COMMISSION IMPLEMENTING REGULATION (EU) 2022/502

of 29 March 2022

amending Implementing Regulation (EU) No 1321/2013 as regards the name of the holder of the authorisation for the smoke flavouring primary product 'Scansmoke PB 1110'

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 2065/2003 of the European Parliament and of the Council of 10 November 2003 on smoke flavourings used or intended to be used in or on foods ([1]), and in particular Article 11 thereof,

Whereas:

(1) On 1 October 2021, Azelis Denmark A/S ('the applicant') submitted an application in accordance with Article 11(1) of Regulation (EC) No 2065/2003, requesting a change to the name of the holder of the authorisation for the flavouring primary product 'Scansmoke PB 1110', as set out in Commission Implementing Regulation (EU) No 1321/2013 ([2]).

(2) In the application, the applicant stated that the authorisation for the smoke flavouring primary product 'Scansmoke PB 1110' was to be transferred to proFagus GmbH. In support of its statement, the applicant provided the transfer agreement concluded between it and proFagus GmbH in respect of the smoke flavouring primary product 'Scansmoke PB 1110'.

(3) The proposed change of the holder of the authorisation is purely administrative in nature and therefore does not entail a new assessment of the products concerned.

(4) Implementing Regulation (EU) No 1321/2013 should therefore be amended accordingly.

(5) In order to ensure a smooth transition, it is appropriate to provide that the smoke flavouring primary product 'Scansmoke PB 1110', as well as smoke flavourings derived therefrom and foods containing them, which comply with the rules applying before the date of entry into force of this Regulation, may continue to be placed on the market and used until the existing stocks are exhausted.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

HAS ADOPTED THIS REGULATION:

Article 1

Amendment to Implementing Regulation (EU) No 1321/2013

In the table in the Annex to Implementing Regulation (EU) No 1321/2013, the entry on the smoke flavouring primary product 'Scansmoke PB 1110' is amended as follows:

(1) in the third row, 'Name of the authorisation holder', the words 'Azelis Denmark A/S' are replaced by the words 'proFagus GmbH';

([1]) OJ L 309, 26.11.2003, p. 1.

([2]) Commission Implementing Regulation (EU) No 1321/2013 of 10 December 2013 establishing the Union list of authorised smoke flavouring primary products for use as such in or on foods and/or for the production of derived smoke flavourings (OJ L 333, 12.12.2013, p. 54).

(2) in the fourth row, 'Address of the authorisation holder', the words 'Lundtoftegaardsvej 95, 2800 Lyngby, DENMARK' are replaced by the words 'Uslarer Str. 30, 37194 Bodenfelde, GERMANY'.

Article 2

Transitional measures

The smoke flavouring primary product 'Scansmoke PB 1110' as set out in the Annex to Implementing Regulation (EU) No 1321/2013, as well as smoke flavourings derived therefrom and foods containing the smoke flavouring primary product or smoke flavourings derived therefrom, which are produced and labelled before 19 April 2022 in accordance with the rules applicable before 19 April 2022 may continue to be placed on the market and used until the existing stocks are exhausted.

Article 3

Entry into force

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

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

Done at Brussels, 29 March 2022.

For the Commission
The President
Ursula VON DER LEYEN