



Council of the
European Union

Brussels, 19 July 2018
(OR. en)

11287/18
ADD 1

DENLEG 67
AGRI 369
SAN 228

COVER NOTE

From:	European Commission
date of receipt:	18 July 2018
To:	General Secretariat of the Council

No. Cion doc.:	D056202/02 - ANNEX
Subject:	ANNEX to the COMMISSION REGULATION (EU) .../... amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards food category 17 and the use of food additives in food supplements

Delegations will find attached document D056202/02 - ANNEX.

Encl.: D056202/02 - ANNEX



Brussels, **XXX**
SANTE/10128/2018 ANNEX Rev. 2
(POOL/E2/2018/10128/10128R2-EN
ANNEX.doc) D056202/02
[...] (2018) **XXX** draft

ANNEX

ANNEX

to the

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

amending Annex II to Regulation (EC) No 1333/2008 of the European Parliament and of the Council as regards food category 17 and the use of food additives in food supplements

ANNEX

Annex II to Regulation (EC) No 1333/2008 is amended as follows:

- (1) in Part D, the entries for food category 17. 'Food supplements as defined in Directive 2002/46/EC of the European Parliament and of the Council excluding food supplements for infants and young children' are replaced by the following:

17.	Food supplements as defined in Directive 2002/46/EC
17.1	Food supplements supplied in a solid form, excluding food supplements for infants and young children
17.2	Food supplements supplied in a liquid form, excluding food supplements for infants and young children

(2) Part E is amended as follows:

- (a) the entry for food category 17. 'Food supplements as defined in Directive 2002/46/EC excluding food supplements for infants and young children' is replaced as follows:

17.	Food supplements as defined in Directive 2002/46/EC
	INTRODUCTION PART, APPLIES TO ALL SUBCATEGORIES
	The maximum levels of use indicated for colours, polyols, sweeteners, and E 200-213, E 338-452, E 405, E 416, E 426, E 432-436, E 459, E 468, E 473-475, E 491-495, E 551-553, E 901-904, E 961, E 1201-1204, E 1505 and E 1521 refer to the food supplements ready for consumption prepared following the instructions of use provided by the manufacturer. The dilution factor for those food supplements that have to be diluted or dissolved has to be communicated together with the instructions of use.

(b) the entry for food subcategory 17.1 is amended as follows:

(i) the title is replaced by the following:

17.1	Food supplements supplied in a solid form, excluding food supplements for infants and young children
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(ii) all the entries therein are replaced by the following entries, inserted in their numerical order:

Group I	Additives				E 410, E 412, E 415, E 417 and E 425 may not be used to produce dehydrated food supplements intended to rehydrate on ingestion
Group II	Colours at <i>quantum satis</i>	<i>quantum satis</i>			Period of application: until 31 July 2014
Group II	Colours at <i>quantum satis</i>	<i>quantum satis</i>	(69)		Period of application: from 1 August 2014
Group III	Colours with combined maximum limit	300			Period of application: until 31 July 2014
Group III	Colours with combined maximum limit	300	(69)		Period of application: from 1 August 2014
Group IV	Polyols	<i>quantum satis</i>			
E 104	Quinoline Yellow	35	(61)		Period of application: from 1 January 2014 to 31 July 2014
E 104	Quinoline Yellow	35	(61)(69)		Period of application: from 1 August 2014 except food supplements in chewable form
E 104	Quinoline Yellow	10	(61)		Period of application: from 1 January 2014 to 31 July 2014
E 104	Quinoline Yellow	10	(61)(69)		Period of application: from 1 August 2014 only food supplements in chewable form
E 110	Sunset Yellow FCF/Orange Yellow S	10	(61)		Period of application: from 1 January 2014 to 31 July 2014
E 110	Sunset Yellow FCF/Orange Yellow S	10	(61)(69)		Period of application: from 1 August 2014

E 124	Ponceau 4R, Cochineal Red A	35	(61)	Period of application: from 1 January 2014 to 31 July 2014
E 124	Ponceau 4R, Cochineal Red A	35	(61)(69)	Period of application: from 1 August 2014 except food supplements in chewable form
E 124	Ponceau 4R, Cochineal Red A	10	(61)	Period of application: from 1 January 2014 to 31 July 2014
E 124	Ponceau 4R, Cochineal Red A	10	(61)(69)	Period of application: from 1 August 2014 only food supplements in chewable form
E 160d	Lycopene	30		
E 200-213	Sorbic acid — sorbates; Benzoic acid — benzoates	1 000	(1) (2)	only food supplements in dried form and containing preparations of vitamin A and of combinations of vitamins A and D, except in chewable form
E 310-321	Propyl gallate, TBHQ, BHA and BHT	400	(1)	
E 338-452	Phosphoric acid — phosphates — di-, tri- and polyphosphates	<i>quantum satis</i>		
E 392	Extracts of rosemary	400	(46)	
E 405	Propane-1, 2-diol alginate	1 000		
E 416	Karaya gum	<i>quantum satis</i>		
E 426	Soybean hemicellulose	1 500		
E 432-436	Polysorbates	<i>quantum satis</i>		
E 459	Beta-cyclodextrin	<i>quantum satis</i>		only food supplements in tablet and coated tablet form
E 468	Cross-linked sodium carboxy methyl cellulose	30 000		except food supplements in chewable form
E 473-474	Sucrose esters of fatty acids — sucroglycerides	<i>quantum satis</i>	(1)	
E 475	Polyglycerol esters of fatty acids	<i>quantum satis</i>		
E 491-495	Sorbitan esters	<i>quantum satis</i>	(1)	
E 551-559	Silicon dioxide — silicates	<i>quantum satis</i>		Period of application: until 31 January 2014

E 551-553	Silicon dioxide — silicates				Period of application: from 1 February 2014
E 900	Dimethyl polysiloxane		10	(91)	only food supplements in effervescent tablet form
E 901	Beeswax, white and yellow		<i>quantum satis</i>		
E 902	Candelilla wax		<i>quantum satis</i>		
E 903	Carnauba wax		200		
E 904	Shellac		<i>quantum satis</i>		
E 950	Acesulfame K		500		
E 950	Acesulfame K		2 000		only food supplements in chewable form
E 951	Aspartame		2 000		
E 951	Aspartame		5 500		only food supplements in chewable form
E 952	Cyclamic acid and its Na and Ca salts		500	(51)	
E 952	Cyclamic acid and its Na and Ca salts		1 250	(51)	only food supplements in chewable form
E 954	Saccharin and its Na, K and Ca salts		500	(52)	
E 954	Saccharin and its Na, K and Ca salts		1 200	(52)	only food supplements in chewable form
E 955	Sucralose		800		
E 955	Sucralose		2 400		only food supplements in chewable form
E 957	Thaumatococcus		400		only food supplements in chewable form
E 959	Neohesperidine DC		100		
E 959	Neohesperidine DC		400		only food supplements in chewable form
E 960	Steviol glycosides		670	(60)	
E 960	Steviol glycosides		1 800	(60)	only food supplements in chewable form
E 961	Neotame		60		
E 961	Neotame		185		only food supplements in chewable form
E 961	Neotame		2		only as flavour enhancer, except food supplements in chewable

					form	
E 961	Neotame	2			only vitamins and/or mineral based food supplements in chewable form, as a flavour enhancer	
E 962	Salt of aspartame-acesulfame	500	(11)a (49) (50)			
E 962	Salt of aspartame-acesulfame	2 000	(11)a (49) (50)		only food supplements in chewable form	
E 969	Advantame	20				
E 969	Advantame	55			only food supplements in chewable form	
E 1201	Polyvinylpyrrolidone	<i>quantum satis</i>			only food supplements in tablet and coated tablet form	
E 1202	Polyvinylpyrrolidone	<i>quantum satis</i>			only food supplements in tablet and coated tablet form	
E 1203	Polyvinyl alcohol (PVA)	18 000			only food supplements in capsule and tablet form	
E 1204	Pullulan	<i>quantum satis</i>			only food supplements in capsule and tablet form	
E 1205	Basic methacrylate copolymer	100 000			except food supplements in chewable form	
E 1206	Neutral methacrylate copolymer	200 000			except food supplements in chewable form	
E 1207	Anionic methacrylate copolymer	100 000			except food supplements in chewable form	
E 1208	Polyvinylpyrrolidone-vinyl acetate copolymer	100 000			except food supplements in chewable form	
E 1209	Polyvinyl alcohol-polyethylene glycol-graft-co-polymer	100 000			except food supplements in chewable form	
E 1505	Triethyl citrate	3 500			only food supplements in capsule and tablet form	
E 1521	Polyethylene glycol	10 000			only food supplements in capsule and tablet form	

(c) the entry for food subcategory 17.2 is amended as follows:

(i) the title is replaced by the following:

17.2	Food supplements supplied in a liquid form, excluding food supplements for infants and young children
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(ii) all the entries therein are replaced by the following entries, inserted in their numerical order:

Group I	Additives				
Group II	Colours at <i>quantum satis</i>	<i>quantum satis</i>			
Group II	Colours at <i>quantum satis</i>	<i>quantum satis</i>			Period of application: until 31 July 2014
Group II	Colours at <i>quantum satis</i>	<i>quantum satis</i>	(69)		Period of application: from 1 August 2014 only food supplements in syrup form
Group III	Colours with combined maximum limit	100			
Group IV	Polyols	<i>quantum satis</i>			
E 104	Quinoline Yellow	10	(61)		Period of application: from 1 January 2014 to 31 July 2014
E 104	Quinoline Yellow	10	(61)(69)		Period of application: from 1 August 2014
E 110	Sunset Yellow Yellow S	10	(61)		Period of application: from 1 January 2014 to 31 July 2014
E 110	Sunset Yellow Yellow S	10	(61)(69)		Period of application: from 1 August 2014
E 124	Ponceau 4R, Cochineal Red A	10	(61)		Period of application: from 1 January 2014 to 31 July 2014
E 124	Ponceau 4R, Cochineal Red A	10	(61)(69)		Period of application: from 1 August 2014
E 160d	Lycopene	30			
E 200-213	Sorbic acid - sorbates; Benzoic	2 000	(1) (2)		except food supplements in syrup form

	acid - benzoates				
E 310-321	Propyl gallate, TBHQ, BHA and BHT	400	(1)		
E 338-452	Phosphoric acid — phosphates — di-, tri- and polyphosphates	<i>quantum satis</i>			
E 392	Extracts of rosemary	400	(46)		
E 405	Propane-1, 2-diol alginate	1 000			
E 416	Karaya gum	<i>quantum satis</i>			
E 426	Soybean hemicellulose	1 500			
E 432-436	Polysorbates	<i>quantum satis</i>			
E 473-474	Sucrose esters of fatty acids — sucroglycerides	<i>quantum satis</i>	(1)		
E 475	Polyglycerol esters of fatty acids	<i>quantum satis</i>			
E 491-495	Sorbitan esters	<i>quantum satis</i>	(1)		
E 551-559	Silicon dioxide — silicates	<i>quantum satis</i>			Period of application: until 31 January 2014
E 551-553	Silicon dioxide — silicates	<i>quantum satis</i>			Period of application: from 1 February 2014
E 950	Acesulfame K	350			
E 950	Acesulfame K	2 000			only food supplements in syrup form
E 951	Aspartame	600			
E 951	Aspartame	5 500			only food supplements in syrup form
E 952	Cyclamic acid and its Na and Ca salts	400	(51)		
E 952	Cyclamic acid and its Na and Ca salts	1 250	(51)		only food supplements in syrup form
E 954	Saccharin and its Na, K and Ca salts	80	(52)		
E 954	Saccharin and its Na, K and Ca salts	1 200	(52)		only food supplements in syrup form

E 955	Sucralose	240			
E 955	Sucralose	2 400			only food supplements in syrup form
E 957	Thaumatococin	400			only food supplements in syrup form
E 959	Neohesperidine DC	50			
E 959	Neohesperidine DC	400			only food supplements in syrup form
E 960	Steviol glycosides	200	(60)		
E 960	Steviol glycosides	1 800	(60)		only food supplements in syrup form
E 961	Neotame	20			
E 961	Neotame	185			only food supplements in syrup form
E 961	Neotame	2			only as flavour enhancer, except food supplements in syrup form
E 961	Neotame	2			only vitamins and/or mineral based food supplements in syrup form, as a flavour enhancer
E 962	Salt of aspartame-acesulfame	350	(11)a (50)	(49)	
E 962	Salt of aspartame-acesulfame	2 000	(11)a (50)	(49)	only food supplements in syrup form
E 969	Advantame	6			
E 969	Advantame	55			only food supplements in syrup form