



Brussels, 23 November 2017  
(OR. en)

13988/17

DENLEG 90  
AGRI 601  
SAN 395

### 'I/A' ITEM NOTE

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From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	13938/17 DENLEG 88 AGRI 596 SAN 393 + ADD 1
Subject:	COMMISSION REGULATION (EU) .../... of XXX amending Regulation (EU) No 10/2011 on plastic materials and articles intended to come into contact with food

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- *Decision not to oppose adoption*

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1. On 3 November 2017, the Commission submitted for scrutiny by the European Parliament and by the Council the above draft Regulation, on the basis of points (a), (d), (e), (h) and (i) of Article 5(1), Article 11(3) and Article 12(6) of Regulation (EC) No 1935/2004 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 1935/2004 of the European Parliament and of the Council of 27 October 2004 on materials and articles intended to come into contact with food (OJ L 338, 13.11.2004, p. 4).

<sup>2</sup> WK 12546/2017 INIT and WK 13348/2017 INIT.