SUMMARY MINUTES OF THE MEETING OF THE STANDING COMMITTEE ON THE FOOD CHAIN AND ANIMAL HEALTH

ANIMAL NUTRITION SECTION

Brussels, 24-25 January 2008

President: Mr Willem PENNING

All Member States were represented, except Malta

1. Feed Additives

1.1 Application under Regulation (EC) No 1831/2003 Art. 25


The dossier was presented and a discussion took place.

2. Status of Bolus-products in the feed legislation

Based on several questions from one Member State a discussion on the issue took place. It was concluded that the legislation in force does not foresee general restrictions for the application of feed by means of bolus. This is without prejudice to the requirement that the feed in question must be compliant with feed legislation. Instead, the feed law foresees possibilities to lay down provisions with respect to the way of application on the moment of the authorisation for the placing on the market of certain types of feed on a case by case approach. Finally, it was envisaged to clarify certain means of application such as bolus, tubing or drenching in the upcoming Commission proposal on the placing on the market and use of feed. Certain MS have another opinion concerning bolus.

3. Exchange of views and possible opinion on a draft Regulation (EC) concerning the authorisation of a preparation of Biosaf Sc 47 (*Saccharomyces cerevisiae*) as feed additive (Document SANCO/3707/2007)

A discussion took place.
The vote was taken. The draft Regulation received a favourable opinion by qualified majority.
4. **Discussion on a draft Regulation (EC) concerning the authorisation of a preparation of Natuphos (3-phytase) as feed additive (Document SANCO/00036/2008) Annex entry**

A discussion took place.
The document will be submitted to the vote at the next Standing Committee.

5.1. **Discussion on a draft Regulation (EC) concerning the authorisation of a preparation of red carotenoid-rich bacterium Paracoccus carotinifaciens with trade name Panaferd as feed additive (Annex entry)**

Progress was made concerning the discussions about a number of issues relating to the identification, and conditions of use to be included in the authorisation of this product as a feed additive.

5.2. **Discussion on the existing authorisations for canthaxanthin as a feed additive**

The amendment of the existing authorisation for canthaxanthin to take into account the recent opinion of European Food Safety Authority relating to MRLs for this product was further discussed in detail.

6. **Discussion on draft Regulation (EC) concerning the authorisation of a preparation of astaxanthin dimethyldisuccinate with trade name Caryophyll as feed additive**

Progress was made concerning a number of issues relating to the identification, and conditions of use to be included in the authorisation of this product as a feed additive.

7. **Exchange of views on the Codex Circular letter CL 2007/19-CAC requesting proposals for future work by Codex on Animal Feeding and information on the national experience in the implementation of the Codex Code of Practice in Good Animal Feeding (CAC/RCP 58-2004)**

The comments received were reviewed and these together with the discussions which took place and the additional further contributions will be used to revise the draft position paper.

8. **Unavoidable carry-over of authorised coccidiostats into non-target feed. Continuation of the discussion**

The Committee was informed that currently 6 EFSA opinions are available on the unavoidable carry-over of authorised coccidiostats into non-target feed: narasin, lasalocid, monensin, salinomycin, semduramycin and maduramycin.

Two approaches were discussed:
- the approach of setting a strict maximum level with a differentiation between non-target feed for sensitive species and withdrawal feed on the one side and non-target feed for moderate sensitive and non-sensitive feed.
- the approach of setting less strict maximum level with a differentiation between non-target feed for sensitive species and withdrawal feed on the one side and non-target feed on the other side for non-target feed for moderate sensitive and non-sensitive animal species but combined with the setting of a strict action level. This approach would require an assessment if the feed business operator, involved has taken within his premises, all economically feasible prevention measures to avoid carry-over as much as possible. This in accordance with provisions of Regulation (EC) No 183/2005 of the European Parliament and of the Council of 12 January 2005 laying down requirements for feed hygiene.

The Commission's representative indicated that in his view the second approach takes better into account the existing differences between feed manufacturers in the EU as regards the feasibility to achieve certain levels of unavoidable carry-over within their establishments.

Different views were expressed as regards the most appropriate approach.


The draft Commission Directive was presented and contains following draft changes to the Annex of Directive 2002/32/EC on undesirable substances in feed:
- establishing a maximum level of arsenic of 30 ppm in additives belonging to the functional group of compounds of trace elements
- raising the maximum level for fluorine in fish feed from 150 ppm to 350 ppm
- deleting the specific reference to *Lolium temulentum* and *Lolium remotum* in the provisions limiting the presence of weed seeds and unground and uncrushed fruits containing alkaloids, glucosides or other toxic substances.
- replacing TDE by DDD in the residue definition of DDT, as DDD is a more common name for the metabolite dichlorodiphenyl-dichloroethane than TDE.
- including photoheptachlor in the residue definition of heptachlor.
- deleting Apricots – *Prunus armeniaca*
- deleting Bitter almond – *Prunus dulcis* var. *amara*
- deleting Camelina – *Camelina sativa*

After discussion, it was agreed that the topics of setting a maximum level of arsenic in additives belonging to the functional group of compounds of trace elements and the inclusion of photoheptachlor in the residue definition of heptachlor requires more detailed discussion. These provisions will be deleted from the current proposal. These two topics will be discussed in a further modification of the Annex I to Directive 2002/32/EC on undesirable substances in feed, in combination with the follow-up on other EFSA opinions on undesirable substances which have become recently available, such as chlordane.

One delegation made a reservation as regards the deletion of *Camelina sativa* from the Annex I to Directive 2002/32/EC.
The Commission's representative indicated the intention to present this draft Directive for opinion at the next meeting of the Committee, following finalisation of the internal procedure within the Commission.

10. **Discussion on a draft Commission Regulation laying down the methods of sampling and analysis for the official control of feedingstuffs** (SANCO/05423/2006 -rev. 1)

This draft Commission Regulation will replace 18 existing Commission directives. Moreover, several of these Directives have been amended substantially. Some of the methods are no longer valid in the light of progress in scientific and technological knowledge or no longer valid for their intended purpose and should therefore be deleted.

The Commission's representative indicated that the remaining methods were assessed by governmental analytical experts and were found still to be valid for use in official control. Some of the methods are empirical which entails that they have to be maintained in Community legislation in order to enable enforcing some Community provisions as regards composition of feedingstuffs.

Joining the sampling methods and valid methods of analysis to be used for the official control of feedingstuffs into one single legal act constitutes a significant rationalisation and simplification of EU legislation and significantly improves its readability and applicability.

Following the request of several delegations, the Commission's representative confirmed the intention to update in the near future, the sampling provisions to take into account the developments in the way feedingstuffs are produced, stored, transported and marketed.

The Commission's representative indicated the intention to present this draft Regulation for opinion at the next meeting of the Committee, following finalisation of the internal procedure within the Commission.

11. **A.O.B.**

- **Imports and exports of unauthorised feed additives:** a representative of the Commission informed the Committee of the opinion of the Legal Service of the Commission on this issue, considering in particular Regulation (EC) No 178/2002 and Regulation (EC) No 1831/2003. An additive which is not authorised in the EU may be produced or processed in the Community in view of a direct re-export to a third country without any placing on the market or use within the Community. This is without prejudice to the conditions laid down in Article 12 of Regulation (EC) No 178/2002 as regards food and feed exported from the Community. The term "processing" referred to in Article 3(1) of Regulation (EC) No 1831/2003 should be understood as "processing for placing on the Community market".

- **Status of fishing baits:** the question whether fishing baits should be considered as feed materials has been discussed. Further discussion on this issue is necessary.
- **Control plans**: further to the question rose by a Member State delegation concerning the presentation of annual national control plans referred to in Regulation (EC) No 882/2004, the chairman recommended to follow the uniform model agreed under former Directive 95/53/EC, pending the adoption of specific guidelines under Regulation (EC) No 882/2004.

Bernard VAN GOETHEM,
Director (signed)