



11 September 2013

(13-4763)

Page: 1/2

Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1.	Notifying Member: <u>EUROPEAN UNION</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2.	Agency responsible: European Commission Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: European Commission EU-TBT Enquiry Point Fax: +(32) 2 299 80 43 E-mail: mailto:eu-tbt@ec.europa.eu Website: http://ec.europa.eu/enterprise/tbt/
3.	Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], other:
4.	Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Foods with ingredients present in the form of 'engineered nanomaterials'.
5.	Title, number of pages and language(s) of the notified document: Draft Commission Delegated Regulation amending Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers as regards the definition of 'engineered nanomaterials' (7 pages, in English).
6.	Description of content: Regulation (EU) No 1169/2011 of the European Parliament and of the Council of 25 October 2011 on the provision of food information to consumers establishes the general principles, requirements and responsibilities governing food information, and in particular food labelling. In order to inform consumers of the presence of engineered nanomaterials in food, Regulation (EU) No 1169/2011 provides that all ingredients present in the form of engineered nanomaterials must be clearly indicated in the list of ingredients and the names of such ingredients must be followed by the word 'nano' in brackets. In addition, it provides a definition of engineered nanomaterials, which may be adjusted and adapted to technical and scientific progress or to definitions agreed at international level, by means of delegated acts, for the purposes of achieving the objectives of the Regulation. On 18 October 2011, the Commission adopted Recommendation 2011/696/EU on the definition of nanomaterial. This Delegated Regulation adapts the definition of 'engineered nanomaterials' laid down in Regulation (EU) No 1169/2011 to the Commission Recommendation 2011/696/EU, taking into account the necessary sector specific considerations.
7.	Objective and rationale, including the nature of urgent problems where applicable: Consumer information

8.	<p>Relevant documents: Regulation (EU) No 1169/2011 of the European Parliament and of the Council of 25 October 2011 on the provision of food information to consumers</p> <p>http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:304:0018:0063:EN:PDF</p> <p>Commission Recommendation of 18 October 2011 on the definition of nanomaterial</p> <p>http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2011:275:0038:0040:EN:PDF</p>
9.	<p>Proposed date of adoption: By the end of November 2013</p> <p>Proposed date of entry into force: 20 days from publication in the Official Journal of the EU (publication to take place 2 to 4 months after adoption)</p>
10.	<p>Final date for comments: 60 days from notification</p>
11.	<p>Text available from: National enquiry point [], or address, telephone and fax numbers, e-mail and web-site addresses, if available of the other body:</p> <p>European Commission</p> <p>EU-TBT Enquiry Point</p> <p>Fax: + (32) 2 299 80 43</p> <p>E-mail: mailto:eu-tbt@ec.europa.eu</p> <p>The text is available on the EU-TBT Website: http://ec.europa.eu/enterprise/tbt/</p> <p>http://members.wto.org/crnattachments/2013/tbt/EEC/13_3548_00_e.pdf</p>