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[...](2026) **XXX** draft

COMMISSION IMPLEMENTING REGULATION (EU) .../...

of **XXX**

correcting Implementing Regulation (EU) 2026/164 as regards 2-chloroethanol

(Text with EEA relevance)

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correcting Implementing Regulation (EU) 2026/164 as regards 2-chloroethanol

(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 1831/2003 of the European Parliament and of the Council of 22 September 2003 on additives for use in animal nutrition¹, and in particular Article 9(2) thereof,

Whereas:

- (1) An aqueous solution of choline chloride and a preparation of choline chloride were authorised as feed additives for all animal species by Commission Implementing Regulation (EU) 2026/164².
- (2) In the Annex to Implementing Regulation (EU) 2026/164, the level of 2-chloroethanol is incorrectly expressed as the level expressed corresponds to the level of 2-chloroethanol in the additives concerned but not in the active substance. In addition, the level should not refer to 2-chloroethanol but to the sum of ethylene oxide and 2-chloroethanol expressed as ethylene oxide.
- (3) Implementing Regulation (EU) 2026/164 should therefore be corrected accordingly.
- (4) To preserve the legitimate expectations of feed business operators and to ensure legal certainty, this Regulation should enter into force as a matter of urgency and apply retroactively from the date of entry into force of Implementing Regulation (EU) 2026/164.
- (5) 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

The Annex to Regulation (EU) 2026/164 is replaced by the Annex

¹ OJ L 268, 18.10.2003, p. 29, ELI: <http://data.europa.eu/eli/reg/2003/1831/oj>.

² Commission Implementing Regulation (EU) 2026/164 of 26 January 2026 concerning the renewal of the authorisation of an aqueous solution of choline chloride and a preparation of choline chloride as feed additives for all animal species and repealing Implementing Regulation (EU) No 795/2013 (OJ L, 2026/164, 27.1.2026, ELI: http://data.europa.eu/eli/reg_impl/2026/164/oj)

Feltkode ændret

Article 2

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

It shall apply from 16 February 2026

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

Done at Brussels,

For the Commission
The President
Ursula VON DER LEYEN