



4 July 2018

(18-4172)

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Committee on Sanitary and Phytosanitary Measures

Original: English

**NOTIFICATION**

<b>1. Notifying Member:</b> <u>EUROPEAN UNION</u> <b>If applicable, name of local government involved:</b>
<b>2. Agency responsible:</b> European Commission, Health and Food Safety Directorate-General
<b>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):</b> HS Code(s): ex 07082000, ex 07094000, 07096010, ex 07096099, ex 07099990, ex 07102200, 07108051, ex 07108059, ex 07108095, 08022100, 08022200, 08025100, 08025200, 08043000, 08055010, 080620, ex 08109020, ex 08109075, 08112031, ex 08112011, ex 08112019, 08131000, ex 08134095, 0902, 09042110, 09042190, 09042200, ex 11063090, 12024100, 12024200, 12074090, ex 12077000, ex 12119086, 15111090, 15119011, ex 15119019, 15119099, ex 20019097, 20081110, 20081191, 20081196, 20081198, ex 20081913, ex 20081993, 20085061, ex 20089999
<b>4. Regions or countries likely to be affected, to the extent relevant or practicable:</b> <b>[ ] All trading partners</b> <b>[X] Specific regions or countries:</b> Benin, Plurinational State of Bolivia, Cambodia, China, Dominican Republic, Egypt, the Gambia, Georgia, Ghana, India, Lebanon, Madagascar, Nigeria, Pakistan, Senegal, Serbia, Sierra Leone, Sri Lanka, Sudan, Syria, Thailand, Turkey, Uganda, United States of America, Uzbekistan, Viet Nam
<b>5. Title of the notified document:</b> Commission Implementing Regulation (EU) 2018/941 of 2 July 2018 amending Regulation (EC) No 669/2009 implementing Regulation (EC) No 882/2004 of the European Parliament and of the Council as regards the increased level of official controls on imports of certain feed and food of non-animal origin and Commission Implementing Regulation (EU) No 885/2014 (Text with EEA relevance). <b>Language(s):</b> English, French and Spanish . <b>Number of pages:</b> 10 <a href="https://members.wto.org/crnattachments/2018/SPS/EEC/18_3445_00_e.pdf">https://members.wto.org/crnattachments/2018/SPS/EEC/18_3445_00_e.pdf</a> <a href="https://members.wto.org/crnattachments/2018/SPS/EEC/18_3445_00_f.pdf">https://members.wto.org/crnattachments/2018/SPS/EEC/18_3445_00_f.pdf</a> <a href="https://members.wto.org/crnattachments/2018/SPS/EEC/18_3445_00_s.pdf">https://members.wto.org/crnattachments/2018/SPS/EEC/18_3445_00_s.pdf</a>

**6. Description of content:**

This Regulation reviews the list of imports of feed and food of non-animal origin which are subject to an increased level of official controls.

The changes to Annex I of Regulation (EC) No 669/2009 concern:

the listing of okra from India (previously listed in Regulation (EU) No 885/2014), goji berries from China and turnips prepared or preserved by vinegar or acetic acid ("pickled turnips") from Lebanon and Syria; the de-listing of brassica oleracea from China, peas with pods from Kenya, aubergines and Ethiopian eggplant from Uganda, strawberries from Egypt, dried grapes from Iran and yardlong beans from Thailand; the decrease in the frequency of identity and physical controls to be performed on consignments of pineapples from Benin, and lemons and pomegranates from Turkey; the modification of the list of pesticides to be tested in case of tea from China; the modification of the scope of the existing entry concerning okra from Vietnam to include frozen okra; the modification to the existing entries "Apricots, otherwise prepared or preserved" (apricot pulp) to provide that, under certain conditions, identity and physical checks on consignments of such products may be carried out by the competent authorities of the place of destination as indicated in the common entry document (CED), if appropriate at the premises of the food business operator.

This Regulation also amends Regulation (EC) No 669/2009 to provide that:

in case of consignments entering the Union by air transport from a third country, which are unloaded for the purposes of being loaded on another aircraft in the same airport for onward travel to another airport in the Union, the designated point of entry shall be the latter airport; the provisions in Article 3(b) regarding transhipped consignments shall also apply to consignments which will travel onward to a port or airport in the same EU Member State; where the competent authority at the designated point of entry does not permit the introduction of a consignment of feed and food listed in Annex I due to non-compliance with a maximum residue level set out in Regulation (EC) No 396/2005, it shall immediately notify such border rejection in accordance with Article 19(3) of Regulation (EC) No 882/2004.

This Regulation also amends Annex I to Regulation (EU) No 885/2014 by deleting the entry concerning okra from India.

**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:**

Commission Regulation (EC) No 669/2009 of 24 July 2009 implementing Regulation (EC) No 882/2004 of the European Parliament and of the Council as regards the increased level of official controls on imports of certain feed and food of non-animal origin and amending Decision 2006/504/EC (OJ L 194, 25.7.2009, p. 11).

<b>10.</b>	<b>Proposed date of adoption (dd/mm/yy):</b> 2 July 2018 <b>Proposed date of publication (dd/mm/yy):</b> 3 July 2018
<b>11.</b>	<b>Proposed date of entry into force:</b> <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): 6 July 2018 <input type="checkbox"/> Trade facilitating measure
<b>12.</b>	<b>Final date for comments:</b> <input type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): Not applicable. <b>Agency or authority designated to handle comments:</b> <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:  European Commission DG Health and Food Safety, Unit D2-Multilateral International Relations Rue Froissart 101 B-1049 Brussels Tel: +(32 2) 29 54263 Fax: +(32 2) 29 98090 E-mail: sps@ec.europa.eu
<b>13.</b>	<b>Text(s) available from:</b> <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:  European Commission DG Health and Food Safety, Unit D2-Multilateral International Relations Rue Froissart 101 B-1049 Brussels Tel: +(32 2) 29 54263 Fax: +(32 2) 29 98090 E-mail: sps@ec.europa.eu