

FIRST COMMISSION DIRECTIVE

of 2 May 1980

amending the Annex to Council Directive 79/373/EEC on the marketing of compound feedingstuffs

(80/509/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 79/373/EEC of 2 April 1979 on the marketing of compound feedingstuffs ⁽¹⁾, and in particular Article 10 (a) thereof,

Whereas, in view of progress made in science and technology, the Annex to the above-mentioned Directive must be amended as to the tolerances to be permitted where, on official inspection, the composition of a compound feedingstuff is found to depart from that declared by the manufacturer ;

Whereas such tolerances are necessary to allow for deviations due to the method used for sampling the feedingstuff, the manufacturing process or analytical error ;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee for Feedingstuffs,

HAS ADOPTED THIS DIRECTIVE :

Article 1

Item 9 of the Annex to Directive 79/373/EEC is amended to read as follow :

'9. Where, on official inspection pursuant to Article 12, the composition of a compound feedingstuff is found to depart from the declared composition, the following minimum tolerances shall be permitted, subject to Article 3 :

9.1. Where the content recorded is less than the declared content :

9.1.0. Crude protein :

- 2 units for declared contents of 20 % or more,
- 10 % of the declared content for declared contents of less than 20 % but not less than 10 %,
- 1 unit for declared contents of less than 10 %.

9.1.1. Soluble protein :

- 3 units for declared contents of 25 % or more,
- 12 % of the declared content for declared contents of less than 25 % but not less than 15 %,
- 1.8 units for declared contents of less than 15 %.

9.1.2. Total sugar :

- 2 units for declared contents of 20 % or more,
- 10 % of the declared content for declared contents of less than 20 % but not less than 10 %,
- 1 unit for declared contents of less than 10 %.

⁽¹⁾ OJ No L 86, 6. 4. 1979, p. 30.

9.1.3. Starch :

- 2.5 units for declared contents of 25 % or more,
- 10 % of the declared content for declared contents of less than 25 % but not less than 10 %,
- 1 unit for declared contents of less than 10 %.

9.1.4. Crude oils and fats :

- 1.5 units for declared contents of 15 % or more,
- 10 % of the declared content for declared contents of less than 15 % but not less than 8 %,
- 0.8 unit for declared contents of less than 8 %.

9.1.5. Sodium and magnesium :

- 1.5 units for declared contents of 15 % or more,
- 10 % of the declared content for declared contents of less than 15 % but not less than 7.5 %,
- 0.75 unit for declared contents of less than 7.5 % but not less than 5 %,
- 15 % of the declared content for declared contents of less than 5 % but not less than 0.7 %,
- 0.1 unit for declared contents of less than 0.7 %.

9.1.6. Total phosphorus and calcium :

- 1.2 units for declared contents of 16 % or more,
- 7.5 % of the declared content for declared contents of less than 16 % but not less than 12 %,
- 0.9 unit for declared contents of less than 12 % but not less than 6 %,
- 15 % of the declared content for declared contents of less than 6 % but not less than 1 %,
- 0.15 unit for declared contents of less than 1 %.

9.1.7. Methionine and lysine :

- 15 % of the declared content.

9.1.8. Cystine :

- 20 % of the declared content.

9.2. Where the content recorded is more than the declared content :

9.2.1. Moisture :

- 1 unit for declared contents of 10 % or more,
- 10 % of the declared content for declared contents of less than 10 % but not less than 5 %,
- 0.5 unit for declared contents of less than 5 %.

9.2.2. Crude ash :

- 1 unit for declared contents of 10 % or more,
- 10 % of the declared content for declared contents of less than 10 % but not less than 5 %,
- 0.5 unit for declared contents of less than 5 %.

9.2.3. Crude fibre :

- 1.8 units for declared contents of 12 % or more,
- 15 % of the declared content for declared contents of less than 12 % but not less than 6 %,
- 0.9 unit for declared contents of less than 6 %.

9.2.4. Ash insoluble in hydrochloric acid :

- 1 unit for declared contents of 10 % or more,
- 10 % of the declared content for declared contents of less than 10 % but not less than 4 %,
- 0.4 unit for declared contents of less than 4 %.

9.3. Where the variation noted is in the opposite direction to those referred to respectively in 9.1. and 9.2 :

- 9.3.1. — crude protein, crude oils and fats, total sugar, starch : tolerance twice that permitted for these substances in 9.1,
- total phosphorus, calcium, magnesium, sodium, crude ash, crude fibre : tolerance three times that permitted for these substances in 9.1 and 9.2.

Article 2

The Member States shall bring into force the necessary laws, regulations and administrative provisions to enable them to comply with this Directive with effect from 1 January 1981 and shall forthwith inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 2 May 1980.

For the Commission

Finn GUNDELACH

Vice-President
