

CODEX ALIMENTARIUS COMMISSION

42nd Session

Geneva, Switzerland 8 - 12 July 2019

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 19/42/1 rev
2	Report by the Chairperson on the 76 th and 77 th Sessions of the Executive Committee Member States Competence / Member States Vote.²	REP19/EXEC1 REP19/EXEC2
3	Amendments to the Procedural Manual <i>There are no amendments to the Procedural Manual proposed by Codex committees.</i>	CX/CAC 19/42/2
4	Final adoption of Codex texts - Comments Competence and Voting Rights are specified in Annex I.	CX/CAC 19/42/3 Rev. 1 CX/CAC 19/42/3 Add. 1 CX/CAC 19/42/4
5	Adoption of Codex texts at Step 5 - Comments Competence and Voting Rights are specified in Annex II	CX/CAC 19/42/5 CX/CAC 19/42/5 Add.1 CX/CAC 19/42/6
6	Revocation of Codex texts Competence and Voting Rights are specified in Annex III.	CX/CAC 19/42/7
7	Proposals for New Work Competence and Voting Rights are specified in Annex IV.	CX/CAC 19/42/8 CX/CAC 19/42/8 Add. 1
8	Discontinuation of Work Competence and Voting Rights are specified in Annex V.	CX/CAC 19/42/9

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 VI.	CX/CAC 19/42/10
10	Matters referred to the Commission by Codex Committees Competence and Voting Rights are specified in Annex VII.	CX/CAC 19/42/11 CX/CAC 19/42/11 Add. 1
11	Codex Strategic Plan 2020-2025 Member States Competence / Member States Vote.	CX/CAC 19/42/12
12	Codex budgetary and financial matters Member States Competence / Member States Vote.	CX/CAC 19/42/13
13	FAO/WHO Scientific Support to Codex: activities, budgetary and financial matters Discussion paper on sustainable funding of scientific advice provided to Codex Mixed Competence / Member States Vote.	CX/CAC 19/42/14 CX/CAC 19/42/14 Add.1
14	Matters Arising from FAO and WHO Member States Competence / Member States Vote.	CX/CAC 19/42/15
15	Report of the side event on FAO and WHO capacity development activities Member States Competence / Member States Vote.	CX/CAC 19/42/16
16	Report of the side event on the Codex Trust Fund (CTF2) Mixed Competence / Member States Vote.	CX/CAC 19/42/17 CX/CAC 19/42/17Add.1 CX/CAC 19/42/17Add.2
17	Election of the chairperson and vice-chairpersons and Members of the Executive Committee elected on a Geographical Basis Member States Competence / Member States Vote.	CX/CAC 19/42/18
18	Designation of countries responsible for appointing the chairpersons of Codex subsidiary bodies Member States Competence / Member States Vote.	CX/CAC 19/42/19
19	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>	
20	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.

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

Codex body	Standard and Related Texts	Reference	Step
CCFH	Alignment of the Code of Practice for Fish and Fishery Products (CXC 522003) with Histamine Control Guidance Mixed Competence / European Union Vote.	REP19/FH Para. 38, Appendix II	8
CCSCH	Proposed draft standard for dried or dehydrated garlic Mixed Competence / Member States Vote.	REP19/SCH Para. 47, Appendix IV	5/8
CCFO	Proposed draft revision to the Standard for Named Vegetable Oils (CXS 210-1999): Addition of Palm Oil with a higher content of Oleic Acid (OXG) Mixed Competence / Member States Vote.	REP19/FO Para. 21, Appendix II Part B-1	8
CCFO	Proposed draft revision to the Standard for Named Vegetable Oils (CXS 210-1999): Replacement of acid value with Free Fatty Acid for Virgin Palm Oil and Inclusion of Free Fatty Acid for Crude Palm Kernel Oil Mixed Competence / Member States Vote.	REP19/FO Para. 67, Appendix II Part C-1	8
CCFO	Proposed draft revision to the Standard for Named Vegetable Oils (CXS 210-1999): Inclusion of Almond oil, Flaxseed (linseed) oil; Hazelnut oil; Pistachio oil; and Walnut oil Mixed Competence / Member States Vote.	REP19/FO Para. 67, Appendix II Part C-2	5/8
CCFO	CCFO: Proposed draft revision to the Standard for Named Vegetable Oils (CXS 210-1999): Amendment to the values of the Refractive Index and Apparent Density of Palm Superolein at 40oC , Mixed Competence / Member States Vote.	REP19/FO Para. 60, Appendix II Part A-1	-
CCFO	Proposed draft revision to the Standard for Named Vegetable Oils (CXS 210-1999): Applicability of the fatty acid composition of other oils listed in Table 1 in relation to their corresponding crude form and consequential deletion of an equivalent note for rice bran oil Mixed Competence / Member States Vote.	REP19/FO Para. 137, Appendix II Part A-2	-
CCFO	Proposed draft revision to the Standard for Named Vegetable Oils (CXS 210-1999): Inclusion of Free Fatty acids as quality characteristic criteria for refined rice bran oil Mixed Competence / Member States Vote.	REP19/FO Para. 140, Appendix II Part A-3	-

Codex body	Standard and Related Texts	Reference	Step
CCFO	CCFO: Amendment to the sections of food additives provisions to: CXS 19-1981 (Section 3.3, 3.4 & 3.5); CXS 2101999 (Section 4.2 & 4.3); and CXS 211- 1999 (Section 4.2 & 4.4); CXS 256-2007 (Section 4.1 & 4.7) , European Union Competence / European Union Vote.	REP19/FO Para. 113 (a) (i) (ii), Appendix III Part AB	-
CCFA	Proposed draft Specifications for the Identity and Purity of Food Additives arising from the 86th JECFA meeting European Union Competence / European Union Vote.	REP19/FA Para. 26, Appendix III Part A REP19/FA Para. 26, 146(ii), Appendix III Part B, Appendix IX Part B	5/8 -
CCFA	Draft and proposed draft food-additive provisions of the General Standard for Food Additives (GSFA) (CXS 1921995) European Union Competence / European Union Vote.	REP19/FA Para. 137 (i), Appendix VI 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.	REP19/FA Para. 149 (i), Appendix IX Part A	5/8
CCFA	Revised food-additive provisions of the GSFA in relation to the alignment of the thirteen standards for milk and milk products (ripened cheese), two standards for sugars, two standards for natural mineral waters, three standards for cereals, pulses and legumes and three standards for vegetable proteins European Union Competence / European Union Vote.	REP19/FA Para. 57 (ii)a, Appendix VI Part B1-B3	-
CCFA	Revised food-additive provisions of the GSFA in relation to the alignment of provisions for ASCORBYL ESTERS (ascorbyl palmitate (INS 304) and ascorbyl stearate (INS 305)) and the Standards for Infant Formula and Formula for Special Dietary Purposes Intended for Infants (CXS 72-1981) and Follow-up Formula (CXS 156-1987) European Union Competence / European Union Vote.	REP19/FA Para. 57 (ii)b, Appendix VI Part B4	-
CCFA	Revised food-additive provisions of the GSFA in relation to the replacement notes to Note 161 European Union Competence / European Union Vote.	REP19/FA Para. 119 (i), Appendix VI Part C	-
CCFA	Insertion of a footnote to the table entitled “References to Commodity Standards for GSFA Table 3 Additives” European Union Competence / European Union Vote.	REP19/FA Para. 57 (iii), Appendix VI Part B5	-

Codex body	Standard and Related Texts	Reference	Step
CCFA	Revised food-additive sections of the thirteen standards for milk and milk products (ripened cheese), i.e. Standards for Cheddar (CXS 263-1966); Danbo (CXS 264-1966); Edam (CXS 265- 1966); Gouda (CXS 2661966); Havarti (CXS 267- 1966); Samsø (CXS 268-1966); Emmental (CXS 269-1967); Tilsiter (CXS 2701968); Saint-Paulin (CXS 271-1968); Provolone (CXS 272-1968); Coulommiers (CXS 274-1969); Camembert (CXS 276-1973); and Brie (CXS 277-1973) European Union Competence / European Union Vote.	REP19/FA Para. 57 (i)a, Appendix V Part A	-
CCFA	Revised food-additive sections of the two standards for sugars and two standards for natural mineral waters, i.e. Standards for Honey (CXS 12- 1981); and Sugars (CXS 212-1999) and Standards for Natural mineral waters (CXS 108- 1981); and Bottled/package drinking waters (other than natural mineral waters) (CXS 227- 2001) European Union Competence / European Union Vote.	REP19/FA Para. 57 (i)b, Appendix V Part B	-
CCFA	Revised food-additive sections of the three standards for cereals, pulses and legumes and three standards for vegetable proteins, i.e. Standards for Wheat flour (CXS 152-1985); Couscous (CXS 202-1995); and Instant noodles (CXS 249-2006); and Wheat protein products including wheat gluten (CXS 163-1987); Vegetable protein products (VPP) (CXS 174- 1989); and Soy protein products (CXS 175-1989) European Union Competence / European Union Vote.	REP19/FA Para. 57 (i)c, Appendix V Part C	-
CCFA	The revised table on “Justified use” in food additive section in the Standard for Mozzarella (CXS 262- 2006) European Union Competence / European Union Vote.	REP19/FA Para. 69	-
CCCPL	The draft two sections in the standard for quinoa Mixed Competence / Member States Vote.	CL 2019/42-CPL Annex 2	8
CCPR	MRLs for different combinations of pesticide/commodity(ies) for food and feed proposed by adoption by CCPR49 European Union Competence / European Union Vote.	REP19/PR Para. 145, Appendix II	5/8
CCPR	Revision of the Classification of Food and Feed (CX/M 4-1989); Miscellaneous commodities not meeting the criteria for crop grouping European Union Competence / European Union Vote.	REP19/PR Para. 156, Appendix VII	5/8 and 8
CCCF	Proposed draft revised MLs for lead in selected commodities in the General Standard for Contaminants and Toxins in Food and Feed (CXS 1931995) European Union Competence / European Union Vote.	REP19/CF Para. 44, Appendix II	5/8
CCCF	Proposed draft ML for cadmium for chocolates containing or declaring <30% total cocoa solids on a dry matter basis European Union Competence / European Union Vote.	REP19/CF Para. 56, Appendix III	5/8

Codex body	Standard and Related Texts	Reference	Step
CCCF	Draft Code of practice for the reduction of 3- monochloropropane 1,2- diol esters (3- MCPDEs) and glycidyl esters (GEs) in refined oils and food products made with refined oils Mixed Competence / Member States Vote.	REP19/CF Para. 79, Appendix IV	8
CCCF	Draft Guidelines for rapid risk analysis following instances of detection of contaminants in food where there is no regulatory level Mixed Competence / European Union Vote.	REP19/CF Para. 87, Appendix V	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.	Held at Step 8 by 23rd CAC (ALINORM 03/41, para. 34)	
CX/CAC 19/42/3 Addendum 1			
CCMAS	CCMAS: Methods of analysis / performance criteria for provisions in Codex standards , Mixed Competence / Member States Vote.	REP19/MAS Para. 9, Appendix II, Part 1	5/8
CCMAS	Preamble and document structure for the General Standard on Methods of Analysis and Sampling (CODEX STAN 234-1999) , Mixed Competence / Member States Vote.	REP19/MAS Para. 61, Appendix III , Step 5/8	5/8

ANNEX II**Adoption of Codex texts at Step 5**

Codex body	Standard and Related Texts	Reference	Step
CCFICS	Draft Principles and guidelines for the assessment and use of voluntary Third Party Assurance (vTPA) programmes Mixed Competence / European Union Vote.	REP19/FICS Para. 53, Appendix III	5
CCFH	Proposed Draft Code of Practice on Food Allergen Management for Food Business Operators Mixed Competence / European Union Vote.	REP19/FH Para. 56, Appendix III	5
CCNFSDU	Review of the Standard for Follow-up Formula (CXS 156-1987): Proposed draft Scope, Description and Labelling for follow up formula for older infants European Union Competence / European Union Vote.	REP19/NFSDU Para. 57, Appendix III	5
CCSCH	Proposed draft standard for dried oregano Mixed Competence / Member States Vote.	REP19/SCH Para. 30(i), Appendix II	5
CCSCH	Proposed draft standard for dried roots, rhizomes and bulbs – dried or dehydrated ginger Mixed Competence / Member States Vote.	REP19/SCH Para. 39(i), Appendix III	5
CCSCH	Proposed draft standard for dried basil, Mixed Competence / Member States Vote.	REP19/SCH Para. 66(i), Appendix V	5
CCSCH	Proposed draft standard for dried floral parts – dried cloves Mixed Competence / Member States Vote.	REP19/SCH Para. 88(i), Appendix VI	5
CCSCH	Proposed draft standard for saffron, Mixed Competence / Member States Vote.	REP18/RVDF, Para. 73, Appendix IV	5
CX/CAC 19/42/5 Addendum 1			
CCFL	Proposed draft guidance for the labelling of non-retail containers Mixed Competence / European Union Vote.	REP 19/FL, Para. 64, Appendix II	5

Codex body	Standard and Related Texts	Reference	Step
CCMAS	Proposed draft Revised Guidelines on Measurement Uncertainty (CXG 54-2004) , Mixed Competence / Member States Vote.	REP19/MAS Para. 66, Appendix IV	5

Revocation of Codex texts

Codex Body	Standard and Related texts	Reference
CCNFSDU	Provisions for monosodium tartrate (INS 335(i)), monopotassium tartrate (INS 336(i)) and dipotassium tartrate (INS 336(ii)) in the Standard for Processed Cereal-Based Foods for Infants and Young Children (CXS 74-1981) European Union Competence / European Union Vote.	REP19/NFSDU Para. 10
CCFO	Provisions for monosodium tartrate (INS 335(i)) monopotassium tartrate (INS 336(i)), dipotassium tartrate (INS 336(ii)) and sodium sorbate (INS 201) in the Standard for Fat Spreads and Blended Spreads (CXS 262007) European Union Competence / European Union Vote.	REP19/FO Para. 113 (a) (ii) Appendix III, Part B
CCPR	CXLs for different combinations of pesticide/commodity(ies) for food and feed European Union Competence / European Union Vote.	REP19/PR Para. 145, Appendix III
CCCF	MLs for lead in selected commodities in the GSCTFF European Union Competence / European Union Vote.	REP19/CF Para. 44, Appendix II
CCMAS	Methods of analysis for provisions in Codex standards – CXS 234 - 1999 Mixed Competence / Member States Vote.	REP19/MAS Para. 9, Appendix II, Part 2

ANNEX IV

Proposals for New Work

Codex Body	Standard and Related texts	Reference
CCFICS	Project document for new work on the consolidation of Codex Guidelines related to equivalence Mixed Competence / European Union Vote.	REP19/FICS Para 32 (ii) and (iii) (b), Appendix II
CCFH	Project document for new work on development of guidelines for the control of Shiga toxin-producing Escherichia coli (STEC) in beef meat, leafy greens, raw milk and cheese produced from raw milk, and sprouts Mixed Competence / Member States Vote.	REP19/FH Para 76
CX/CAC 19/42/8-Addendum 1		
CCPR	Proposal for new work to develop Guidelines for compounds of low public health concern that could be exempted from the establishment of CXLs European Union Competence / European Union Vote.	REP19/PR Para. 206, Appendix IX
CCPR	Priority list of pesticides for evaluation by the 2020 JMPR Mixed Competence / European Union Vote.	REP19/PR Para. 250, Appendix X
CCCF	Establishment of MLs for lead in certain food categories European Union Competence / European Union Vote.	REP19/CF Para. 96, Appendix VI
CCCF	Revision of the Code of practice for the prevention and reduction of lead contamination in foods (CXC 56-2004) Mixed Competence / Member States Vote.	REP19/CF Para. 107, Appendix VII
CCCF	Development of a Code of practice for the prevention and reduction of cadmium contamination in cocoa beans Mixed Competence / Member States Vote.	REP19/CF Para. 112, Appendix VIII
CCCF	Establishment of MLs for aflatoxins in certain cereals and cereal-based products including foods for infants and young children European Union Competence / European Union Vote.	REP19/CF Para. 155, Appendix IX
CCFL	Proposed draft guidance on internet sales/e-commerce Mixed Competence / European Union Vote.	REP19/FL Para. 91 (a), Appendix III

CCFL	Proposal for new work on allergen labelling: Revision to the General Standard for the Labelling of Prepackaged Foods: allergen labelling, and guidance on precautionary allergen or advisory labelling Mixed Competence / European Union Vote.	REP19/FL Para. 98 (a), Appendix IV
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Discontinuation of Work

Codex Body	Text	Reference and Project Document
CCNFSDU	NRV-NCD for EPA and DHA long chain omega-3 fatty acids (CXG 2-1985) European Union Competence / European Union Vote.	REP19/NFSDU Para. 94
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.	REP19/FA Para. 137(iii), Appendix VIII
CCPR	MRLs for different combinations of pesticide/commodity(ies) in the Step Procedure that were withdrawn (discontinued) by CCPR European Union Competence / European Union Vote.	REP19/PR Para. 145, Appendix VI

Amendments to Codex Standards and Related Texts

Codex Body	Text
CCCF13	Amendment of the ML for wine European Union Competence / European Union Vote.
CCMAS40	Editorial amendments of methods of analysis for provisions in Codex standards Mixed Competence / Member States Vote.
CCCPL40	Editorial amendments to Codex standards Mixed Competence / Member States Vote.
CCPMPP	Editorial amendments in the scope of standard for luncheon meat (Codex Stan 891981) Mixed Competence / Member States Vote.
CCVP	Editorial amendments in annex “Codex guidelines for testing safety and nutritional quality of vegetable protein products” of the general guidelines for the utilization of the vegetable protein products (vpp) in foods (cac/gl 4-1989) Mixed Competence / Member States Vote.
CCFL	Consequential amendments to relevant Codex texts Mixed Competence / European Union Vote.

ANNEX VII**Matters referred to the Commission by the Committees**

Codex Body	Text
CCFICS24	Discussion paper on food integrity and food authenticity Mixed Competence / European Union Vote.
CCFICS24	Assessment of the experimental approach for Intersessional PWGs (trial) combined with webinar technology Member States Competence / Member States Vote.
CCFH50	Postponement of the development of sampling plan for histamine in eleven commodity standards for fish and fishery products Mixed Competence / European Union Vote.
CCFO26	Report on the outcome of monitoring the conformity of named fish oils with the requirements (especially the fatty acid profile) of fish oil standard and its effect on trade (replies to CL 2017/71-FO) Mixed Competence / European Union Vote.
CCFO26	Discussion paper on better management of the work of the Codex Committee on Fats and Oils Member States Competence / Member States Vote.
CCFA51	The technological justifications for the use of preservatives and anticaking agents in the specific product covered by the Standard for Mozzarella (CXS 262-2006) European Union Competence / European Union Vote.
CCMAS40	Guidance on endorsement Mixed Competence / Member States Vote.
CX/CAC 19/42/11 Add.1	
CCPFV	Report on Status of Work and Recommendations for Future CCPFV Activities Mixed Competence / Member States Vote.