



Brussels, 8 November 2017  
(OR. en)

13749/17

DENLEG 81  
AGRI 582  
SAN 382

#### 'I/A' ITEM NOTE

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

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No. Cion doc.: 13649/17 DENLEG 80 AGRI 574 SAN 380 + ADD 1

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Subject: COMMISSION REGULATION (EU) .../... of XXX amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards the use of phosphoric acid – phosphates – di – tri – and polyphosphates (E 338-452) in frozen vertical meat spits  
- *Decision not to oppose adoption*

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1. On 24 October 2017, the Commission submitted for scrutiny by the European Parliament and by the Council the above draft Regulation, on the basis of Articles 10(3) and 14 of Regulation (EC) No 1333/2008 of the European Parliament and of the Council<sup>1</sup>.
2. The Working Party on Foodstuffs considered through an informal written procedure<sup>2</sup>, that there are no grounds for the Council to oppose the adoption of the draft Commission Regulation.
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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<sup>1</sup> Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives (OJ L 354, 31.12.2008, p. 16).

<sup>2</sup> WK 12028/2017 INIT.