

ADVISORY COMMITTEE ON ANIMAL FEEDINGSTUFFS

55th Meeting of ACAF on 28th September 2011

Information Paper

EU AND OTHER DEVELOPMENTS

Secretariat: September 2011

EU AND OTHER DEVELOPMENTS

1. This paper outlines the main developments in relation to EU legislation and related matters since the ACAF meeting held on 1 June 2011.

Official feed and food controls – Regulation (EC) No 882/2004

2. Implementing rules for import controls for high-risk feed and food of non-animal origin: Following the fourth and fifth reviews of the “high-risk” products list carried out in March and June 2011 respectively, amended Annex 1 lists to Regulation (EC) No. 669/2009 were published on 5 May and 10 August 2011 in the Official Journal of the European Union as Commission Regulation (EU) No. 433/2011 and Commission Regulation (EU) No. 799/2011. Regulation (EU) No. 433/2011 entered into force on 1 July 2011. Regulation (EU) No. 799/2011 will enter into force on 1 October 2011.

European Food Safety Authority (EFSA)

3. Opinions that have been published by the EFSA Scientific Panels on Additives and Products or Substances Used in Animal Feed (FEEDAP) and Contaminants in the Food Chain (CONTAM) since the Committee was updated in June 2011 can be accessed via the following links:

<http://www.efsa.europa.eu/en/panels/feedap.htm>

<http://www.efsa.europa.eu/en/panels/contam.htm>

4. The FEEDAP Panel has issued an article that outlines its work in re-evaluating feed additives that were authorised under previous legislation. So far, about 30 applications for re-authorisation have been passed to FEEDAP for assessment. The article can be downloaded here:

<http://www.efsa.europa.eu/en/press/news/feedap20100709.htm>

5. Much of the advice provided by CONTAM relates directly to food; there has been nothing to report from the CONTAM Panel concerning animal feed since the June 2011 meeting of ACAF.

Standing Committee on the Food Chain and Animal Health (SCoFCAH): Animal Nutrition Section.

Undesirable substances

6. A Commission proposal (SANCO/11515/2011) for a Commission Regulation concerning dioxins and polychlorinated (PCBs) in feed was agreed by Member States at the 6 -7 July 2011 meeting of SCoFCAH. The text provided revised limits for dioxins, furans and dioxin-like PCBs based on the use of the 2005 WHO toxic equivalent factors (TEFs). In addition, the forthcoming Regulation will set maximum limits for non-dioxin-like PCBs in feed for the first time. A second proposal (SANCO/10557/2011) concerning the revision of Regulation 152/2009 (methods of sampling and analysis of feed) corresponding to the changes set out above was also agreed.

Feed additives

7. There were seven votes in favour of feed additive authorisations at the July 2011 meeting. These are summarised in the table below.

European Commission Proposals that received a qualified majority vote in July 2011

Additive	Additive type	Proposal number	Authorisation type
Lactobacillus plantarum (DSM 21762) & Lactobacillus buchneri (DSM 22963)	Gut flora stabiliser	SANCO/10877/2011	New
6-phytase	Digestibility enhancer	SANCO/10878/2011	Extension
Enterococcus faecium CECT 4515	Gut flora stabiliser	SANCO/10881/2011	Extension
Diclazuril (Clinacox 0.5%)	Coccidiostat	SANCO/10882/2011	Re-authorisation
Lasalocid A sodium (Avatec 150G)	Coccidiostat	SANCO/10883/2011	Extension
Bacillus subtilis ATCC PTA-6737	Gut flora stabiliser	SANCO/10879/2011	Extension
Bacillus subtilis DSM 17299	Gut flora stabiliser	SANCO/10880/2011	Amendment

8. The FSA has pursued ACAF's recommendation for an amendment to Regulation 767/2009 on the declaration of trace element feed additives in feed to be made on the basis of the trace element itself, as opposed to the compound(s) added. The UK has advised the Commission that the current requirements for labelling are proving difficult for farmers, manufacturers and for enforcement bodies to use. Several other EU Member States are also in favour of an amendment. However, the Commission has said that feed

manufacturers must work to the current requirements and Member State competent authorities must ensure that they are enforced. The UK has asked that the matter be discussed again in September and is discussing the next steps with the feed industry.

Feed hygiene

9. At the 21-22 September 2011 meeting of SCoFCAH (Animal Nutrition Section) the European Commission presented a revised draft of its proposal to introduce further controls on the presence of dioxins and dioxin-like PCBs in some types of animal feed. The revised text was seen by many Member States as an improvement on previous versions. For example, the requirement to test certain technical products (i.e. for non-feed and non-food uses) for dioxins and PCBs has been removed. However, it was clear that the new draft did not have sufficient support from Member States due to the continued inclusion of a mandatory sampling and analysis regime for up to 100% of certain feed product types, so the Commission did not take it to the vote. Commission officials are to consider whether any further amendments can be made to its text in order to gain additional support from Member States and achieve a future qualified majority vote in favour.
10. EU feed legislation prohibits the presence of packaging materials in feed (produced from recycled human food). The UK has written to the European Commission requesting that EFSA should carry out a risk assessment on packaging in feed and that the zero tolerance requirement should be reviewed. The current inclusion of food packaging material in the list of prohibited substances in Annex III (a) of Regulation 767/2009 acts as a disincentive for operators to use food materials as animal feed because it is very difficult to remove all packaging from recycled material. The Commission has said it will progress this matter after the summer, but has requested that Member States provide information on the quantities of feed involved and the different types of packaging material, in order to have data that would enable progress on the issue. The FSA is responding to this request.

**ACAF Secretariat
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