

Regulation (EC) No 1331/2008 of the European Parliament and of the Council
of 16 December 2008 establishing a common authorisation procedure for
food additives, food enzymes and food flavourings (Text with EEA relevance)

CHAPTER II

COMMON PROCEDURE

Article 7

Updating the Community list

1 Within nine months of the Authority giving its opinion, the Commission shall submit to the Committee referred to in Article 14(1) a draft regulation updating the Community list, taking account of the opinion of the Authority, any relevant provisions of Community law and any other legitimate factors relevant to the matter under consideration.

In those cases where an opinion of the Authority has not been requested, the nine-month period shall start from the date the Commission receives a valid application.

2 In the Regulation updating the Community list, the considerations on which it is based shall be explained.

3 Where the draft regulation is not in accordance with the opinion of the Authority, the Commission shall explain the reasons for its decision.

4 The measures, designed to amend non-essential elements of each sectoral food law, relating to the removal of a substance from the Community list, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 14(3).

5 On grounds of efficiency, the measures designed to amend non-essential elements of each sectoral food law, *inter alia*, by supplementing it, relating to the addition of a substance to the Community list and for adding, removing or changing conditions, specifications or restrictions associated with the presence of the substance on the Community list, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 14(4).

6 On imperative grounds of urgency, the Commission may use the urgency procedure referred to in Article 14(5) for the removal of a substance from the Community list and for adding, removing or changing conditions, specifications or restrictions associated with the presence of a substance on the Community list.

Changes to legislation:

There are outstanding changes not yet made to Regulation (EC) No 1331/2008 of the European Parliament and of the Council. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Regulation applied (with modifications) by [S.I. 2023/959 reg. 4\(a\)Sch. 1](#)
- Art. 7 heading word substituted by [S.I. 2019/860 reg. 44](#)
- Art. 7(1) substituted by [S.I. 2019/860 reg. 45\(a\)](#)
- Art. 7(2) omitted by [S.I. 2019/860 reg. 45\(b\)](#)
- Art. 7(3) substituted by [S.I. 2019/860 reg. 45\(c\)](#)
- Art. 7(4) word substituted by [S.I. 2022/1351 reg. 15](#)
- Art. 7(4) words substituted by [S.I. 2019/860 reg. 45\(d\)](#)
- Art. 7(5) word substituted by [S.I. 2019/860 reg. 45\(e\)\(i\)](#)
- Art. 7(5) words substituted by [S.I. 2019/860 reg. 45\(e\)\(ii\)](#)
- Art. 7(6) omitted by [S.I. 2019/860 reg. 45\(f\)](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Signature words omitted by [S.I. 2019/860 reg. 54](#)
- Art. 2(3)-(7) added by [S.I. 2019/860 reg. 39\(c\)](#)
- Art. 2(3) words substituted in earlier amending provision [S.I. 2019/860, reg. 39\(c\)](#) by [S.I. 2020/1504 reg. 18\(10\)\(a\)](#)
- Art. 2(5) words omitted in earlier amending provision [S.I. 2019/860, reg. 39\(c\)](#) by [S.I. 2020/1504 reg. 18\(10\)\(b\)](#)
- Art. 2(7) omitted in earlier amending provision [S.I. 2019/860, reg. 39\(c\)](#) by [S.I. 2020/1504 reg. 18\(10\)\(c\)](#)
- Art. 14A inserted by [S.I. 2019/860 reg. 52](#)
- Art. 14A(1)(c) omitted in earlier amending provision [S.I. 2019/860, reg. 52](#) by [S.I. 2020/1504 reg. 18\(11\)\(a\)](#)
- Art. 14A(3) words substituted in earlier amending provision [S.I. 2019/860, reg. 52](#) by [S.I. 2020/1504 reg. 18\(11\)\(b\)\(i\)](#)
- Art. 14A(3)(b) words substituted in earlier amending provision [S.I. 2019/869, reg. 52](#) by [S.I. 2020/1504 reg. 18\(11\)\(b\)\(ii\)](#)
- Art. 14A(3)(d) omitted in earlier amending provision [S.I. 2019/860, reg. 52](#) by [S.I. 2020/1504 reg. 18\(11\)\(b\)\(iii\)](#)
- Art. 14A(3)(d) words substituted by [S.I. 2019/1013 reg. 75](#) (This amendment not applied to [legislation.gov.uk](#). [S.I. 2019/1013](#) revoked immediately before IP completion day by [S.I. 2020/1504, regs. 1\(2\), 21\(e\)](#))
- Art. 14A(4)(d) omitted in earlier amending provision [S.I. 2019/860, reg. 52](#) by [S.I. 2020/1504 reg. 18\(11\)\(c\)](#)