

Regulation (EC) No 767/2009 of the European Parliament and of the Council of 13 July 2009 on the placing on the market and use of feed, amending European Parliament and Council Regulation (EC) No 1831/2003 and repealing Council Directive 79/373/EEC, Commission Directive 80/511/EEC, Council Directives 82/471/EEC, 83/228/EEC, 93/74/EEC, 93/113/EC and 96/25/EC and Commission Decision 2004/217/EC (Text with EEA relevance)

CHAPTER 5

COMMUNITY CATALOGUE OF FEED MATERIALS AND COMMUNITY CODES OF GOOD LABELLING PRACTICE

Article 24

Community Catalogue of feed materials

1 The Community Catalogue of feed materials (hereinafter ‘the Catalogue’) shall be created as a tool to improve the labelling of feed materials and compound feed. The Catalogue shall facilitate the exchange of information on the product properties and list feed materials in a non-exhaustive manner. It shall include for each feed material listed at least the following particulars:

- a the name;
- b the identification number;
- c a description of the feed material including information on the manufacturing process, if appropriate;
- d particulars replacing the compulsory declaration for the purpose of Article 16(1)(b); and
- e a glossary with the definition of the different processes and technical expressions mentioned.

2 The first version of the Community Catalogue shall be adopted in accordance with the advisory procedure referred to in Article 28(2) by 21 March 2010 at the latest and its entries shall consist of those listed in Part B of the Annex to Directive 96/25/EC and columns 2 to 4 of the Annex to Directive 82/471/EEC. Point IV of Part A of the Annex to Directive 96/25/EC shall constitute the glossary.

3 The procedure laid down in Article 26 shall apply to amendments to the Catalogue.

4 This Article applies without prejudice to the safety requirements laid down in Article 4.

5 Use of the Catalogue by the feed business operators shall be voluntary. However, the name of a feed material listed in the Catalogue may be used only on condition that all relevant provisions of the Catalogue are complied with.

6 The person who, for the first time, places on the market a feed material that is not listed in the Catalogue shall immediately notify its use to the representatives of the European feed business sectors referred to in Article 26(1). The representatives of the European feed business sectors shall publish a register of such notifications on the Internet and update the register on a regular basis.

Article 25

Community Codes of good labelling practice

1 The Commission shall encourage the development of two Community Codes of good labelling practice (hereinafter ‘the Codes’), one for pet food and one for compound feed for food producing animals, which may include a section concerning compound feed for fur animals.

2 The Codes shall aim to improve the appropriateness of the labelling. They shall, in particular, include provisions on the presentation of labelling particulars provided for in Article 14, on the voluntary labelling provided for in Article 22 and on the use of claims provided for in Article 13.

3 The procedure laid down in Article 26 shall apply for the establishment of the Codes and for any amendment thereto.

4 Use of the Codes by the feed business operators shall be voluntary. However, use of any of the Codes may be indicated on the labelling only on condition that all relevant provisions of such Code are complied with.

Article 26

Establishment of the Codes and amendments to the Community Catalogue and the Community Codes

1 The draft amendments to the Community Catalogue and drafts of the Codes as well as any draft amendments thereof shall be developed and amended by all appropriate representatives of European feed business sectors:

- a in consultation with other concerned parties, such as feed users;
- b in collaboration with the competent authorities of the Member States and, where appropriate, the Authority;
- c taking into account relevant experience from opinions issued by the Authority and scientific or technological developments.

2 Without prejudice to paragraph 3, the Commission shall approve measures for the purposes of this Article in accordance with the advisory procedure referred to in Article 28(2).

3 Amendments to the Community Catalogue setting the maximum content of chemical impurities as referred to in point 1 of Annex I or levels of botanical purity as referred to in point 2 of Annex I or levels of moisture content as referred to in point 6 of Annex I or particulars replacing the compulsory declaration as referred to in Article 16(1)(b), shall be adopted. Such measures, designed to amend non-essential elements of this Regulation, shall be adopted in accordance with the regulatory procedure with scrutiny referred to in Article 28(4).

4 Measures under this Article shall be adopted only on condition that the following conditions are met:

- a they have been developed in accordance with paragraph 1;
- b their content is capable of being applied throughout the Community in the sectors to which they refer; and
- c they are suitable for meeting the objectives of this Regulation.

5 The Catalogue shall be published in the L Series of the *Official Journal of the European Union*. The title and the references of the Codes shall be published in the C Series of the *Official Journal of the European Union*.