

## Removal of flavouring substances from the Union List Part A

### Third Amendment of Annex I Part A to Flavouring Regulation

**Commission Regulation (EU) No 246/2014, adopted on 13 March and published on 14 March 2014, removes 19 flavouring substances from the Union List (Annex I Part A to Regulation (EC) No 1334/2008) that are no longer supported by the Industry.**

#### **Adoption, publication and application**

A third amendment of Part A of the Union List (UL) (Regulation (EU) No 872/2012) has been adopted on 13 March 2014 and published in the Official Journal on 14 March 2014 [L 74/58]:

- **Commission Regulation (EU) No 246/2014** of 13 March 2014 amending Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council as regards removal from the Union list of certain flavouring substances (hereinafter “the Regulation”).

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2014:074:0058:0060:EN:PDF>

This Regulation shall enter into force on the 20<sup>th</sup> day following its publication, i.e. on 3 April 2014.

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

#### **Removal of no longer supported substances**

The removal of no longer supported substances from the list is an expected development. As mentioned in Recital (4) of the Regulation, Part A of the Union List contains substances for which EFSA (European Food Safety Authority) has not completed the evaluation or it has requested additional scientific data to be provided for completion of the evaluation. EFA and IOFI proactively checked the use and interest of 18 substances with their membership in 2012 and 2013 before declining to support EFSA's request for more data (see so-called "IOFI third and fourth list of non-supported substances"). One remaining substance, FL-no 16.124, is a so-called Newly Notified Substance for which the original application was withdrawn by the applicant.

#### **Transitional measures**

As explained in Recital (6) of the Regulation, Article 30 of Regulation (EC) No 1334/2008 regarding transitional measures for flavouring substances not included in the Union List applies. Therefore, the 19 flavouring substances may be placed on the market as such and used in or on food **until 22 October 2014**. Moreover, according to Article 1 of Regulation (EU) No 873/2012, foods containing those flavouring substances, which are lawfully placed on the market or labelled prior to 22 October 2014, may be marketed until their date of minimum durability or use-by-date.

**Table 1: Flavouring substances removed from the Union List Part A**

FL No	Name	CAS No.	JECFA No.
01.015	Vinylbenzene	100-42-5	
02.122	p-Mentha-1,8(10)-dien-9-ol	3269-90-7	
09.809	p-Mentha-1,8(10)-dien-9-yl acetate	15111-97-4	
12.114	Diethyl trisulfide	3600-24-6	1701
12.120	2,8-Epithio-p-menthane	68398-18-5	1685
12.159	Methyl methanethiosulfonate	2949-92-0	
12.256	Ethyl propyl trisulfide	31499-70-4	1695
12.272	Propyl propanethiosulfonate	1113-13-9	1702
13.029	2,5-Dimethylfuran	625-86-5	1488
13.030	2-Methylfuran	534-22-5	1487
13.092	2-Ethylfuran	3208-16-0	1489
14.145	Pyrrole-2-carbaldehyde	1003-29-8	
14.163	1-Methylpyrrole-2-carboxaldehyde	1192-58-1	
14.169	1-Ethyl-2-pyrrolicarboxaldehyde	2167-14-8	
15.064	2,5-Dimethylthiophene	638-02-8	
15.072	2-Ethylthiophene	872-55-9	
15.091	2-Methylthiophene	554-14-3	
15.092	3-Methylthiophene	616-44-4	
16.124	(1R,2S,5R)-N-cyclopropyl-5-methyl-2-isopropyl cyclohexanecarboxamide	73435-61-7	

If you have further questions, please do not hesitate to contact EFA at [info@effa.eu](mailto:info@effa.eu) or your respective national association.

### EFA Secretariat – 17 March 2014

#### Enclosures:

- Commission Regulation (EU) No 246/2014 of 13 March 2014 amending Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council as regards removal from the Union list of certain flavouring substances. (FL/14/09)