Chairman: Mr Basil Mathioudakis


An amendment to Directive 96/8/EC on foods intended for use on energy-restricted diets for weight reduction proposes to remove the ban on reference to hunger and satiety. As such reference may be allowed for normal foods under Regulation (EC) N°1924/2006 on nutrition and health claims on foods, the amendment would consistently allow similar information concerning dietetic foods intended for weight reduction.

The SCOFOCAH gave a favourable opinion by qualified majority to the draft Directive (in favour: 335 votes; not represented: 10 votes).


Commission Directive 2001/15/EC on substances that may be added for specific nutritional purpose in dietetic foods contains a list of certain substances that may be used in the manufacture of these foods. Directive 2004/6/EC provided the possibility for Member States to give derogations for the use of certain substances not included in that list until 31 December 2006. The draft Directive extends the deadline for the period of derogation until 31 December 2009.

The SCOFOCAH gave a favourable opinion by qualified majority to the draft Directive (in favour: 335 votes; not represented: 10 votes).


The Commission presented the draft Decision and introduced a corrigendum concerning some data in Annex 1.
A great majority of Member States welcomed the proposed draft Decision. Recital 6 was edited in order to emphasize that the labelling rules concerning foods with added phytosterols (Commission Regulation (EC) No 608/2004) apply.

The SCFCAH gave a favourable opinion by qualified majority (in favour: 301 votes; against: 34 votes; not represented: 10 votes).

4. Letter from Germany concerning the opportunity to revise certain compositional aspects of Directive 2006/125/EC on processed cereal-based foods and baby foods for infants and young children.

The German delegation presented its position on the need for reviewing certain compositional aspects of Directive 2006/125/EC on processed cereal-based foods and other baby foods, such as the minimum levels for certain micronutrients and the level of fat and protein. It suggested that the opinion of the European Food Safety Authority could be sought.

Some Member States expressed support for the proposal to ask EFSA whether new scientific data would justify a review of the compositional requirements in the Directive.

In conclusion, Member States were asked to consider the issue raised by the German delegation and to send their views to the Commission. The Commission will eventually include consideration to that issue in the possible work and priorities in the area of dietetic foods. The Commission will consider holding a meeting of the relevant experts at a further date.

5. Regulation EC 1925/06 on the addition of vitamins and minerals and of certain other substances to foods.
   • Information to be provided by Member States by 19 July 2007
   • List of national contact points

The Commission representative informed the delegations that Regulations (EC) 1925/06 on the addition of vitamin and minerals and of certain other substances to foods foresees that Member States shall inform the Commission on:
   ▪ existing national provisions on mandatory addition of vitamins and minerals
   ▪ products covered by the derogation provided for in Article 4(b) of the Regulation.

This information will then be published in the Community Register on the addition of vitamins and minerals and of certain other substances to foods. Therefore, in order to receive

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1 OJ L 97, 1.4.2004, p. 44
national data concerning point 1 in a standardized format an example of template will be provided to the delegations by the Commission services.

Article 17 (1) of Regulation (EC) N° 1925/06 provides for the possibility for Member States to allow derogations for the use of vitamins and minerals and their forms in foods. A list of the national competent authorities dealing with such derogations would facilitate the implementation of this provision. To that end, Member States are requested to forward details of their competent authority dealing with the derogations mentioned above, in view of a further publication on the Commission relevant website.

Any other business

• Letter from Spain concerning the "Procedure for inclusion or non-inclusion of products and substances in the scope of Regulation (EC) No 258/97 concerning novel foods and novel food ingredients"

The Commission noted that these issues had been discussed in the relevant working group and that they would be better addressed in the Revision of the Novel Food Regulation. An impact assessment was recently completed in that respect and therefore a proposal may be expected soon.

• Questions regarding Regulation (EC) No 1924/2006 on nutrition and health claims made on food.

➢ Letter from the Hellenic Food Authority- Subject: “Request for interpretation of article 28 paragraph 5 of Regulation 1924/2006”.

➢ Proposal from Spain - Inclusion of three new nutrition claims and conditions applying to them into the Annex of Regulation (EC) N° 1924/2006. These nutrition claims are related to omega 3 fatty acids (source of omega 3 and high omega 3) and monounsaturated fatty acids (high oleic content).

The Commission noted the requests of Spain and Greece and invited Member States to address such issues in the current Commission Working Group on claims.