



## EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Single Market Enforcement

**Notification of Regulatory Barriers**

Message 201

Communication from the Commission - TRIS/(2024) 1077

Directive (EU) 2015/1535

Notification: 2023/0750/NL

Forwarding of the response of the Member State notifying a draft (Netherlands) to request for supplementary information (INFOSUP) of Spain.

MSG: 20241077.EN

1. MSG 201 IND 2023 0750 NL EN 27-03-2024 23-04-2024 NL ANSWER 27-03-2024

2. Netherlands

3A. Ministerie van Financiën, Dienst Douane Noord, CDIU.  
(cdiu.notificaties@douane.nl 050 5232135)

3B. Ministerie van Volksgezondheid, Welzijn en Sport  
Directie Voeding, Gezondheidsbescherming en Preventie

4. 2023/0750/NL - C50A - Foodstuffs

5.

6. Response to the observations of the Commission and Spain on the draft Decree amending the Commodities Act Decree on the preparation and treatment of foodstuffs in relation to the modification of microbiological requirements for food and drink products and amendment of the Commodities Act Decree on hygiene of foodstuffs in order to modify the requirements for raw milk and raw cream intended for direct human consumption:

Observation 1 from Spain:

Spain notes that the draft Decree refers to a mutual recognition clause deviating from the usual wording.

Response:

There was contact with Spain because the question was not entirely clear. The question refers to the meaning in the clause that the requirements of another Member State provide a level of protection at least equivalent to that pursued by the requirements of the Netherlands. This sentence means, in the light of the Mutual Recognition Regulation, that we assume that the Member State of origin imposes requirements on products that provide a level of protection that ensures that a product can be safely placed on the market.

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European Commission

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