SECOND COMMISSION DIRECTIVE

of 2 May 1980

amending the Annex to Council Directive 77/101/EEC on the marketing of straight feedingstuffs

(80/510/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 77/101/EEC of 23 November 1976 on the marketing of straight feedingstuffs (1), as last amended by Commission Directive 79/797/EEC (2), and in particular Article 10 thereof,

Whereas, in view of progress made in science and technology, the Annex to the above-mentioned Directive must be amended as to the tolerances to be permitted where, on official inspection, the composition of a straight feedingstuff is found to depart from that declared by the manufacturer ;

Whereas such tolerances are necessary to allow for deviations due to the method used for sampling the feedingstuff, the manufacturing process or analytical error ;

Whereas the existing tolerances must be revised in the light of the tolerances applicable in respect of compound feedingstuffs ;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Standing Committee for Feedingstuffs,

HAS ADOPTED THIS DIRECTIVE :

Article 1

Item 2.5 of Part A of the Annex to Directive 77/101/EEC is amended to read as follows :

'2.5. Where, on official inspection pursuant to Article 12 of the Directive, the composition of a straight feedingstuff is found to depart from the declared composition in a manner such as to reduce its value, the following minimum tolerances are permitted :

(a) for crude protein :

— 2 units for declared contents of 20 % or more,

— 10 % of the declared content for declared contents of less than 20 % but not less than 10 %,

— 1 unit for declared contents of less than 10 % ;

(b) for total sugars, reducing sugars, sucrose, lactose and glucose (dextrose) :

— 2 units for declared contents of 20 % or more,

— 10 % of the declared content for declared contents of less than 20 % but not less than 5 %,

— 0·5 unit for declared contents of less than 5 % ;

(c) for starch and inulin :

— 3 units for declared contents of 30 % or more,

— 10 % of the declared content for declared contents of less than 30 % but not less than 10 %,

— 1 unit for declared contents of less than 10 % ;

(1) OJ No L 32, 3. 2. 1977, p. 1.
(2) OJ No L 239, 22. 9. 1979, p. 53.

(d) for crude oils and fats :

— 1·8 units for declared contents of 15 % or more,

— 12 % of the declared content for declared contents of less than 15 % but not less than 5 %,

— 0·6 unit for declared contents of less than 5 % ;

(e) for crude fibre :

— 2·1 units for declared contents of 14 % or more,

— 15 % of the declared content for declared contents of less than 14 % but not less than 6 %,

— 0·9 unit for declared contents of less than 6 % ;

(f) for moisture and crude ash :

— 1 unit for declared contents of 10 % or more,

— 10 % of the declared content for declared contents of less than 10 % but not less than 5 %,

— 0·5 unit for declared contents of less than 5 % ;

(g) for total phosphorus, sodium, calcium carbonate, calcium, magnesium, acid index and matter insoluble in light petroleum :

— 1·5 units for declared contents (values) of 15 % (15) or more, as appropriate,

— 10 % of the declared content (value) for declared contents (values) of less than 15 % (15), but not less than 2 % (2), as appropriate,

— 0·2 unit for declared contents (values) of less than 2 % (2) as appropriate ;

(h) for ash insoluble in hydrochloric acid and chlorides expressed as NaCl :

— 10 % of the declared content for declared contents of 3 % or more,

— 0·3 unit for declared contents of less than 3 % ;

(i) for carotene, vitamin A and Xanthophyll :

— 30 % of the declared content ;

(j) for methionine, lysine and volatile nitrogenous bases :

— 20 % of the declared content.'

Article 2

The Member States shall bring into force the necessary laws, regulations and administrative provisions to enable them to comply with this Directive with effect from 1 January 1981 and shall forthwith inform the Commission thereof.

Article 3

This Directive is addressed to the Member States.

Done at Brussels, 2 May 1980.

For the Commission

Finn GUNDELACH

Vice-President