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Delegations will find attached document D(2023) 92050/2 ANNEX.

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ANNEX

to the

COMMISSION REGULATION (EU) .../... of XXX

**amending Regulation (EU) 2023/915 as regards maximum levels of T-2 and HT-2 toxins
in food**

ANNEX

In section 1 (mycotoxins) of Annex I to Regulation (EU) 2023/915, the following entry 1.9 (T-2 and HT-2 toxins) is added:

1.9	T-2 and HT-2 toxins	Maximum level (µg/kg)	Remarks
		Sum of T-2 and HT-2 toxins	For the sum of T-2 and HT-2 toxins, maximum levels refer to lower bound concentrations, which are calculated on the assumption that all the values below the limit of quantification are zero.
1.9.1	Unprocessed cereal grains except products listed in 1.9.1.1., 1.9.1.2, 1.9.1.3 and 1.9.1.4	50	Except unprocessed maize grains intended to be processed by wet milling and except rice. The maximum level applies to unprocessed cereal grains placed on the market for first-stage processing ⁽⁶⁾ .
1.9.1.1	Unprocessed malting barley grains	200	The maximum level applies to unprocessed malting barley grains placed on the market for first-stage processing ⁽⁶⁾ .
1.9.1.2	Unprocessed barley grains other than malting barley grains	150	The maximum level applies to unprocessed barley grains placed on the market for first-stage processing ⁽⁶⁾ .

1.9.1.3	Unprocessed maize grains and unprocessed durum wheat grains	100	Except unprocessed maize grains for which it is evident, e.g. through labelling or destination, that they are intended for use in a wet milling process only (starch production). The maximum level applies to unprocessed maize grains and unprocessed durum wheat grains placed on the market for first-stage processing ⁽⁶⁾.
1.9.1.4	Unprocessed oat grains with inedible husk	1 250	The maximum level applies to unprocessed oat grains with husk placed on the market for first-stage processing ⁽⁶⁾. The maximum level applies to the oat grains with the inedible husk included.
1.9.2	Cereals placed on the market for the final consumer except products listed in 1.9.2.1 and 1.9.2.2	20	Except rice.
1.9.2.1	Oats placed on the market for the final consumer	100	
1.9.2.2	Barley, maize and durum wheat placed on the market for the final consumer	50	
1.9.3	Milling products of cereals except products listed in 1.9.3.1 and 1.9.3.2	20	Except milling products of rice.
1.9.3.1	Milling products of oats (including oat bran)	100	

1.9.3.2	Bran from cereals other than oats and milling products of maize	50	
1.9.4	Bakery wares except products listed in 1.9.5, pasta, cereal snacks and breakfast cereals except products listed in 1.9.6, 1.9.7 and 1.9.8	20	Except rice products. Including small bakery wares. Pasta means pasta (dry) with a water content of approximately 12 %.
1.9.5	Bakery wares containing at least 90 % milling products of oats	100	Except rice products. Including small bakery wares.
1.9.6	Oat flakes	100	
1.9.7	Breakfast cereals consisting of at least 50 % of cereal bran, milling products of oat grains, milling products of maize grains, whole oat grains, barley grains, maize grains or durum wheat grains, and consisting of less than 40 % of milling products of oat grains and whole oat grains	50	
1.9.8	Breakfast cereals consisting of at least 50 % of cereal bran, milling products of oat grains, milling products of maize grains, whole oat grains, barley grains, maize grains or durum wheat grains, and of at least 40 % of milling products of oat grains and whole oat grains	75	

1.9.9	Baby food and processed cereal-based food for infants and young children ⁽³⁾	10	Except rice products. The maximum level applies to the dry matter ⁽⁵⁾ of the product as placed on the market.
1.9.10	Food for special medical purposes intended for infants and young children ⁽³⁾	10	Except rice products. The maximum level applies to the dry matter ⁽⁵⁾ of the product as placed on the market.'

ANNEX [...]