

Maximum levels of delta-9-tetrahydrocannabinol (Δ 9-THC) in hemp seeds

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Draft Commission Regulation as regards maximum levels of the sum of delta-9-tetrahydrocannabinol (Δ 9-THC) in hemp leaves for water infusion and hemp leaves infusions

Draft Annex

What is changing and why?

The European Commission proposes to set maximum levels for the sum of delta-9-tetrahydrocannabinol (Δ 9-THC) and delta-9-tetrahydrocannabinolic acid (Δ 9-THCA), expressed as Δ 9-THC, in hemp leaves for water infusion and ready-to-drink herbal infusions made from hemp leaves (see Table 1). The aim is to ensure a high level of human health protection when adults consume these products.

Regulation [2023/915](#) sets the maximum levels for hemp seeds and derived products (see Table 2).

Actions

Exporters of hemp seeds and derived products must ensure that adequate measures are put in place to prevent contamination during processing in order to meet the newly established levels.

Competent authorities of countries that are members of the World Trade Organization can submit comments on the EU's proposal by emailing the [EU SPS Enquiry Point](#) until **26 May 2026**.

Timeline

The proposed maximum levels for Δ 9-THC in hemp leaves for water infusion and ready-to-drink herbal infusions are expected to apply from **1 January 2027**.


Foodstuffs lawfully placed on the market before this Regulation enters into force may remain on the market until their date of minimum durability or use-by date.

For more information see the [full record](#) on the AGRINFO website – where you can also view the latest [AGRINFO Update](#) newsletters and [search](#) the database.

Tables & Figures

Table 1 Maximum levels of Δ^9 -THC in hemp leaves for water infusion and ready-to-drink herbal infusions made from hemp leaves ^[1]		
Foodstuffs	Maximum level (mg/kg)	
	Current	Proposed
2.6.4 Hemp leaves for water infusion	None	40
2.6.5 Ready-to-drink infusions made from hemp leaves	None	0.02


1. Maximum level does not take into account consumption of hemp leaf infusions by infants and young children.



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Source: [Draft Annex](#)

Table 2 Maximum levels of Δ^9 -THC in hemp seeds	
Foodstuffs	Maximum level (mg/kg)
2.6.1 Hemp seeds	3.0
2.6.2 Ground hemp seeds, (partially) defatted hemp seed, and other hemp seed processed products (except those listed in 2.6.3 below)	3.0
2.6.3 Hemp seed oil	7.5



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Source: Regulation [2023/915](#)

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