

Commission Regulation (EC) No 199/2006 of 3 February 2006 amending Regulation (EC) No 466/2001 setting maximum levels for certain contaminants in foodstuffs as regards dioxins and dioxin-like PCBs (Text with EEA relevance)

Article 1

Regulation (EC) No 466/2001 is amended as follows:

1. Article 1 is amended as follows:

(a) Paragraph 1a is replaced by the following:

1a. By way of derogation from paragraph 1, Finland and Sweden are authorised, for a transitional period extending to 31 December 2011, to place on their market salmon (*Salmo salar*), herring (*Clupea harengus*), river lamprey (*Lampetra fluviatilis*), trout (*Salmo trutta*), char (*Salvelinus* spp.) and roe of vendace (*Coregonus albula*) originating in the Baltic region and intended for consumption in their territory with levels of dioxins and/or levels of the sum of dioxins and dioxin-like PCBs higher than those set in point 5.2 of section 5 of Annex I, provided that a system is in place to ensure that consumers are fully informed of the dietary recommendations with regard to the restrictions on the consumption of these fish species from the Baltic region by identified vulnerable sections of the population in order to avoid potential health risks.

By 31 March each year, Finland and Sweden shall communicate to the Commission the results of their monitoring of the levels of dioxins and dioxin-like PCBs in fish from the Baltic region obtained in the preceding year and shall report on the measures taken to reduce human exposure to dioxins and dioxin-like PCBs from fish from the Baltic region. Finland and Sweden shall continue to implement the necessary measures to ensure that fish and fish products not complying with point 5.2 of Section 5 of Annex I are not marketed in other Member States.

(b) Paragraph 2 is replaced by the following:

2. The maximum levels specified in the Annex I shall apply to the edible part of the foodstuffs concerned, unless otherwise specified in that Annex.

2. Article 4a is replaced by the following:

Article 4a

With regard to dioxins and the sum of dioxins and dioxin-like PCBs in products as referred to in section 5 of Annex I, it shall be prohibited:

(a) to mix products complying with the maximum levels with products exceeding those maximum levels;

(b) to use products not complying with the maximum levels as ingredients in the manufacture of other foodstuffs.

3. Article 5, paragraph 3 is deleted.

4. Annex I is amended in accordance with the Annex to this Regulation.

Changes to legislation: There are currently no known outstanding effects for the
Commission Regulation (EC) No 199/2006. (See end of Document for details)

Article 2

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

It shall apply from 4 November 2006.

As regards the maximum levels for the sum of dioxins and dioxin-like PCBs, this Regulation shall not apply to products that were placed on the market before 4 November 2006 in accordance with the provisions applicable. The burden of proving when the products were placed on the market shall be borne by the food business operator.

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

Done at Brussels, 3 February 2006.

For the Commission

Markos KYPRIANOU

Member of the Commission

Changes to legislation:

There are currently no known outstanding effects for the Commission Regulation (EC) No 199/2006.