EUROPEAN
COMMISSION

Brussels, XXX
SANTE/11060/2021 CIS
(POOL/E5/2021/11060/11060-EN CIS.docx)
[…](2021) XXX draft

COMMISSION IMPLEMENTING REGULATION (EU) …/...

of XXX

correcting Implementing Regulation (EU) 2020/1760 concerning the authorisation of the preparation of Bacillus subtilis DSM 25841 as a feed additive for all porcine species, including sows, other than lactating sows in order to have a benefit in suckling piglets (holder of authorisation Chr. Hansen A/S)

(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) thereof,

Whereas:

(1) The use of *Bacillus subtilis* DSM 25841 as a feed additive was authorised for all porcine species, including sows, other than lactating sows in order to have a benefit in suckling piglets by Commission Implementing Regulation (EU) 2020/1760 [2] for a 10-year period.

(2) In the Annex to Implementing Regulation (EU) 2020/1760, a wrong identification number was inserted in the column 'Identification number of the additive'.

(3) Implementing Regulation (EU) 2020/1760 should therefore be corrected accordingly. For the sake of clarity, it is appropriate to replace the whole Annex to that Implementing Regulation by the corrected version thereof.

(4) In order to allow feed business operators to adapt the labelling of the additive and feed containing it to the corrected terms of the authorisation, a transitional period should be provided for as regards the placing on the market of those products.

(5) In order to preserve the legitimate expectations of the interested parties in relation to the terms of the authorisation of the additive, this Regulation should enter into force as a matter of urgency.

(6) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

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1 OJ L 268, 18.10.2003, p. 29.

2 Commission Implementing Regulation (EU) 2020/1760 of 25 November 2020 concerning the authorisation of the preparation of *Bacillus subtilis* DSM 25841 as a feed additive for all porcine species, including sows, other than lactating sows in order to have a benefit in suckling piglets (holder of authorisation Chr. Hansen A/S) (OJ L 397, 26.11.2020, p. 6).

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Implementing Regulation (EU) 2020/1760 is replaced by the Annex to this Regulation.

Article 2

1. The preparation specified in the Annex and premixtures containing that substance, which are produced and labelled before [*OP please insert the date = 3 months after the date of entry into force of this Regulation*] in accordance with the rules applicable before [*the date of entry into force of this Regulation – Date to be inserted by the OP*] may continue to be placed on the market until the existing stocks are exhausted.
2. Feed materials and compound feed containing the preparation and premixtures referred to in paragraph 1 which are produced and labelled before [*OP please insert the date = 12 months after the date of entry into force of this Regulation*] in accordance with the rules applicable before [*the date of entry into force of this Regulation – Date to be inserted by the OP*] may continue to be placed on the market until the existing stocks are exhausted.

Article 3

This Regulation shall enter into force on the 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