

COMMISSION REGULATION (EU) 2021/1247**of 29 July 2021****amending Annex II to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for mandestrobin in grapes and strawberries****(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 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC ⁽¹⁾, and in particular Article 14(1)(a) thereof,

Whereas:

- (1) For mandestrobin, maximum residue levels (MRLs) were set in Annex II to Regulation (EC) No 396/2005.
- (2) In accordance with Article 6(2) and (4) of Regulation (EC) No 396/2005 an application for import tolerance was submitted for mandestrobin used in Canada on strawberries and grapes. The applicant claims that the authorised uses of that substance on such crops in Canada lead to residues exceeding the MRLs contained in Regulation (EC) No 396/2005 and that higher MRLs are necessary to avoid trade barriers for the importation of grapes and strawberries.
- (3) In accordance with Article 8 of Regulation (EC) No 396/2005, the application was evaluated by the Member State concerned and the evaluation report was forwarded to the Commission.
- (4) The European Food Safety Authority ('the Authority') assessed the application and the evaluation report, examining in particular the risks to the consumer and, where relevant, to animals and gave a reasoned opinion on the proposed MRLs ⁽²⁾. It forwarded that opinion to the applicant, the Commission and the Member States and made it available to the public.
- (5) The Authority concluded that all requirements with respect to data were met and that the modifications to the MRLs requested by the applicant were acceptable with regard to consumer safety on the basis of a consumer exposure assessment for 27 specific European consumer groups. It took into account the most recent information on the toxicological properties of the substance. The lifetime exposure to the substance via consumption of all food products that may contain it showed that there is no risk that the acceptable daily intake is exceeded. Moreover, the Authority concluded that the establishment of an acute reference dose is not necessary due to the low acute toxicity profile of the substance.
- (6) Based on the reasoned opinion of the Authority and taking into account the factors relevant to the matter under consideration, the proposed modifications to the MRLs fulfil the requirements of Article 14(2) of Regulation (EC) No 396/2005.
- (7) Regulation (EC) No 396/2005 should therefore be amended accordingly.
- (8) The measures provided for in this Regulation are in accordance with the opinion of the Standing Committee on Plants, Animals, Food and Feed,

⁽¹⁾ OJ L 70, 16.3.2005, p. 1.

⁽²⁾ EFSA scientific reports available online: <http://www.efsa.europa.eu> Reasoned opinion on the setting of import tolerances for mandestrobin in strawberries and table and wine grapes. *EFSA Journal* 2018;16(8):5395.

HAS ADOPTED THIS REGULATION:

Article 1

Annex II to Regulation (EC) No 396/2005 is amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the twentieth 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, 29 July 2021.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

In Annex II to Regulation (EC) No 396/2005, the column for mandestrobin is replaced by the following:

'Pesticide residues and maximum residue levels (mg/kg)

| Code number | Groups and examples of individual products to which the MRLs apply ⁽¹⁾ | Mandestrobin |
|-------------|---|--------------|
| (1) | (2) | (3) |
| 0100000 | FRUITS, FRESH or FROZEN; TREE NUTS | |
| 0110000 | Citrus fruits | 0,01 (*) |
| 0110010 | Grapefruits | |
| 0110020 | Oranges | |
| 0110030 | Lemons | |
| 0110040 | Limes | |
| 0110050 | Mandarins | |
| 0110990 | Others (2) | |
| 0120000 | Tree nuts | 0,01 (*) |
| 0120010 | Almonds | |
| 0120020 | Brazil nuts | |
| 0120030 | Cashew nuts | |
| 0120040 | Chestnuts | |
| 0120050 | Coconuts | |
| 0120060 | Hazelnuts/cobnuts | |
| 0120070 | Macadamias | |
| 0120080 | Pecans | |
| 0120090 | Pine nut kernels | |
| 0120100 | Pistachios | |
| 0120110 | Walnuts | |
| 0120990 | Others (2) | |
| 0130000 | Pome fruits | 0,01 (*) |
| 0130010 | Apples | |
| 0130020 | Pears | |
| 0130030 | Quinces | |
| 0130040 | Medlars | |
| 0130050 | Loquats/Japanese medlars | |
| 0130990 | Others (2) | |
| 0140000 | Stone fruits | |
| 0140010 | Apricots | 2 |
| 0140020 | Cherries (sweet) | 3 |
| 0140030 | Peaches | 2 |
| 0140040 | Plums | 0,5 |

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|---------|---|----------|
| 0140990 | Others (2) | 0,01 (*) |
| 0150000 | Berries and small fruits | |
| 0151000 | (a) grapes | 5 |
| 0151010 | Table grapes | |
| 0151020 | Wine grapes | |
| 0152000 | (b) strawberries | 3 |
| 0153000 | (c) cane fruits | 0,01 (*) |
| 0153010 | Blackberries | |
| 0153020 | Dewberries | |
| 0153030 | Raspberries (red and yellow) | |
| 0153990 | Others (2) | |
| 0154000 | (d) other small fruits and berries | 0,01 (*) |
| 0154010 | Blueberries | |
| 0154020 | Cranberries | |
| 0154030 | Currants (black, red and white) | |
| 0154040 | Gooseberries (green, red and yellow) | |
| 0154050 | Rose hips | |
| 0154060 | Mulberries (black and white) | |
| 0154070 | Azaroles/Mediterranean medlars | |
| 0154080 | Elderberries | |
| 0154990 | Others (2) | |
| 0160000 | Miscellaneous fruitswith | 0,01 (*) |
| 0161000 | (a) edible peel | |
| 0161010 | Dates | |
| 0161020 | Figs | |
| 0161030 | Table olives | |
| 0161040 | Kumquats | |
| 0161050 | Carambolas | |
| 0161060 | Kaki/Japanese persimmons | |
| 0161070 | Jambuls/jambolans | |
| 0161990 | Others (2) | |
| 0162000 | (b) inedible peel, small | |
| 0162010 | Kiwi fruits (green, red, yellow) | |
| 0162020 | Litchis/lychees | |
| 0162030 | Passionfruits/maracujas | |
| 0162040 | Prickly pears/cactus fruits | |
| 0162050 | Star apples/cainitos | |
| 0162060 | American persimmons/Virginia kaki | |
| 0162990 | Others (2) | |

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| 0163000 | (c) inedible peel, large | |
| 0163010 | Avocados | |
| 0163020 | Bananas | |
| 0163030 | Mangoes | |
| 0163040 | Papayas | |
| 0163050 | Granate apples/pomegranates | |
| 0163060 | Cherimoyas | |
| 0163070 | Guavas | |
| 0163080 | Pineapples | |
| 0163090 | Breadfruits | |
| 0163100 | Durians | |
| 0163110 | Soursops/guanabanas | |
| 0163990 | Others (2) | |
| 0200000 | VEGETABLES, FRESH or FROZEN | 0,01 (*) |
| 0210000 | Root and tuber vegetables | |
| 0211000 | (a) potatoes | |
| 0212000 | (b) tropical root and tuber vegetables | |
| 0212010 | Cassava roots/manioc | |
| 0212020 | Sweet potatoes | |
| 0212030 | Yams | |
| 0212040 | Arrowroots | |
| 0212990 | Others (2) | |
| 0213000 | (c) other root and tuber vegetables except sugar beets | |
| 0213010 | Beetroots | |
| 0213020 | Carrots | |
| 0213030 | Celeriacs/turnip rooted celeries | |
| 0213040 | Horseradishes | |
| 0213050 | Jerusalem artichokes | |
| 0213060 | Parsnips | |
| 0213070 | Parsley roots/Hamburg roots parsley | |
| 0213080 | Radishes | |
| 0213090 | Salsifies | |
| 0213100 | Swedes/rutabagas | |
| 0213110 | Turnips | |
| 0213990 | Others (2) | |
| 0220000 | Bulb vegetables | |
| 0220010 | Garlic | |
| 0220020 | Onions | |
| 0220030 | Shallots | |

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| 0220040 | Spring onions/green onions and Welsh onions | |
| 0220990 | Others (2) | |
| 0230000 | Fruiting vegetables | |
| 0231000 | (a) Solanaceae and Malvaceae | |
| 0231010 | Tomatoes | |
| 0231020 | Sweet peppers/bell peppers | |
| 0231030 | Aubergines/eggplants | |
| 0231040 | Okra/lady's fingers | |
| 0231990 | Others (2) | |
| 0232000 | (b) cucurbits with edible peel | |
| 0232010 | Cucumbers | |
| 0232020 | Gherkins | |
| 0232030 | Courgettes | |
| 0232990 | Others (2) | |
| 0233000 | (c) cucurbits with inedible peel | |
| 0233010 | Melons | |
| 0233020 | Pumpkins | |
| 0233030 | Watermelons | |
| 0233990 | Others (2) | |
| 0234000 | (d) sweet corn | |
| 0239000 | (e) other fruiting vegetables | |
| 0240000 | Brassica vegetables(excluding brassica roots and brassica baby leaf crops) | |
| 0241000 | (a) flowering brassica | |
| 0241010 | Broccoli | |
| 0241020 | Cauliflowers | |
| 0241990 | Others (2) | |
| 0242000 | (b) head brassica | |
| 0242010 | Brussels sprouts | |
| 0242020 | Head cabbages | |
| 0242990 | Others (2) | |
| 0243000 | (c) leafy brassica | |
| 0243010 | Chinese cabbages/pe-tsai | |
| 0243020 | Kales | |
| 0243990 | Others (2) | |
| 0244000 | (d) kohlrabies | |
| 0250000 | Leaf vegetables, herbs and edible flowers | |
| 0251000 | (a) lettuces and salad plants | |
| 0251010 | Lamb's lettuces/corn salads | |
| 0251020 | Lettuces | |

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| 0251030 | Escaroles/broad-leaved endives | |
| 0251040 | Cresses and other sprouts and shoots | |
| 0251050 | Land cresses | |
| 0251060 | Roman rocket/rucola | |
| 0251070 | Red mustards | |
| 0251080 | Baby leaf crops (including brassica species) | |
| 0251990 | Others (2) | |
| 0252000 | (b) spinaches and similar leaves | |
| 0252010 | Spinaches | |
| 0252020 | Purslanes | |
| 0252030 | Chards/beet leaves | |
| 0252990 | Others (2) | |
| 0253000 | (c) grape leaves and similar species | |
| 0254000 | (d) watercresses | |
| 0255000 | (e) witloofs/Belgian endives | |
| 0256000 | (f) herbs and edible flowers | |
| 0256010 | Chervil | |
| 0256020 | Chives | |
| 0256030 | Celery leaves | |
| 0256040 | Parsley | |
| 0256050 | Sage | |
| 0256060 | Rosemary | |
| 0256070 | Thyme | |
| 0256080 | Basil and edible flowers | |
| 0256090 | Laurel/bay leaves | |
| 0256100 | Tarragon | |
| 0256990 | Others (2) | |
| 0260000 | Legume vegetables | |
| 0260010 | Beans (with pods) | |
| 0260020 | Beans (without pods) | |
| 0260030 | Peas (with pods) | |
| 0260040 | Peas (without pods) | |
| 0260050 | Lentils | |
| 0260990 | Others (2) | |
| 0270000 | Stem vegetables | |
| 0270010 | Asparagus | |
| 0270020 | Cardoons | |
| 0270030 | Celeries | |
| 0270040 | Florence fennels | |

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| 0270050 | Globe artichokes | |
| 0270060 | Leeks | |
| 0270070 | Rhubarbs | |
| 0270080 | Bamboo shoots | |
| 0270090 | Palm hearts | |
| 0270990 | Others (2) | |
| 0280000 | Fungi, mosses and lichens | |
| 0280010 | Cultivated fungi | |
| 0280020 | Wild fungi | |
| 0280990 | Mosses and lichens | |
| 0290000 | Algae and prokaryotes organisms | |
| 0300000 | PULSES | 0,01 (*) |
| 0300010 | Beans | |
| 0300020 | Lentils | |
| 0300030 | Peas | |
| 0300040 | Lupins/lupini beans | |
| 0300990 | Others (2) | |
| 0400000 | OILSEEDS AND OIL FRUITS | 0,01 (*) |
| 0401000 | Oilseeds | |
| 0401010 | Linseeds | |
| 0401020 | Peanuts/groundnuts | |
| 0401030 | Poppy seeds | |
| 0401040 | Sesame seeds | |
| 0401050 | Sunflower seeds | |
| 0401060 | Rapeseeds/canola seeds | |
| 0401070 | Soyabeans | |
| 0401080 | Mustard seeds | |
| 0401090 | Cotton seeds | |
| 0401100 | Pumpkin seeds | |
| 0401110 | Safflower seeds | |
| 0401120 | Borage seeds | |
| 0401130 | Gold of pleasure seeds | |
| 0401140 | Hemp seeds | |
| 0401150 | Castor beans | |
| 0401990 | Others (2) | |
| 0402000 | Oil fruits | |
| 0402010 | Olives for oil production | |
| 0402020 | Oil palms kernels | |
| 0402030 | Oil palms fruits | |

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| 0402040 | Kapok | |
| 0402990 | Others (2) | |
| 0500000 | CEREALS | 0,01 (*) |
| 0500010 | Barley | |
| 0500020 | Buckwheat and other pseudocereals | |
| 0500030 | Maize/corn | |
| 0500040 | Common millet/proso millet | |
| 0500050 | Oat | |
| 0500060 | Rice | |
| 0500070 | Rye | |
| 0500080 | Sorghum | |
| 0500090 | Wheat | |
| 0500990 | Others (2) | |
| 0600000 | TEAS, COFFEE, HERBAL INFUSIONS, COCOA AND CAROBS | 0,05 (*) |
| 0610000 | Teas | |
| 0620000 | Coffee beans | |
| 0630000 | Herbal infusions from | |
| 0631000 | (a) flowers | |
| 0631010 | Chamomile | |
| 0631020 | Hibiscus/roselle | |
| 0631030 | Rose | |
| 0631040 | Jasmine | |
| 0631050 | Lime/linden | |
| 0631990 | Others (2) | |
| 0632000 | (b) leaves and herbs | |
| 0632010 | Strawberry | |
| 0632020 | Rooibos | |
| 0632030 | Mate/maté | |
| 0632990 | Others (2) | |
| 0633000 | (c) roots | |
| 0633010 | Valerian | |
| 0633020 | Ginseng | |
| 0633990 | Others (2) | |
| 0639000 | (d) any other parts of the plant | |
| 0640000 | Cocoa beans | |
| 0650000 | Carobs/Saint John's breads | |
| 0700000 | HOPS | 0,05 (*) |

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| 0800000 | SPICES | |
| 0810000 | Seed spices | 0,05 (*) |
| 0810010 | Anise/aniseed | |
| 0810020 | Black caraway/black cumin | |
| 0810030 | Celery | |
| 0810040 | Coriander | |
| 0810050 | Cumin | |
| 0810060 | Dill | |
| 0810070 | Fennel | |
| 0810080 | Fenugreek | |
| 0810090 | Nutmeg | |
| 0810990 | Others (2) | |
| 0820000 | Fruit spices | 0,05 (*) |
| 0820010 | Allspice/pimento | |
| 0820020 | Sichuan pepper | |
| 0820030 | Caraway | |
| 0820040 | Cardamom | |
| 0820050 | Juniper berry | |
| 0820060 | Peppercorn (black, green and white) | |
| 0820070 | Vanilla | |
| 0820080 | Tamarind | |
| 0820990 | Others (2) | |
| 0830000 | Bark spices | 0,05 (*) |
| 0830010 | Cinnamon | |
| 0830990 | Others (2) | |
| 0840000 | Root and rhizome spices | |
| 0840010 | Liquorice | 0,05 (*) |
| 0840020 | Ginger (10) | |
| 0840030 | Turmeric/curcuma | 0,05 (*) |
| 0840040 | Horseradish (11) | |
| 0840990 | Others (2) | 0,05 (*) |
| 0850000 | Bud spices | 0,05 (*) |
| 0850010 | Cloves | |
| 0850020 | Capers | |
| 0850990 | Others (2) | |
| 0860000 | Flower pistil spices | 0,05 (*) |
| 0860010 | Saffron | |
| 0860990 | Others (2) | |

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| 0870000 | Aril spices | 0,05 (*) |
| 0870010 | Mace | |
| 0870990 | Others (2) | |
| 0900000 | SUGAR PLANTS | 0,01 (*) |
| 0900010 | Sugar beet roots | |
| 0900020 | Sugar canes | |
| 0900030 | Chicory roots | |
| 0900990 | Others (2) | |
| 1000000 | PRODUCTS OF ANIMAL ORIGIN - TERRESTRIAL ANIMALS | |
| 1010000 | Commodities from | 0,01 (*) |
| 1011000 | (a) swine | |
| 1011010 | Muscle | |
| 1011020 | Fat | |
| 1011030 | Liver | |
| 1011040 | Kidney | |
| 1011050 | Edible offals (other than liver and kidney) | |
| 1011990 | Others (2) | |
| 1012000 | (b) bovine | |
| 1012010 | Muscle | |
| 1012020 | Fat | |
| 1012030 | Liver | |
| 1012040 | Kidney | |
| 1012050 | Edible offals (other than liver and kidney) | |
| 1012990 | Others (2) | |
| 1013000 | (c) sheep | |
| 1013010 | Muscle | |
| 1013020 | Fat | |
| 1013030 | Liver | |
| 1013040 | Kidney | |
| 1013050 | Edible offals (other than liver and kidney) | |
| 1013990 | Others (2) | |
| 1014000 | (d) goat | |
| 1014010 | Muscle | |
| 1014020 | Fat | |
| 1014030 | Liver | |
| 1014040 | Kidney | |
| 1014050 | Edible offals (other than liver and kidney) | |
| 1014990 | Others (2) | |

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| 1015000 | (e) equine | |
| 1015010 | Muscle | |
| 1015020 | Fat | |
| 1015030 | Liver | |
| 1015040 | Kidney | |
| 1015050 | Edible offals (other than liver and kidney) | |
| 1015990 | Others (2) | |
| 1016000 | (f) poultry | |
| 1016010 | Muscle | |
| 1016020 | Fat | |
| 1016030 | Liver | |
| 1016040 | Kidney | |
| 1016050 | Edible offals (other than liver and kidney) | |
| 1016990 | Others (2) | |
| 1017000 | (g) other farmed terrestrial animals | |
| 1017010 | Muscle | |
| 1017020 | Fat | |
| 1017030 | Liver | |
| 1017040 | Kidney | |
| 1017050 | Edible offals (other than liver and kidney) | |
| 1017990 | Others (2) | |
| 1020000 | Milk | 0,01 (*) |
| 1020010 | Cattle | |
| 1020020 | Sheep | |
| 1020030 | Goat | |
| 1020040 | Horse | |
| 1020990 | Others (2) | |
| 1030000 | Birds eggs | 0,01 (*) |
| 1030010 | Chicken | |
| 1030020 | Duck | |
| 1030030 | Geese | |
| 1030040 | Quail | |
| 1030990 | Others (2) | |
| 1040000 | Honey and other apiculture products (7) | 0,05 (*) |
| 1050000 | Amphibians and Reptiles | 0,01 (*) |

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| 1060000 | Terrestrial invertebrate animals | 0,01 (*) |
| 1070000 | Wild terrestrial vertebrate animals | 0,01 (*) |
| 1100000 | PRODUCTS OF ANIMAL ORIGIN - FISH, FISHPRODUCTS AND ANY OTHER MARINE AND FRESHWATER FOOD PRODUCTS (8) | |
| 1200000 | PRODUCTS OR PART OF PRODUCTS EXCLUSIVELY USED FOR ANIMAL FEED PRODUCTION (8) | |
| 1300000 | PROCESSED FOOD PRODUCTS (9) | |

(*) Indicates lower limit of analytical determination

(^e) For the complete list of products of plant and animal origin to which MRL's apply, reference should be made to Annex I'