

From: [REDACTED] <[REDACTED]@favv-afsca.be>
Sent: 01 February 2018 11:23
To: [REDACTED] (SANTE)
Cc: SANTE NOVELFOODS
Subject: RE: Art 29 of NFR-penalties

Dear [REDACTED]

This information can be disclosed.

A link to the French version of the Royal decree of 11th of October 1997 is the following:

http://www.ejustice.just.fgov.be/cgi_loi/change_lg.pl?language=fr&la=F&cn=1997101142&table_name=loi

Kind regards,

[REDACTED]
DG Controlebeleid
Directie Transformatie en
Distributie van Levensmiddelen

AC – Kruidtuin – 4de verd.
Food Safety Center
Kruidtuinlaan 55
1000 Brussel
Tel. :+32 (0)2 211 [REDACTED]
[REDACTED]@favv.be

Van: [REDACTED]@ec.europa.eu [mailto:[REDACTED]@ec.europa.eu]
Verzonden: woensdag 31 januari 2018 10:43
Aan: [REDACTED] <[REDACTED]@favv-afsca.be>
CC: SANTE-NOVELFOODS@ec.europa.eu
Onderwerp: RE: Art 29 of NFR-penalties

Dear [REDACTED]

Thank you for the information.

Two questions:

Until the royal decree of 11 October 1997 is updated, can you pls send us the link to that decree?

Can we disclose the information you have submitted to us?

Best regards,

[REDACTED]

From: [redacted] [[mailto:\[redacted\]@favv-afsca.be](mailto:[redacted]@favv-afsca.be)]

Sent: Wednesday, January 31, 2018 10:23 AM

To: [redacted]

Novelfoods@foodstandards.gsi.gov.uk

Cc: SANTE NOVELFOODS; [redacted] (SANTE); [redacted] (SANTE); [redacted] (SANTE)

Subject: RE: Art 29 of NFR-penalties

Dear [redacted] and colleagues,

Regarding article 29 of NFR, we would like to inform you of the following for Belgium:

Regarding infringements specific against the Novel Food regulation, the royal decree of 11 October 1997 on novel food and novel food ingredients specifies that food and food ingredients that are not conform the provisions laid down in the specific European regulation concerning Novel Food are considered harmful as specified in the national law of 24th of January 1977 on the protection of the health of consumers of food and other products. As such the penalties specified in this law of 24 January 1977 apply. However

this royal decree of 11 October 1997 still needs to be updated to include the correct reference to the new Novel Food regulation 2015/2283/EU. An update of this royal decree will be provided.

In anticipation of the update of the royal decree of 11 October 1997, general infringements of the provisions of the European Regulation concerning food safety are still covered in the national legislation under the royal decree of 22 February 2001 concerning the organisation of the controls carried out by the Federal Agency for the Safety of the Food Chain.

Apart from the penal sanctions, administrative measures can be taken, such as administrative fines. These fines are determined based on several criteria, such as antecedents and size of the food operator concerned.

Kind regards,

[redacted]
DG Controlebeleid
Directie Transformatie en
Distributie van Levensmiddelen

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[redacted] [@favv.be](mailto:[redacted]@favv.be)

Van: [redacted] [@ec.europa.eu](mailto:[redacted]@ec.europa.eu) [[mailto:\[redacted\]@ec.europa.eu](mailto:[redacted]@ec.europa.eu)]

Verzonden: dinsdag 9 januari 2018 12:25

Aan [redacted]



CC: SANTE-NOVELFOODS@ec.europa.eu; [\[redacted\]@ec.europa.eu](mailto:[redacted]@ec.europa.eu);
[\[redacted\]@ec.europa.eu](mailto:[redacted]@ec.europa.eu); [\[redacted\]@ec.europa.eu](mailto:[redacted]@ec.europa.eu)

Onderwerp: Art 29 of NFR-penalties

Dear colleagues,

As you know, Article 29 of the new NFR requires the MS to lay down the rules on penalties applicable to infringements of the provisions of this Regulation. It also requires MS to notify those provisions to the Commission by 1 January 2018.

Can you pls proceed with the notification ASAP?

Best regards,



European Commission

DG SANTE

Unit E2- Food processing technologies and novel foods

https://ec.europa.eu/food/safety/novel_food_en

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