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AGRI 167  
SAN 125

#### 'I/A' ITEM NOTE

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From: General Secretariat of the Council  
To: Permanent Representatives Committee/Council

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Subject: COMMISSION REGULATION (EU) .../... of XXX amending Directive 2002/46/EC of the European Parliament and of the Council and Regulation (EC) No 1925/2006 of the European Parliament and of the Council as regards organic silicon (monomethylsilanetriol) and calcium phosphoryl oligosaccharides (POs-Ca®) added to foods and used in the manufacture of food supplements

- *Decision not to oppose adoption*

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1. On 24 March 2017, the Commission submitted the above draft Regulation for scrutiny by the European Parliament and by the Council, on the basis of Article 4(5) of Directive 2002/46/EC of the European Parliament and of the Council<sup>1</sup> and of Article 3(3) of Regulation (EC) No 1925/2006 of the European Parliament and of the Council<sup>2</sup>.
2. The Working Party on Foodstuffs considered through an informal written procedure<sup>3</sup>, that there are no grounds for the Council to oppose the adoption of the draft Commission Regulation.

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<sup>1</sup> Directive 2002/46/EC of the European Parliament and of the Council of 10 June 2002 on the approximation of the laws of the Member States relating to food supplements (OJ L 183, 12.7.2002, p. 51).

<sup>2</sup> Regulation (EC) No 1925/2006 of the European Parliament and of the Council of 20 December 2006 on the addition of vitamins and minerals and of certain other substances to foods (OJ L 404, 30.12.2006, p. 26).

<sup>3</sup> WK 3635/2017 INIT.

3. The Permanent Representatives Committee is therefore invited to:

- confirm the agreement reached by the Working Party, and
  - recommend to the Council to confirm, as an "A" item on its agenda, that there are no grounds for opposing the draft measures.
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