



18 December 2025

(25-8637)

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Committee on Sanitary and Phytosanitary Measures

Original: English/French

NOTIFICATION

Addendum

The following communication, received on 17 December 2025, is being circulated at the request of the Delegation of Canada.

Exemption Order in Respect of Foods for a Special Dietary Purpose

The proposed measure notified in G/SPS/N/CAN/1576/Add.1 (dated 3 July 2025) was adopted and published on 17 December, 2025, as the *Exemption Order in Respect of Foods for a Special Dietary Purpose* (the Order).

This Order contains two parts:

- Part 1 enables the exceptional importation and/or sale of infant formula (IF), human milk fortifiers (HMF) and formulated liquid diets (FLD) in the case of a shortage or risk of shortage, by exempting foods that meet the class criteria from specified provisions of the *Food and Drugs Act* (FDA) and *Food and Drug Regulations* (FDR); and
- Part 2 permits the continued exceptional importation and sale of IFs and HMFs that are part of Health Canada's Transition Strategy (<https://www.canada.ca/en/health-canada/services/food-nutrition/public-involvement-partnerships/notice-stakeholders-transition-strategy-prepare-expiration-interim-policy-mitigate-infant-formula-shortages.html>) while the pre-market review for these foods is underway, by exempting them from specified provisions of the FDA and FDR.

To ensure that the Order's exemptions do not introduce unacceptable health and safety risks, specific conditions relating to the food's label, notifications to the Minister of Health and restrictions on the sale of HMFs are imposed.

The Order came into force on 17 December 2025, the day on which it was published in *Canada Gazette*, Part II.

This addendum concerns a:

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|-------------------------------------|--|
| <input type="checkbox"/> | Modification of final date for comments |
| <input checked="" type="checkbox"/> | Notification of adoption, publication or entry into force of regulation |
| <input type="checkbox"/> | Modification of content and/or scope of previously notified draft regulation |
| <input type="checkbox"/> | Withdrawal of proposed regulation |
| <input type="checkbox"/> | Change in proposed date of adoption, publication or date of entry into force |
| <input type="checkbox"/> | Other: |

Comment period: (If the addendum extends the scope of the previously notified measure in terms of products and/or potentially affected Members, a new deadline for receipt of comments should be provided, normally of at least 60 calendar days. Under other circumstances, such as extension of originally announced final date for comments, the comment period provided in the addendum may vary.)

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| <input type="checkbox"/> | Sixty days from the date of circulation of the addendum to the notification and/or (dd/mm/yy): Not applicable |
|--------------------------|---|

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