



Brussels, **XXX**
[...](2016) **XXX** draft

COMMISSION IMPLEMENTING DECISION

of XXX

**authorising the placing on the market of trans-resveratrol as a novel food ingredient
under Regulation (EC) No 258/97 of the European Parliament and of the Council**

(Only the English text is authentic)

COMMISSION IMPLEMENTING DECISION

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authorising the placing on the market of *trans*-resveratrol as a novel food ingredient under Regulation (EC) No 258/97 of the European Parliament and of the Council

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 258/97 of the European Parliament and of the Council of 27 January 1997 concerning novel foods and novel food ingredients¹, and in particular Article 7 thereof,

Whereas:

- (1) On 8 November 2012, the company DSM Nutritional Products Ltd made a request to the competent authorities of Ireland to place *trans*-resveratrol on the market as a novel food ingredient within the meaning of point (f) of Article 1(2) of Regulation (EC) No 258/97.
- (2) On 28 June 2013, the competent food assessment body of Ireland issued its initial assessment report. In that report it came to the conclusion that *trans*-resveratrol meets the criteria for novel food ingredient set out in Article 3(1) of Regulation (EC) No 258/97.
- (3) On 4 September 2013, the Commission forwarded the initial assessment report to the other Member States.
- (4) Reasoned objections were raised within the 60-day period laid down in the first subparagraph of Article 6(4) of Regulation (EC) No 258/97.
- (5) On 3 April 2014, the Commission consulted the European Food Safety Authority (EFSA) asking it to carry out an additional assessment for *trans*-resveratrol as novel food ingredient in accordance with Regulation (EC) No 258/97.
- (6) On 11 December 2015, EFSA concluded in its "Scientific Opinion on the safety of synthetic *trans*-resveratrol as a novel food pursuant to Regulation (EC) No 258/97"², that *trans*-resveratrol is safe under the proposed conditions of use to be used in food supplements intended for adults.
- (7) Therefore, the opinion gives sufficient grounds to establish that *trans*-resveratrol as a novel food ingredient complies with the criteria laid down in Article 3(1) of Regulation (EC) No 258/97.

¹ OJ L 43, 14.2.1997, p. 1.

² EFSA Journal 2016;14(1):4368

- (8) Directive 2002/46/EC of the European Parliament and of the Council³ lays down requirements on food supplements. The use of *trans*-resveratrol should be authorised without prejudice to the requirements of this legislation.
- (9) The measures provided for in this Decision are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS DECISION:

Article 1

Trans-resveratrol as specified in Annex may be placed on the market in the Union as a novel food ingredient to be used in food supplements with a maximum dose of 150 mg per day without prejudice to the specific provisions of Directive 2002/46/EC.

Article 2

The designation of *trans*-resveratrol authorised by this Decision on the labelling of the foodstuffs shall be "*trans*-resveratrol".

Article 3

This Decision is addressed to DSM Nutritional Products Ltd, Heanor Gate Ind. Est. Heanor, Derbyshire, United Kingdom.

Done at Brussels,

For the Commission

Vytenis ANDRIUKAITIS

Member of the Commission

³ Directive 2002/46/EC of the European Parliament and of the Council of 10 June 2002 on the approximation of the laws of the Member States relating to food supplements (OJ L 183, 12.7.2002, p. 51).