

Basic information	
2013/2997(DEA) DEA - Delegated acts procedure Provision of food information to consumers as regards the definition of 'engineered nanomaterials' Supplementing 2008/0028(COD) Subject 4.60.02 Consumer information, advertising, labelling 4.60.04.04 Food safety	Procedure completed - delegated act rejected

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<div style="border: 1px solid red; display: inline-block; padding: 2px;">ENVI</div> Environment, Public Health and Food Safety	PIETIKÄINEN Sirpa (PPE) KLASS Christa (PPE) WESTLUND Åsa (S&D) RIES Frédérique (ALDE) SCHLYTER Carl (Verts/ALE) LIOTARD Kartika Tamara (GUE/NGL)	05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014 05/02/2014

Key events			
Date	Event	Reference	Summary
12/12/2013	Non-legislative basic document published	C(2013)08887	
12/12/2013	Initial period for examining delegated act 2 month(s)		
15/01/2014	Committee referral announced in Parliament		
12/03/2014	Decision by Parliament	T7-0218/2014	Summary
12/03/2014	Results of vote in Parliament		
12/04/2014	Initial period for examining delegated act extended at Parliament's request by 2 month(s)		

Technical information	
Procedure reference	2013/2997(DEA)
Procedure type	DEA - Delegated acts procedure
Procedure subtype	Examination of delegated act

Amendments and repeals	Supplementing 2008/0028(COD)
Legal basis	Rules of Procedure EP 114-p3
Stage reached in procedure	Procedure completed - delegated act rejected
Committee dossier	ENVI/7/14829

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Motion for a resolution objecting delegated act		B7-0185/2014	18/02/2014	
Text adopted by Parliament, single reading		T7-0218/2014	12/03/2014	Summary
European Commission				
Document type		Reference	Date	Summary
Non-legislative basic document		C(2013)08887	12/12/2013	
Commission response to text adopted in plenary		SP(2014)457	11/08/2014	

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Provision of food information to consumers as regards the definition of 'engineered nanomaterials'

2013/2997(DEA) - 12/03/2014 - Text adopted by Parliament, single reading

The European Parliament adopted by 402 votes to 258 with 14 abstentions, a resolution **objecting to the Commission delegated regulation** of 12 December 2012 amending Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers as regards the definition of 'engineered nanomaterials'.

To recall, [Regulation \(EU\) No 1169/2011](#) on Food Information to Consumers provided that all food ingredients present in the form of engineered nanomaterials must be clearly indicated in the list of food ingredients to ensure consumer information. The Regulation, accordingly, provided for a definition of 'engineered nanomaterials'.

The Commission delegated regulation **excluded all food additives included in the Union lists from the new definition of 'engineered nanomaterial'** and instead suggested that the need for specific nano-related labelling requirements relating to those additives should be addressed in the context of the re-evaluation programme in accordance with Commission [Regulation \(EU\) No 257/2010](#), by amending, if necessary, the conditions of use in Annex II to Regulation (EC) No 1333/2008 on food additives.

Noting that it was precisely food additives that may be present as nanomaterials in food, Parliament considered that **this blanket exemption annulled the labelling provisions for all food additives that were engineered nanomaterials**.

The Commission had justified this blanket exemption for all existing food additives by stating that 'indicating such food additives in the list of ingredients followed by the word 'nano' in brackets may confuse the consumers as it may suggest that those additives are new while in reality they have been used in foods in that form for decades'.

Parliament **rejected this justification** as erroneous and irrelevant, as the Regulation on food information did not provide for a distinction between existing and new nanomaterials, but explicitly required labelling of all ingredients present in the form of engineered nanomaterials.

The resolution stressed that the Commission's stated intention to address the need for specific nano-related labelling requirements concerning food additives on the Union lists in the context of the re-evaluation programme was inappropriate as it confuses safety issues with general labelling requirements for consumer information purposes. Moreover, this also suggested that the Commission questions the very need for specific nano-labelling

On the basis of these considerations, Parliament felt that that the Commission delegated regulation was not compatible with the aim and content of Regulation (EU) No 1169/2011 and that it exceeded the delegated powers conferred on the Commission under the latter. It called on the Commission to submit a new delegated act which takes into account the position of Parliament.