



Herbonis Animal Health GmbH  
Rheinstrasse 30  
4302 Augst BL  
Switzerland

Augst, July 4, 2024

Subject: Clarification on the Misrepresentation of EU Regulation 2024/1070 by dsm-firmenich

Dear Customer,

Herbonis has recently become aware that dsm-firmenich is disseminating incorrect information regarding the allegedly prohibited simultaneous use of 25-hydroxycholecalciferol and *Solanum glaucophyllum*. Specifically, this misinformation has been communicated in the context of the renewed registration of HyD® for all animal species (including ruminants).

In this communication, dsm-firmenich has incorrectly stated that the European Commission has prohibited "the simultaneous use of 25-hydroxycholecalciferol and calcitriol (1,25(OH)<sub>2</sub>D<sub>3</sub>) from *Solanum glaucophyllum*". This statement is clearly false, misleading, and harmful as it misrepresents the Commission Implementing Regulation (EU) 2024/1070 of April 12, 2024. The regulation in question does not refer to *Solanum glaucophyllum* itself, but explicitly to *Solanum glaucophyllum* **extract**.

The relevant sentence from the 6<sup>th</sup> Whereas-Clause of the Regulation is as follows:

*"[...] As 25-hydroxycholecalciferol depresses the activity of 1 $\alpha$ -hydroxylase in the kidney, the Commission considers that the simultaneous use of 1,25-dihydroxycholecalciferol from *Solanum glaucophyllum* extract with that additive should not be allowed. [...]"*

Furthermore, it is important to highlight that the European Food Safety Authority (EFSA) published a "Scientific Opinion on the safety of *Solanum glaucophyllum* standardised leaves as feed material" in 2015, according to which *Solanum glaucophyllum* standardized leaves can be safely used as feed material for pigs and poultry ([doi.org/10.2903/j.efsa.2015.3967](https://doi.org/10.2903/j.efsa.2015.3967)).

Since dsm-firmenich's incorrect information harms the reputation of valuable and scientifically proven commercial products of our company, such as the products of the Panbonis® range, which is legally permitted in simultaneous use with 25(OH)D<sub>3</sub>, Herbonis has a duty to rectify that misinformation and to assure its customers that such simultaneous use does not pose any risk as it is in full compliance with the relevant EU legislation.

Yours sincerely,

DocuSigned by:



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J.D. van der Klis, PhD

Head of global R&D and technical services