

Commission Implementing Regulation (EU) 2018/1991 of 13 December 2018 authorising the placing on the market of berries of *Lonicera caerulea* L. as a traditional food from a third country under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) 2018/1991

of 13 December 2018

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(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2015/2283 of the European Parliament and of the Council of 25 November 2015 on novel foods, amending Regulation (EU) No 1169/2011 of the European Parliament and of the Council and repealing Regulation (EC) No 258/97 and Commission Regulation (EC) No 1852/2001⁽¹⁾, and in particular Article 15(4) thereof,

Whereas:

- (1) Regulation (EU) 2015/2283 provides that only novel foods authorised and included in the Union list may be placed on the market within the Union. Traditional food from a third country is a novel food defined in Article 3 of Regulation (EU) 2015/2283.
- (2) Pursuant to Article 8 of Regulation (EU) 2015/2283 the Commission Implementing Regulation (EU) 2017/2470⁽²⁾ establishing a Union list of authorised novel foods was adopted.
- (3) Pursuant to Article 15(4) of Regulation (EU) 2015/2283, the Commission is to decide on the authorisation and on the placing on the Union market of a traditional food from a third country.
- (4) On 26 January 2018, the company Soloberry Ltd ('the applicant') submitted a notification to the Commission of the intention to place berries of *Lonicera caerulea* L. ('Haskap') on the Union market as a traditional food from a third country within the meaning of Article 14 of Regulation (EU) 2015/2283. The applicant requests for berries of *Lonicera caerulea* L. to be consumed as such (fresh or frozen) by the general population.
- (5) The documented data, presented by the applicant, demonstrate that berries of *Lonicera caerulea* L. have a history of safe food use in Japan.

Status: Point in time view as at 13/12/2018.

*Changes to legislation: There are currently no known outstanding effects for the
Commission Implementing Regulation (EU) 2018/1991. (See end of Document for details)*

- (6) Pursuant to Article 15(1) of Regulation (EU) 2015/2283, on 28 February 2018, the Commission forwarded the valid notification to the Member States and to the European Food Safety Authority ('the Authority').
- (7) No duly reasoned safety objections to the placing on the market within the Union of berries of *Lonicera caerulea* L. were submitted to the Commission by Member States or the Authority within the four months period laid down in Article 15(2) of Regulation (EU) 2015/2283.
- (8) The Commission should therefore authorise the placing on the market within the Union of berries of *Lonicera caerulea* L. and update the Union list of novel foods.
- (9) Implementing Regulation (EU) 2017/2470 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

1 Berries of *Lonicera caerulea* L. as specified in the Annex to this Regulation shall be included in the Union list of authorised novel foods established in Implementing Regulation (EU) 2017/2470.

2 The entry in the Union list referred to in paragraph 1 shall include the conditions of use and labelling requirements laid down in the Annex to this Regulation.

Article 2

The Annex to Implementing Regulation (EU) 2017/2470 is amended in accordance with the Annex to this Regulation.

Article 3

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 13 December 2018.

For the Commission

The President

Jean-Claude JUNCKER

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ANNEX

The Annex to Implementing Regulation (EU) 2017/2470 is amended as follows:

- (1) The following entry is inserted in Table 1 (Authorised novel foods) in alphabetical order:

| Authorised novel food | Conditions under which the novel food may be used | Additional specific labelling requirements | Other requirements |
|--|--|---|---------------------------|
| ' <i>Lonicera caerulea</i> L. berries (haskap) (Traditional food from a third country) | Not specified | The designation of the novel food on the labelling of the foodstuffs containing it shall be "haskap (<i>Lonicera caerulea</i>) berries" | |

- (2) The following entry is inserted in Table 2 (Specifications) in alphabetical order:

| Authorised novel food | Specifications |
|--|--|
| ' <i>Lonicera caerulea</i> L. berries (haskap) (Traditional food from a third country) | <p>Description/Definition: The traditional food are fresh and frozen berries from <i>Lonicera caerulea</i> var. <i>edulis</i>. <i>Lonicera caerulea</i> L. is a deciduous shrub belonging to the <i>Caprifoliaceae</i> family.</p> <p>Typical nutritional components of haskap berries (given in fresh berries): Carbohydrates: 12,8 % Fibre: 2,1 % Lipids: 0,6 % Proteins: 0,7 % Ash: 0,4 % Water: 85,5 %</p> |

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- (1) [OJ L 327, 11.12.2015, p. 1.](#)
- (2) Commission Implementing Regulation (EU) 2017/2470 of 20 December 2017 establishing the Union list of novel foods in accordance with Regulation (EU) 2015/2283 of the European Parliament and of the Council on novel foods ([OJ L 351, 30.12.2017, p. 72](#)).

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There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2018/1991.