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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	13852/17 DENLEG 84 AGRI 591 SAN 389 + ADD 1
Subject:	COMMISSION REGULATION (EU) .../... of XXX on the use of bisphenol A in varnishes and coatings intended to come into contact with food and amending Regulation (EU) No 10/2011 as regards the use of that substance in plastic food contact materials - <i>Decision not to oppose adoption</i>

1. On 27 October 2017, the Commission submitted for scrutiny by the European Parliament and by the Council the above draft Regulation, on the basis of points (d), (e), (h), (i) and (j) of Article 5(1) of Regulation (EC) No 1935/2004 of the European Parliament and of the Council¹.
2. The Working Party on Foodstuffs considered that there are no grounds for the Council to oppose the adoption of the draft Commission Regulation².
3. The Permanent Representatives Committee is therefore invited to:
 - confirm the agreement reached by the Working Party, and
 - recommend to the Council to confirm, as an "A" item on its agenda, that there are no grounds for opposing the draft measures.

¹ Regulation (EC) No 1935/2004 of the European Parliament and of the Council of 27 October 2004 on materials and articles intended to come into contact with food (OJ L 338, 13.11.2004, p. 4).

² See WK 12398 2017 INIT + ADD 1 and WK 14827 2017 INIT.