EUROPEAN
COMMISSION

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COMMISSION IMPLEMENTING REGULATION (EU) …/...

of XXX

concerning the authorisation of rosemary tincture from *Salvia rosmarinus* Spenn. as a feed additive for chickens for fattening, laying hens, horses and dogs and of rosemary tincture from *Salvia rosmarinus* Spenn. as a feed additive for all animal species

(Text with EEA relevance)

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(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 nutrition[1], and in particular Article 9(2) and Article 10(5) thereof,

Whereas:

(1) Regulation (EC) No 1831/2003 provides for the authorisation of additives for use in animal nutrition and for the grounds and procedures for granting such authorisation. Article 10(2) of that Regulation provides for the re-evaluation of additives authorised pursuant to Council Directive 70/524/EEC[2].

(2) The substance rosemary tincture from *Salvia rosmarinus* Spenn., previously identified as rosemary tincture from *Rosmarinus officinalis* L., was authorised without a time limit in accordance with Directive 70/524/EEC as feed additive for all animal species. This substance was subsequently entered in the Register of Feed Additives as existing product, in accordance with Article 10(1), point (b), of Regulation (EC) No 1831/2003.

(3) In accordance with Article 10(2) of Regulation (EC) No 1831/2003 in conjunction with Article 7 thereof, an application was submitted for the authorisation of two rosemary tinctures from *Salvia rosmarinus* Spenn. (both previously included in the entry 'rosemary tincture') as feed additives requesting the additives to be classified in the additive category 'sensory additives' and in the functional group 'flavouring compounds'. The first tincture is proposed for use in feed for chickens for fattening, laying hens, horses and dogs, while the second tincture is intended for use in feed for all animal species. The application was accompanied by the particulars and documents required under Article 7(3) of Regulation (EC) No 1831/2003.

(4) For rosemary tincture from *Salvia rosmarinus* Spenn. intended for use in feed for all animal species, the applicant requested it to be authorised for use also in water for drinking. However, Regulation (EC) No 1831/2003 does not allow the authorisation of 'flavouring compounds' for use in water for drinking. Therefore, the use of this additive in water for drinking should not be allowed.

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

[2] Council Directive 70/524/EEC of 23 November 1970 concerning additives in feedingstuffs (OJ L 270, 14.12.1970, p. 1, ELI: http://data.europa.eu/eli/dir/1970/524/oj).

(5) The European Food Safety Authority ('the Authority') concluded in its opinion of 16 September 2025[3] that rosemary tinctures from *Salvia rosmarinus* Spenn. are safe up to the maximum proposed use level of 500 mg/kg complete feed for the target animal species. The Authority concluded that no concerns for consumers and the environment were identified from the use of rosemary tinctures from *Salvia rosmarinus* Spenn. under the proposed conditions of use in animal feed. It further concluded that rosemary tinctures from *Salvia rosmarinus* Spenn. should be considered as irritant to skin and eyes, and as dermal and respiratory sensitisers and any exposure is considered a risk. Furthermore, the Authority concluded that since *Salvia rosmarinus* Spenn. and its preparations are recognised to flavour food and their function in feed would be essentially the same as that in food, no further demonstration of efficacy is considered necessary. It also verified the report on the method of analysis of the feed additives in feed submitted by the Reference Laboratory set up by Regulation (EC) No 1831/2003.

(6) In view of the above, the Commission considers that rosemary tinctures from *Salvia rosmarinus* Spenn. satisfy the conditions provided for in Article 5 of Regulation (EC) No 1831/2003 as regards the use in the target animal species. Accordingly, the use of these additives should be authorised as specified in the Annex to this Regulation. The Commission considers that the presence of phenolic diterpenes (carnosic acid derivates), which have antioxidant activities, requires the setting of maximum content for the additive in complete feed. In addition, the Commission considers that appropriate protective measures should be taken to prevent adverse effects on the health of the users of the additive.

(7) Since safety reasons do not require the immediate application of the modifications to the conditions of authorisation of the substances concerned, it is appropriate to provide for a transitional period for interested parties to prepare themselves to meet the new requirements resulting from the authorisation.

(8) 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

Authorisation

The substances specified in the Annex, belonging to the additive category 'sensory additives' and to the functional group 'flavouring compounds', are authorised as additives in animal nutrition, subject to the conditions laid down in that Annex.

Article 2

Transitional measures related to the authorisation

1. The feed additive rosemary tincture from *Salvia rosmarinus* Spenn., as authorised pursuant to Directive 70/524/EEC and premixtures containing this additive, which is intended for all animal species and which is 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*

[3] *EFSA Journal, 23*(10), e9686. https://doi.org/10.2903/j.efsa.2025.9686.

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 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, if they are intended for food-producing animals.

3. Compound feed and feed materials containing the feed additive referred to in paragraph 1, which are produced and labelled before [*24 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, if they are intended for non-food producing animals.

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,

For the Commission
The President
Ursula VON DER LEYEN