



EUROPEAN COMMISSION
DIRECTORATE-GENERAL FOR HEALTH AND FOOD SAFETY

Food and feed safety, innovation
Director

Brussels,
SANTE/E3/ [REDACTED] (2018)4628295

Dear [REDACTED], [REDACTED],

Subject: Reply to your open letter “Call on the EU to regulate the procedures of new genetic engineering”

I am writing to you regarding to your letter of 10 July 2018 addressed to President Juncker and to Commissioner Andriukaitis, who have asked me to reply on their behalf.

You underline that in your view the products obtained by new techniques in biotechnology should be classified as GMOs and subject to the obligations of the GMO legislation. As you sent your letter before the Court of Justice ruling¹, which clarifies important issues, we would like herewith to inform you that the Commission will now reflect whether further action is required to ensure proper implementation of this ruling.

Regarding the labelling of products obtained from animals fed with GM feed, we would like to draw your attention that there is no legal gap as a clear decision was made not to include such products within the scope of the Regulation (EC) No 1829/2003² after a thorough debate between the Council and the European Parliament. As explained in Recital 16 the determining factor is whether the material derived from the GM source is present in the food and this is clearly not the case for food derived from animals fed with GM feed.

Yours sincerely,

Sabine Jülicher

¹ Case C-528/16, *Confédération paysanne and Others*, Judgement of 25 July 2018, ECLI:EU:C:2018:583.

² Regulation (EC) No 1829/2003 of the European Parliament and of the Council of 22 September 2003 on genetically modified food and feed (OJ L 268, 18.10.2003, p. 1–23).

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