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COMMISSION REGULATION (EU) 2026/2527

of 16 November 2026

amending Annexes IV, VI and VIII to Regulation (EU) No 142/2011 as regards the list of Member States authorised to use certain animal by-products to feed certain species of necrophagous birds, and the disposal, use and marking of certain renewable fuels

(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 1069/2009 of the European Parliament and of the Council of 21 October 2009 laying down health rules as regards animal by-products and derived products not intended for human consumption and repealing Regulation (EC) No 1774/2002 (Animal by-products Regulation) ([1]), and in particular Article 18(3), first subparagraph, point (b)(i), and Article 21(6), first subparagraph, points (c) and (d), thereof,

Whereas:

(1) Regulation (EC) No 1069/2009 lays down rules for the collection, use and disposal of animal by-products and derived products, including rules for feeding Category 1 material to endangered or protected species of necrophagous birds in their natural habitat and for the labelling of animal by-products.

(2) Commission Regulation (EU) No 142/2011 ([2]) lays down implementing measures in regard to rules applicable to animal by-products and derived products not intended for human consumption laid down in Regulation (EC) No 1069/2009, including special rules on animal feeding and rules on the collection, transport and traceability of animal by-products.

(3) Chapter IV, Section 3, of Annex IV to Regulation (EU) No 142/2011 lays down rules for the disposal and use of derived products. New alternative processing methods for the production of renewable fuels were introduced by Commission Regulation (EU) 2025/1377 ([3]) in Chapter IV, Section 2, of Annex IV to Regulation (EU) No 142/2011 for the production of biodiesel from processed and rendered fats of Category 1, Category 2 and Category 3 materials. However, these new methods are not yet included in Chapter IV, Section 3, of Annex IV to Regulation (EU) No 142/2011 regarding the authorised disposal and use of certain derived products. Therefore, Chapter IV, Section 3, of Annex IV to Regulation (EU) No 142/2011 should be amended to include, within the scope of the provisions on authorised disposal and use, the products resulting from the newly introduced alternative processing methods for the production of renewable fuels.

(4) In accordance with the rules on special feeding purposes laid down in Article 18(2), point (b), of Regulation (EC) No 1069/2009 and by way of derogation from Article 12 thereof, the competent authority may authorise the feeding of Category 1 material (e.g.: fallen stock) to endangered or protected species of necrophagous birds and other species living in their natural habitat, for the promotion of biodiversity.

([1]) OJ L 300, 14.11.2009, p. 1, ELI: http://data.europa.eu/eli/reg/2009/1069/oj.

([2]) Commission Regulation (EU) No 142/2011 of 25 February 2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive (OJ L 54, 26.2.2011, p. 1, ELI: http://data.europa.eu/eli/reg/2011/142/oj).

([3]) Commission Regulation (EU) 2025/1377 of 15 July 2025 amending and correcting Regulation (EU) No 142/2011 as regards certain requirements for the placing on the market and imports of animal by-products and derived products not intended for human consumption (OJ L, 2025/1377, 16.7.2025, ELI: http://data.europa.eu/eli/reg/2025/1377/oj).

(5) Chapter II, Section 2, point 1(a)(i), of Annex VI to Regulation (EU) No 142/2011 lays down the list of Member States in which Category 1 material may be fed to endangered and protected species of necrophagous birds, as well as the species of necrophagous birds that may be fed Category 1 material. The Commission received a formal request from Romania to be included in that list of Member States. Therefore, Annex VI to Regulation (EU) No 142/2011 should be amended accordingly.

(6) Chapter V, point 1, of Annex VIII to Regulation (EU) No 142/2011 provides that certain Category 1 and Category 2 derived products are to be marked with 'glyceroltriheptanoate (GTH)' to identify the presence of Category 1 and Category 2 derived products in feed for farmed animals. The final products of the recently introduced alternative processing methods for the production of renewable fuels should be excluded from this marking obligation insofar as these products are used for internal combustion engines, since these products cannot be used as feed. Therefore, Annex VIII to Regulation (EU) No 142/2011 should be amended to exclude such biodiesel produced from processed and rendered fats of Category 1, Category 2 and Category 3 materials from this obligation.

(7) Annexes IV, VI and VIII to Regulation (EU) No 142/2011 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,

HAS ADOPTED THIS REGULATION:

Article 1

Annexes IV, VI and VIII to Regulation (EU) No 142/2011 are 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, 16 November 2026.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX

Annexes IV, VI and VIII to Regulation (EU) No 142/2011 are amended as follows:

(1) in Annex IV, Chapter IV, Section 3, point 2, the following point (g) is added:

'(g) the methods for production of biodiesel from processed and rendered fats of Category 1, Category 2 and Category 3 materials, in accordance with Chapter IV, Section 2, points M and N, of this Annex, may be:

(i) in the case of biodiesel resulting from the process, used as a fuel without restrictions under this Regulation (end point);

(ii) in the case of products other than biodiesel resulting from the methods:

— disposed of in accordance with Article 12, points (a) or (b), Article 13 or Article 14 of Regulation (EC) No 1069/2009,

— disposed of by burial in an authorised landfill,

— transformed into biogas, provided the digestion residues from the biogas transformation of Category 1 material are disposed of by incineration, co-incineration or burial in an authorised landfill,

— used for technical purposes referred to in Article 36, point (a)(i), of Regulation (EC) No 1069/2009.';

(2) in Annex VI, Chapter II, Section 2, point 1(a)(i), the following entry for Romania is inserted in the Table between the entries for Portugal and Slovakia:

Country code	Member State	Animal species	
		Local name	Latin name
'RO	Romania	bearded vulture	*Gypaetus barbatus*
		black vulture	*Aegypius monachus*
		Egyptian vulture	*Neophron percnopterus*
		griffon vulture	*Gyps fulvus*
		golden eagle	*Aquila chrysaetos*
		imperial eagle	*Aquila heliaca*
		white-tailed eagle	*Haliaeetus albicilla*
		black kite	*Milvus migrans*
		red kite	*Milvus milvus*'

(3) in Annex VIII, Chapter V, point 3, the following point (f) is added:

'(f) biodiesel produced from processed and rendered fats of Category 1, Category 2 and Category 3 materials, in accordance with Chapter IV, Section 2, points M and N, of Annex IV.'.