the state of the information available in the Union register does not yet allow for a strict implementation of the deadline. This actual postponement will come late as it is not expected to legally enter into force before the summer 2024. The Commission services will therefore seek retro-active application.

**A.02 Feedback on discussions in working groups on contaminants**

Feedback was provided on the ergot alkaloid forum that took place on 13 October 2023; information was also provided on the topics to be discussed at the next meeting of the Working Group on Persistent Organic Pollutants in Food and Working Group on Agricultural Contaminants. The attention was also drawn to the RASFF notification 2023.7694 related to adverse health effects in cats and dogs observed due to the

presence of high levels of glycoalkaloids in pet food, in which potato products were used as ingredient.

**B.01 Exchange of views and possible opinion of the Committee on a draft Commission Implementing Regulation correcting Implementing Regulation (EU) 2023/1581 amending Implementing Regulation (EU) 2017/2470 as regards the conditions of use of the novel food ‘astaxanthin-rich oleoresin from *Haematococcus pluvialis* algae’**

The Commission presented to the Committee the draft act correcting Implementing Regulation (EU) 2023/1581 with regard to the omission of the transitional period for products containing the novel food which are in compliance with the requirements of Commission Implementing Regulation (EU) 2021/1377 before the date of entry into force of Regulation (EU) 2023/1581. These products may continue to be placed on the market until 1 February 2024 and may be marketed until their date of minimum durability or use by date.

**Vote taken:** Favourable opinion.

**B.02 Exchange of views and possible opinion of the Committee on a draft Commission Implementing Regulation (EU) authorising the placing on the market of partially hydrolysed protein from spent barley (*Hordeum vulgare*) and rice (*Oryza sativa*) as a novel food and amending Implementing Regulation (EU) 2017/2470**

The Commission presented to the Committee the draft act authorising the placing on the market of partially hydrolysed protein from spent barley (*Hordeum vulgare*) and rice (*Oryza sativa*) as a novel food, on the basis of a positive EFSA opinion. Partially hydrolysed protein from spent barley (*Hordeum vulgare*) and rice (*Oryza sativa*) is to be used in a number of foods intended for the general population.

**Vote taken:** Favourable opinion.

**B.03 Exchange of views and possible opinion of the Committee on a draft Commission Implementing Regulation (EU) authorising the placing on the market of apple fruit cell culture biomass as a novel food and amending Implementing Regulation (EU) 2017/2470**

The Commission presented to the Committee the draft act authorising the placing on the market of apple fruit cell culture biomass as a novel food on the basis of a positive EFSA opinion. Apple fruit cell culture biomass is to be used in food supplements as defined in Directive 2002/46/EC for the adult population.

**Vote taken:** Favourable opinion.

**B.04 Exchange of views and possible opinion of the Committee on a draft Commission Implementing Regulation amending Implementing Regulation (EU) 2020/1158 on the conditions governing imports of food and feed originating in third countries following the accident at the Chernobyl nuclear power station**

The conditions governing imports of feed and food are applicable for consignments of wild mushrooms and wild fruits of the genus *Vaccinium* and their derived products listed in Annex II of Implementing Regulation (EU) 2020/1158 with reference to the relevant code from the Combined Nomenclature (CN). Certain genus of mushrooms, which previously fell under the category of ‘other mushrooms’, now have a specific

CN code added with this Regulation. To ensure a harmonised application across the Union and to ensure a high level of human health protection, it is important to clarify that the import conditions are applicable to all products containing or derived from wild mushrooms and from wild fruits of the genus *Vaccinium*. Therefore, new CN codes for these products are added to Annex II by this Regulation. One Member State disagreed with the inclusion of compound foods in the list of products subject to control of radionuclides, as it is of the opinion that their inclusion in Annex II is not supported by data.

**Vote taken:** Favourable opinion.

