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

of **XXX**

correcting Implementing Regulation (EU) 2026/103 as regards transitional measures

(Text with EEA relevance)

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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 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) Commission Implementing Regulation (EU) 2026/103² renewed the authorisation of a preparation of *Enterococcus lactis* DSM 7134 for a period of 10 years as a feed additive for sows in the category ‘zootechnical additives’ and the functional group ‘gut flora stabilisers’. Implementing Regulation (EU) 2026/103 also repealed Commission Implementing Regulation (EU) No 1083/2014³.
- (2) Transitional measures are usually provided upon renewal of the authorisation of a feed additive, allowing interested parties to prepare for any modification of the terms of the authorisation, where safety reasons do not require the immediate application of such modification. However, Implementing Regulation (EU) 2026/103 erroneously omitted to provide for such transitional measures that would allow interested parties to prepare for the new requirement consisting of the new name of the additive included in the renewed authorisation and no reason, including safety reasons, required the immediate application of that change of name.
- (3) Implementing Regulation (EU) 2026/103 should therefore be corrected accordingly by providing for transitional measures concerning the placing on the market and use of the preparation of *Enterococcus faecium* DSM 7134, as authorised by Implementing Regulation (EU) No 1083/2014 for use for sows.
- (4) To prevent market disturbance and detrimental consequences for the operators concerned due to the absence of transitional measures in Implementing Regulation (EU) 2026/103, this Regulation should enter into force as a matter of urgency and

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

² Commission Implementing Regulation (EU) 2026/103 of 15 January 2026 concerning the renewal of the authorisation of a preparation of *Enterococcus lactis* DSM 7134 as a feed additive for sows (holder of authorisation: Lactosan GmbH&Co.KG) and repealing Implementing Regulation (EU) No 1083/2014 (OJ L, 2026/103, 16.1.2026, ELI: http://data.europa.eu/eli/reg_impl/2026/103/oj).

³ Commission Implementing Regulation (EU) No 1083/2014 of 15 October 2014 concerning the authorisation of a preparation of *Enterococcus faecium* DSM 7134 (Bonvital) as a feed additive for sows (OJ L 298, 16.10.2014, p. 5, ELI: http://data.europa.eu/eli/reg_impl/2014/1083/oj).

apply retroactively from the date of entry into force of Implementing Regulation (EU) 2026/103.

- (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

Correction to Implementing Regulation (EU) 2026/103

In Implementing Regulation (EU) 2026/103, the following Article 2a is inserted:

“Article 2a”

Transitional measures

1. The feed additive *Enterococcus faecium* DSM 7134, as authorised by Implementing Regulation (EU) No 1083/2014, and premixtures containing that additive, which are intended for sows, and which are produced and labelled before [*6 months from the date of entry into force of this Regulation – Date to be inserted by the Service responsible for the publication*] in accordance with the rules applicable before [*the date of entry into force of this Regulation – Date to be inserted by the Service responsible for the publication*] may continue to be placed on the market and used until the stocks concerned are exhausted.
2. Compound feed and feed materials containing the feed additive referred to in paragraph 1, which are intended for sows, and which are produced and labelled before [*12 months from the date of entry into force of this Regulation – Date to be inserted by the Service responsible for the publication*] in accordance with the rules applicable before [*the date of entry into force of this Regulation – Date to be inserted by the Service responsible for the publication*] may continue to be placed on the market and used until the stocks concerned are exhausted.

Article 2

Entry into force and application

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 5 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