



NOTIFICATION

1. Notifying Member: <u>HONG KONG, CHINA</u> If applicable, name of local government involved:
2. Agency responsible: Food and Health Bureau and Centre for Food Safety under Food and Environmental Hygiene Department of the Government of the Hong Kong Special Administrative Region
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 for human consumption
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: Consultation Document on Proposed Amendments to the Food Adulteration (Metallic Contamination) Regulations (Cap. 132V) (the Regulations). Language(s): Chinese and English. Number of pages: 42 and 50
6. Description of content: With a view to better protecting public health, facilitating effective regulation and promoting harmonisation between local and international standards, the Government of the Hong Kong Special Administrative Region proposes, through legislative amendments, to enhance and update the Regulations. We propose to amend the Regulations along the following directions/principles: (i) to replace the existing food categories of "all food in solid/liquid form" with specific maximum levels (MLs) targeting individual food/food groups, with a view to aligning with the Codex principle and modern international regulatory trends of specifying metallic contamination standards for individual food/food groups of significant dietary exposure; (ii) to adopt Codex MLs unless otherwise justified; (iii) to establish MLs for food/food groups which are of significance to the population in Hong Kong, China and for which there is no relevant Codex ML; (iv) to update the food descriptions and nomenclatures in the Regulations, with reference to the available Codex food descriptions and nomenclatures or those of other jurisdictions as appropriate; and (v) to incorporate interpretation of MLs into the Regulations, given that there is currently no interpretation in the Regulations on how the maximum permitted concentrations can be applied to food in a dried, dehydrated or concentrated form; as well as multi-ingredient products.
7. Objective and rationale: <input checked="" type="checkbox"/> food safety, <input type="checkbox"/> animal health, <input type="checkbox"/> plant protection, <input type="checkbox"/> protect humans from animal/plant pest or disease, <input type="checkbox"/> protect territory from other damage from pests.

<p>8. Is there a relevant international standard? If so, identify the standard:</p> <p><input checked="" type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text): CODEX STAN 193-1995, CODEX STAN 108-1981 and CODEX STAN 227-2001</p> <p><input type="checkbox"/> World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):</p> <p><input type="checkbox"/> International Plant Protection Convention (e.g. ISPM number):</p> <p><input type="checkbox"/> None</p> <p>Does this proposed regulation conform to the relevant international standard?</p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If no, describe, whenever possible, how and why it deviates from the international standard:</p>
<p>9. Other relevant documents and language(s) in which these are available:</p>
<p>10. Proposed date of adoption (dd/mm/yy): To be notified.</p> <p>Proposed date of publication (dd/mm/yy): To be notified.</p>
<p>11. Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): To be notified.</p> <p><input type="checkbox"/> Trade facilitating measure</p>
<p>12. Final date for comments: <input type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 5 September 2017 (Hong Kong time)</p> <p>Agency or authority designated to handle comments: <input type="checkbox"/> National Notification Authority, <input type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p>Centre for Food Safety Food and Environmental Hygiene Department 43/F, Queensway Government Offices, 66 Queensway, Hong Kong Fax: +(852) 2893 3547 E-mail: metal_consultation@fehd.gov.hk</p>
<p>13. Text(s) available from: <input type="checkbox"/> National Notification Authority, <input type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p>Centre for Food Safety Food and Environmental Hygiene Department 43/F, Queensway Government Offices, 66 Queensway, Hong Kong Fax: +(852) 2893 3547 E-mail: metal_consultation@fehd.gov.hk</p> <p>The notified text could also be downloaded from the following websites (effective from 6 June 2017):</p> <p>In English: http://www.cfs.gov.hk/english/whatsnew/whatsnew_fstr/whatsnew_fstr_PA_Food_Adult_eration_Metallic_Contamination.html</p> <p>In Chinese: http://www.cfs.gov.hk/tc_chi/whatsnew/whatsnew_fstr/whatsnew_fstr_PA_Food_Adult_eration_Metallic_Contamination.html</p>