



EUROPEAN COMMISSION
HEALTH AND CONSUMERS DIRECTORATE-GENERAL

Deputy Director General

11 -02- 2009
Brussels,
SANCO/ E4/CD/cp (2009) D/540114

NOTE FOR THE ATTENTION OF

MS DAY	SECRETARIAT GENERAL
MS DURAND (f.f.)	LEGAL SERVICE
MR DEMARTY	DG AGRI
MR ZOUREK	DG ENTR
MR CARL	DG ENV
MR SCHENKEL	DG JRC
MR HOLMQUIST	DG MARKT
MR SILVA RODRIGUEZ	DG RTD
MR O'SULLIVAN	DG TRADE

Subject : Interservice consultation on a draft Commission Regulation establishing nutrient profiles provided for in Article 4(1) of Regulation (EC) No 1924/2006 of the European Parliament and of the Council

The Regulation (EC) n°1924/2006 on nutrition and health claims made on foods foresees the adoption of nutrient profiles for foods to be eligible to bear claims, and details the elements that shall be taken into account when establishing the nutrient profiles. The proposed measures establish nutrient profiles provided for in Article 4(1) of this Regulation.

In particular, nutrient profiles shall take account of the quantities of certain nutrients and other substances contained in the food, its role, importance and contribution to the diet, and its overall nutritional composition, including the presence of nutrients known as having an effect on health; it also requires that the nutrient profiles shall be based on scientific knowledge about diet and nutrition, and their relation to health, and asks the European Food Safety Authority (EFSA) for scientific advice.

EFSA provided its opinion on 31 January 2008, and Member States and stakeholders, in particular food business operators and consumers groups, were consulted by the Commission.

An Impact Assessment was carried out with the help of an Inter Service Steering Group, and a first report was presented to the Impact Assessment Board (IAB) on 15 December 2008, which ask for improvement of certain aspects of the report and its resubmission. The new report was sent on 28 January 2008, for which the IAB provided an opinion. Both documents are enclosed.

I would also like to inform you that the proposed measures are subject to the WTO-TBT Agreement and thus subject to a notification to the WTO.

In view of submitting the proposed measures to the Standing Committee on the Food Chain and Animal Health, I would be grateful to receive your comments within 10 working days of receipt of this note.

Thank you in advance for your co-operation.



Paola Testori Coggi

Contact : Christophe DIDION (DG Health and Consumers – Unit E4 : Food law, nutrition and labelling) Tel. 95427

Encl. : Commission regulation of establishing nutrient profiles provided for in Article 4(1) of Regulation (EC) No 1924/2006 of the European Parliament and of the Council;

Impact assessment report on establishing nutrient profile

Impact Assessment Board opinion

Cc : Ms P. Testori Coggi,
Mr P. Brunet, Ms D. Spanou, Cab Vassiliou Archives (Cabinet Vassiliou),
Mr J. Ferrière (SG), Mrs L. Pignataro (SJ), Mr Z. Somogyi (DG TRADE),
Ms Ch. Bruetschy (DG ENV), Mr M. Lex (DG RTD), Mr T. Heynisch (DG ENTR),
Mr L. Gonzalez Vaque (DG MARKT), Mr H. Cappellaro (DG AGRI),
Mr G. Van den Eede (DG JRC)

Interservice Consultation by e-mail to : SG, SJ, DG TRADE, DG AGRI, DG ENV, DG RTD, DG MARKT, DG ENTR, DG JRC