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Delegations will find attached document D038125/03 - Annex 1.

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ANNEX 1

**ANNEX**

**to the**

**COMMISSION REGULATION (EU) .../..**

**amending Regulation (EC) No 1881/2006 as regards maximum levels of ergot sclerotia in certain unprocessed cereals and the provisions on monitoring and reporting**

## ANNEX

The Annex to Regulation (EC) No 1881/2006 is amended as follows:

- (1) In section 2, the following entry 2.9 is added:

"2.9	<b>Ergot sclerotia and ergot alkaloids</b>	
2.9.1.	<b>Ergot sclerotia</b>	
2.9.1.1.	Unprocessed cereals <sup>18</sup> with the exception of corn and rice	0.5 g/kg (*)
2.9.2.	<b>Ergot alkaloids(**)</b>	
2.9.2.1.	Unprocessed cereals <sup>18</sup> with the exception of corn and rice	- (***)
2.9.2.2.	Cereal milling products excluding corn and rice milling products	- (***)
2.9.2.3.	Bread (including small bakery wares), pastries, biscuits, cereal snacks, breakfast cereals and pasta	- (***)
2.9.2.4.	Cereal-based food for infants and young children	- (***)

- (\*) The sampling shall be performed in accordance with point B of Annex I to Commission Regulation (EC) 401/2006 (OJ L 70, 9.3.2006, p. 12).

The analysis shall be performed by microscopic examination.

- (\*\*) Sum of 12 ergot alkaloids: ergocristine/ergocristinine; ergotamine/ergotaminine; ergocryptine/ergocryptinine; ergometrine/ergometrinine; ergosine/ergosinine; ergocornine/ergocorninine.

- (\*\*\*) Appropriate and achievable maximum levels, providing a high level of human health protection, shall be considered for these relevant food categories before 1 July 2017."

- (2) Footnote 18 replaced by the following:

"<sup>(18)</sup> The maximum level applies to unprocessed cereals placed on the market for first-stage processing.

‘First-stage processing’ means any physical or thermal treatment, other than drying, of or on the grain. Cleaning, including scouring, sorting and drying procedures are not considered to be “first-stage processing” insofar as the whole grain remains intact after cleaning and sorting.

Scouring is cleaning cereals by brushing and/or scrubbing it vigorously.

In case scouring is applied in the presence of ergot sclerotia, the cereals need to undergo a first cleaning step before scouring. The scouring, performed in combination with a dust aspirator, is followed by a colour sorting before milling.

Integrated production and processing systems means systems whereby all incoming lots of cereals are cleaned, sorted and processed in the same establishment. In such integrated production and processing systems, the maximum level applies to the unprocessed cereals after cleaning and sorting but before first-stage processing.

Food business operators shall ensure compliance through their HACCP procedure whereby an effective monitoring procedure is established and implemented at this critical control point."