



16 September 2026

(26-6367)

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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): Waters, incl. natural or artificial mineral waters and aerated waters, not containing added sugar, other sweetening matter or flavoured; ice and snow (HS code(s): 2201)
4. Regions or countries likely to be affected, to the extent relevant or practicable: ☒ All trading partners ☐ Specific regions or countries:
5. Title of the notified document: Draft Order of the Ministry of Health of Ukraine "On Approval of the Criteria for Classifying Drinking Water as Natural Mineral Water and the Safety Requirements for Natural Mineral Waters and Spring Waters". Language(s): Ukrainian. Number of pages: 9 https://moz.gov.ua/uk/povidomlennya-pro-oprilyudnennya-doopracovanogo-proyektu-nakazu-ministerstva-ohoroni-zdorov-ya-ukrayini-pro-zatverdzhennya-kriteriyiv-vidnesennya-vodi-pitnoyi-do-kategoriyi-voda-prirodna-mineralna https://members.wto.org/crnattachments/2026/SPS/UKR/26_04785_00_x.pdf https://members.wto.org/crnattachments/2026/SPS/UKR/26_04785_01_x.pdf https://members.wto.org/crnattachments/2026/SPS/UKR/26_04785_02_x.pdf
6. Description of content: The draft Order provides for the approval of the Criteria for classifying drinking water as natural mineral water and the Safety Requirements for natural mineral waters and spring waters. The Criteria establish geological, hydrogeological, physical, chemical, physico-chemical and microbiological requirements for classifying drinking water as natural mineral water. These include requirements concerning underground origin, protection from contamination, microbiological safety, stability of composition, temperature and other essential characteristics within natural variations. They also specify the natural characteristics of the water, including mineral substances, trace elements or other constituents, and define the term "normal total microbial count". The Criteria also establish maximum levels for certain naturally occurring constituents that may pose a risk to human health and provide for pharmacological, physiological and clinical studies where necessary. The Safety Requirements set out microbiological safety requirements for natural mineral waters and spring waters, including maximum levels for the total microbial count and requirements concerning the absence of parasites and pathogenic microorganisms.

	They also establish maximum permissible levels of naturally occurring constituents in natural mineral waters and maximum permissible levels of residues resulting from the treatment of natural mineral waters and spring waters with ozone-enriched air.
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: • Laws of Ukraine "On Basic Principles and Requirements to Food Safety and Quality", "On State Control over Compliance with the Legislation on Food Products, Feed, By-products of Animal Origin, Animal Health and Welfare", "On Information for Consumers on Food Products" • Resolution of the Cabinet of Ministers of Ukraine No. 542 of 9 May 2025 "On Approval of the Procedure for Classifying Drinking Water as Natural Mineral Water" (G/SPS/N/UKR/234/Add.1) • Order of the Ministry for Development of Economy, Trade and Agriculture of Ukraine No. 741 "On Approval of Hygiene Requirements for the Production and Circulation of Natural Mineral Waters and Spring Waters" of 12 April 2021 (G/SPS/N/UKR/156/Add.1) • Directive 2009/54/EC of the European Parliament and of the Council of 18 June 2009 on the exploitation and marketing of natural mineral waters • Commission Directive 2003/40/EC of 16 May 2003 establishing the list, concentration limits and labelling requirements for constituents of natural mineral waters and the conditions for using ozone-enriched air for the treatment of natural mineral waters and spring waters
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): ☐ Trade facilitating measure
12.	Final date for comments: ☒ Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 15 November 2026 Agency or authority designated to handle comments: ☒ National Notification Authority, ☒ National Enquiry Point. Address, fax number and e-mail address (if available) of other body: Secretariat of the Cabinet of Ministers of Ukraine Department of International Trade Policy 12/2 Hrushevskoho Str. Kyiv 01008

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

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