

Commission Implementing Regulation (EU) 2020/1559 of 26
October 2020 amending Implementing Regulation (EU) 2017/2470
establishing the Union list of novel foods (Text with EEA relevance)

COMMISSION IMPLEMENTING REGULATION (EU) 2020/1559

of 26 October 2020

amending Implementing Regulation (EU)
2017/2470 establishing the Union list of novel foods

(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 of the European Parliament and of the Council and Commission Regulation (EC) No 1852/2001⁽¹⁾, and in particular Article 12 thereof,

Whereas:

- (1) Pursuant to Article 8 of Regulation (EU) 2015/2283, the Commission was to establish, by 1 January 2018, the Union list of novel foods authorised or notified under Regulation (EC) No 258/97 of the European Parliament and of the Council⁽²⁾.
- (2) The Union list of novel foods authorised or notified under Regulation (EC) No 258/97 was established by Commission Implementing Regulation (EU) 2017/2470⁽³⁾.
- (3) Commission Implementing Regulation (EU) 2018/1023⁽⁴⁾ corrected the initial Union list of novel foods established in the Annex to Implementing Regulation (EU) 2017/2470 by replacing that Annex. In the meantime eight Commission Implementing Regulations (EU) 2018/460⁽⁵⁾, (EU) 2018/461⁽⁶⁾, (EU) 2018/462⁽⁷⁾, (EU) 2018/469⁽⁸⁾, (EU) 2018/991⁽⁹⁾, (EU) 2018/1011⁽¹⁰⁾, (EU) 2018/1018⁽¹¹⁾, (EU) 2018/1032⁽¹²⁾ had been adopted authorising placing on the market of novel foods or extending the use of novel foods respectively. Those Implementing Regulations also updated the Union list. However, those novel foods and extensions of the use of novel foods no longer appear in the list, as replaced by Implementing Regulation (EU) 2018/1023.
- (4) For reasons of clarity and legal certainty, the Union list of novel foods set out in the Annex to Implementing Regulation (EU) 2017/2470 should therefore be amended to include those novel foods and extensions of the use of novel foods in the Union list again. Since those novel foods and extensions of the use of novel foods were included in the Union list until the entry into force of Implementing Regulation (EU) 2018/1023 on 13 August 2018, this Regulation should apply as of that date.

Status: Point in time view as at 26/10/2020.

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2020/1559, Introductory Text. (See end of Document for details)

- (5) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

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- (1) [OJ L 327, 11.12.2015, p. 1.](#)
- (2) Regulation (EC) No 258/97 of the European Parliament and of the Council of 27 January 1997 concerning novel foods and novel food ingredients ([OJ L 43, 14.2.1997, p. 1.](#)).
- (3) 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.](#)).
- (4) Commission Implementing Regulation (EU) 2018/1023 of 23 July 2018 correcting Implementing Regulation (EU) 2017/2470 establishing the Union list of novel foods ([OJ L 187, 24.7.2018, p. 1.](#)).
- (5) Commission Implementing Regulation (EU) 2018/460 of 20 March 2018 authorising the placing on the market of *Ecklonia cava* phlorotannins as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 ([OJ L 78, 21.3.2018, p. 2.](#)).
- (6) Commission Implementing Regulation (EU) 2018/461 of 20 March 2018 authorising an extension of use of taxifolin-rich extract as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) 2017/2470 ([OJ L 78, 21.3.2018, p. 7.](#)).
- (7) Commission Implementing Regulation (EU) 2018/462 of 20 March 2018 authorising an extension of use of L-ergothioneine as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) 2017/2470 ([OJ L 78, 21.3.2018, p. 11.](#)).
- (8) Commission Implementing Regulation (EU) 2018/469 of 21 March 2018 authorising the placing on the market of an extract of three herbal roots (*Cynanchum wilfordii* Hemsley, *Phlomis umbrosa* Turcz. and *Angelica gigas* Nakai) as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) 2017/2470 ([OJ L 79, 22.3.2018, p. 11.](#)).
- (9) Commission Implementing Regulation (EU) 2018/991 of 12 July 2018 authorising the placing on the market of hen egg white lysozyme hydrolysate as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) 2017/2470 ([OJ L 177, 13.7.2018, p. 9.](#)).
- (10) Commission Implementing Regulation (EU) 2018/1011 of 17 July 2018 authorising an extension of use levels of UV-treated mushrooms as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) 2017/2470 ([OJ L 181, 18.7.2018, p. 4.](#)).
- (11) Commission Implementing Regulation (EU) 2018/1018 of 18 July 2018 authorising an extension of use of UV-treated baker's yeast (*Saccharomyces cerevisiae*) as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council and amending Commission Implementing Regulation (EU) 2017/2470 ([OJ L 183, 19.7.2018, p. 9.](#)).
- (12) Commission Implementing Regulation (EU) 2018/1032 of 20 July 2018 authorising the extension of use of oil from the micro algae *Schizochytrium* sp. as a novel food under Regulation (EU) 2015/2283 of the European Parliament and of the Council, and amending Commission Implementing Regulation (EU) 2017/2470 ([OJ L 185, 23.7.2018, p. 9.](#)).

Status:

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Changes to legislation:

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