



18 April 2017

(17-2058)

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Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1. Notifying Member: <u>SOUTH AFRICA</u> If applicable, name of local government involved:
2. Agency responsible: Department of Health. Directorate: Food Control
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): Edible vegetables and certain roots and tubers (HS Code: 07); Edible fruits and nuts; peel of citrus fruit or melons (HS Code: 08); Coffee, tea, mate and spices (HS Code: 09); Cereals (HS Code: 10); Oil seeds and oleaginous fruit; miscellaneous grains, seeds and fruit; industrial or medicinal plants; straw and fodder (HS Code: 12); Sugar and sugar confectionery (HS Code: 17)
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: Regulations governing the Maximum Limits for Pesticide Residues that may be present in Foodstuffs: Draft amendment. Language(s): English. Number of pages: 16 http://members.wto.org/crnattachments/2017/SPS/ZAF/17_1877_00_e.pdf
6. Description of content: The proposed Draft amendment to the Regulation makes provision for the maximum limits for pesticide residues in foodstuffs under the control of the Department of Health, in terms of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act 54 of 1972).
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): - CAC/GL 33-1999 - Recommended Methods of Sampling for the Determination of Pesticide Residues for Compliance with MRLs - CAC/GL 40-1993 - Guidelines on Good Laboratory Practice in Pesticide Residue Analysis - CAC/GL 41-1993 - Portion of Commodities to which Maximum Residues Limits Apply and which is Analyzed - CAC/GL 56-2005 - Guidelines on the Use of Mass Spectrometry (MS) for Identification, Confirmation and Quantities Determination of Residues - CAC/GL 59-2006 - Guidelines on Estimation of Uncertainty of Results - CAC/GL 84-2012 - Principles and Guidance on the Selection of Representative Commodities for the Extrapolation of Maximum Residue Limits for Pesticides to Commodity Groups

– CAC/MISC 4-1989 - Classification of Foods and Animal Feeds ☐ 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: Deviations may occur because South African Good Agricultural Practices(GAP) related to, among others, field trials conducted in this country, is used in estimation of MRLs. In addition, exposure assessments of pesticides are conducted using South African consumption data. The original regulation however, indicates that where food is imported into South Africa, and if MRLs are more restrictive than Codex MRLs, the Codex MRL will be accepted provided that the exposure to the population is not a risk to human safety.
9. Other relevant documents and language(s) in which these are available: Government Gazette No. 40772 dated 7 April 2017 (available in English)
10. Proposed date of adoption (dd/mm/yy): 28 February 2018 Proposed date of publication (dd/mm/yy): 28 February 2018
11. Proposed date of entry into force: ☐ Six months from date of publication, and/or (dd/mm/yy): After publication of the final regulations. ☐ Trade facilitating measure
12. Final date for comments: ☒ Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 17 June 2017 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: Department of Health Directorate: Food Control Private Bag X828 Pretoria 0001 Tel: +(27 12) 395 9359 Fax: +(27 12) 395 8854 E-mail: Aluwani.Madzivhandila@health.gov.za and copy: Maryke.Herbst@health.gov.za
13. Text(s) available from: ☐ National Notification Authority, ☒ National Enquiry Point. Address, fax number and e-mail address (if available) of other body: Department of Health Directorate: Food Control Private Bag X828 Pretoria 0001 Tel: +(27 12) 395 9359 Fax: +(27 12) 395 8854 E-mail: Aluwani.Madzivhandila@health.gov.za and copy: CACPSA@health.gov.za Website: http://www.health.gov.za/index.php/shortcodes/2015-03-29-10-42-47/2015-04-30-09-10-23/2015-04-30-09-11-35/category/36-documents-for-comment