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'I/A' ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

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Subject: COMMISSION REGULATION (EU) .../... of XXX amending Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council as regards the inclusion of pyroligneous distillate in the Union list of flavourings

- *Decision not to oppose adoption*

1. On 30 May 2018, the Commission submitted for scrutiny by the European Parliament and by the Council the above draft Regulation, on the basis of Article 11(3) of Regulation (EC) No 1334/2008 of the European Parliament and of the Council and of Article 7(5) of Regulation (EC) No 1331/2008 of the European Parliament and of the Council.¹
2. The Working Party on Foodstuffs considered, through an informal written procedure², that there are no grounds for the Council to oppose the adoption of the draft Commission Regulation.

¹ Regulation (EC) No 1334/2008 of the European Parliament and of the Council of 16 December 2008 on flavourings and certain food ingredients with flavouring properties for use in and on foods (OJ L 354, 31.12.2008, p. 34) and Regulation (EC) No 1331/2008 of the European Parliament and of the Council of 16 December 2008 establishing a common authorisation procedure for food additives, food enzymes and food flavourings (OJ L 354, 31.12.2008, p. 1).

² WK 6534/2018 INIT and WK 7099/2018 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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