



14 January 2026

(26-0295)

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Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

Revision

1. Notifying Member: <u>UKRAINE</u> If applicable, name of local government involved:
2. Agency responsible: Ministry of Health of Ukraine
3. Products covered (provide tariff item number(s) as specified in national schedules deposited with the WTO; ICS numbers should be provided in addition, where applicable): Food and dietary supplements
4. Regions or countries likely to be affected, to the extent relevant or practicable: <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
5. Title of the notified document: Draft Order of the Ministry of Health of Ukraine "On Approval of Amendments to Certain Regulatory Acts of the Ministry of Health of Ukraine". Language(s): Ukrainian. Number of pages: 140 https://moz.gov.ua/uk/povidomleniya-pro-oprilyudneniya-doopracovanogo-proyektu-nakazu-ministerstva-ohoroni-zdorov-ya-ukrayini-pro-zatverdzhennya-zmin-do-deyakih-normativno-pravovih-aktiv-ministerstva-ohoroni-zdorov-ya-ukrayini-2 https://members.wto.org/crnattachments/2026/SPS/UKR/26_00284_00_x.pdf https://members.wto.org/crnattachments/2026/SPS/UKR/26_00284_01_x.pdf
6. Description of content: The draft Order has been revised taking into account the results of consultations with stakeholders and now incorporates editorial amendments and clarifications, including those related to terminology. The revision clarifies the approach to the lists of substances used in dietary supplements and their safety characteristics. In order to eliminate ambiguous interpretations and ensure a unified approach, column 6 "Substances that are assessed in accordance with the requirements of permanent procedures based on the principles of the Hazard Analysis system" has been removed from List I "Plants, algae and fungi permitted for use in dietary supplements" of Annex 3 to the Hygiene Requirements for Dietary Supplements. The above-mentioned List I has also been updated by clarifying the names of plants, plant parts and the relevant warnings and restrictions, based on authoritative scientific sources and European Union practice. In List IV "Substances with a nutritional or physiological effect" of the same Annex, the substance "proanthocyanidins" has been clarified as "oligo-proanthocyanidins," which is in line with the available scientific conclusions of EFSA and other reliable sources; no separate daily intake limit has been set for this substance. The terminology related to dosage and safety parameters has been aligned with Ukrainian legislation through the use of the terms "acceptable daily intake" and "maximum permissible levels". The term "daily intake" is used as a descriptive indicator of recommended consumption within the established maximum permissible values.

The final version also provides for the following: diosmin – without setting a separate maximum permissible daily level; hesperidin – 70 mg; flavonoids – 1 g, with the exception of flavonoids derived from *Glycyrrhiza glabra*, which are classified as novel food products. These amendments are intended to minimize the risk of products being perceived as medicines.

In addition, the above-mentioned List IV has been supplemented with maltodextrin and casein hydrolysate, while List I has been supplemented with the fungus *Tremella fuciformis* Berk., which is permitted for use in dietary supplements.

The draft Order is also notified under the TBT Agreement.

7. Objective and rationale: food safety, animal health, plant protection, protect humans from animal/plant pest or disease, protect territory from other damage from pests.

8. Is there a relevant international standard? If so, identify the standard:

- Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):**
- World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):**
- International Plant Protection Convention (e.g. ISPM number):**
- None**

Does this proposed regulation conform to the relevant international standard?

Yes No

If no, describe, whenever possible, how and why it deviates from the international standard:

9. Other relevant documents and language(s) in which these are available:

- Law of Ukraine "On Basic Principles and Requirements for Food Safety and Quality", available in English at <https://zakon.rada.gov.ua/laws/show/en/771/97-%D0%B2%D1%80#Text>
- Law of Ukraine No. 4122-IX of 5 December 2024 "On Amendments to Certain Laws of Ukraine on Improving the Regulation of Production and Circulation of Food Supplements, and the Regulation of Other Issues in the Healthcare Sphere", available in Ukrainian at <https://zakon.rada.gov.ua/laws/show/4122-20#Text>, notified in documents G/SPS/N/UKR/224 and G/SPS/N/UKR/224/Add.1
- Order of the Ministry of Health of Ukraine No. 1114 "On Approval of Hygienic Requirements for Dietary Supplements" of 19 December 2013, available in Ukrainian at <https://zakon.rada.gov.ua/laws/show/z2231-13#Text>
- Order of the Ministry of Health of Ukraine No. 1145 "On Approval of the Requirements for nutrition and health claims made on food products" of 15 May 2020
- Order of the Ministry of Health of Ukraine No. 1613 "On Approval of the Rules on the addition of vitamins, minerals and certain other substances to foods" of 16 July 2020, available in Ukrainian at <https://zakon.rada.gov.ua/laws/show/z0891-20#Text>, notified in documents G/SPS/N/UKR/147, G/SPS/N/UKR/147/Add.1
- Order of the Ministry of Health of Ukraine No. 45 "On Approval of Requirements for Food Flavours, Requirements for Food Additives and Requirements for Food Enzymes" of 8 January 2024, available in Ukrainian at <https://zakon.rada.gov.ua/laws/show/z0119-24#Text>, notified in document G/SPS/N/UKR/200/Rev.1/Add.1

10. Proposed date of adoption (dd/mm/yy): To be determined.

Proposed date of publication (dd/mm/yy): To be determined.

11. Proposed date of entry into force: [] Six months from date of publication, and/or (dd/mm/yy): This Order will enter into force on the date of its official publication.

Trade facilitating measure

12. Final date for comments: [X] Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 15 March 2026

Agency or authority designated to handle comments: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

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13. Text(s) available from: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

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