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**COVER NOTE**

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From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	28 April 2025
To:	Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union

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Subject:	ANNEX to the COMMISSION REGULATION (EU) .../... of XXX amending Regulation (EU) 2023/915 as regards maximum levels of inorganic arsenic in fish and other seafood (Text with EEA relevance)
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Delegations will find attached document D(2025) 106246 annex.

Encl.: D(2025) 106246 annex



EUROPEAN  
COMMISSION

Brussels, XXX  
PLAN/1241/2023 Rev1 ANNEX  
(POOL/E2/2023/1241/1241-EN  
ANNEX.docx) D106246/02  
[...] (2025) XXX draft

ANNEX

**ANNEX**

**to the**

**COMMISSION REGULATION (EU) .../...**

**amending Regulation (EU) 2023/915 as regards maximum levels of inorganic arsenic in  
fish and other seafood.**

## ANNEX

In Annex I to Regulation (EU) 2023/915, in section 3 (Metals and other elements), subsection 3.4 (Arsenic) is amended as follows:

(1) the second row is replaced by the following:

‘

		Inorganic arsenic (sum of As <sup>(III)</sup> and As <sup>(V)</sup> )	The maximum level for inorganic arsenic applies to products listed in 3.4.1 to 3.4.8.
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(2) entry 3.4.5 and the row above are replaced by the following:

‘

3.4.5	Muscle meat of the following fish:		The maximum level applies to the wet weight. Where fish are intended to be eaten whole, the maximum level applies to the whole fish. In case of dried, diluted, processed and/or compound food, Article 3(1) and (2) applies.
3.4.5.1	Species other than those listed under 3.4.5.2	0,10	

3.4.5.2	Anglerfish, monkfish and giant stargazer ( <i>Lophius</i> species; <i>Kathetostoma giganteum</i> ), flatfishes ( <i>Pleuronectiformes</i> species), haddock ( <i>Melanogrammus aeglefinus</i> ), herring ( <i>Clupea</i> species), ray ( <i>Rajidae</i> species) and shark (all species).	0,50	
3.4.6	Crustaceans		<p>The maximum level applies to the wet weight.</p> <p>The maximum level applies to muscle meat from appendages and abdomen, which means that the cephalothorax of crustaceans is excluded. In case of crabs and crab-like crustaceans (<i>Brachyura</i> and <i>Anomura</i>) the maximum level applies to the muscle meat from appendages.</p> <p>In case of dried, diluted, processed and/or compound food, Article 3(1) and (2) applies.</p>
3.4.6.1	Crabs and crab-like crustaceans ( <i>Brachyura</i> and <i>Anomura</i> ), prawn and shrimps (all species).	0,10	
3.4.6.2	Crustaceans other than those listed under 3.4.6.1 and 3.4.6.3.	0,20	
3.4.6.3	Langoustine ( <i>Nephrops norvegicus</i> ) and rock lobster ( <i>Jasus</i> species)	1,5	

3.4.7	Bivalve molluscs		<p>The maximum level applies to the wet weight.</p> <p>In case of <i>Pecten maximus</i>, the maximum level applies to the adductor muscle and gonad only.</p> <p>In case of dried, diluted, processed and/or compound food, Article 3(1) and (2) applies.</p>
3.4.7.1	Scallops	0,10	
3.4.7.2	Bivalve molluscs other than those listed under 3.4.7.1	0,50	
3.4.8	Cephalopods	0,050	<p>The maximum level applies to the wet weight.</p> <p>The maximum level applies to the animal without viscera.</p> <p>In case of dried, diluted, processed and/or compound food, Article 3(1) and (2) applies.</p>
		Total arsenic	The maximum level for total arsenic applies to the products listed in 3.4.9.
3.4.9	Salt	0,50	

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