



29 November 2018

(18-7557)

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Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1. Notifying Member: <u>THAILAND</u> If applicable, name of local government involved: -
2. Agency responsible: The Office of Food and Drug Administration (Thai FDA)
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): Beverages in sealed container (ICS Code: 67.160.20)
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 MOPH Notification, B.E, entitled "Beverages in Sealed Container (No. 2)". Language(s): Thai. Number of pages: 1 https://members.wto.org/crnattachments/2018/SPS/THA/18_6143_00_x.pdf
6. Description of content: The Ministry of Public Health (MOPH) is proposing to revise the MOPH Notification concerning "Beverages in Sealed Container" as follows: <ol style="list-style-type: none">1. An annex of the Notification of the Ministry of Public Health (No. 367) B.E. 2557 Re: Labeling of Prepackaged Foods dated 8 May B.E. 2557 (2014), shall be repealed and replaced with the Notification of the Ministry of Public Health No... (B.E. ...) Re: Beverages in Sealed Container (No. 2);2. Beverage with mixed caffeine shall be declared with the text "Do not drink more than 2 ... (container unit such as can, bottle, etc.) a day because it may cause palpitation and sleepless. Children and pregnant women should not drink. The person who has underlying disease and patients should consult with physician before drinking". The text should be presented in bold-red not less than 2mm height inside white square with borders that contrast with the background";3. Producers or importers of beverages mixed with caffeine shall modify their product label to comply with this notification. For products bearing the label manufactured before the enforcement of this notification may continue to place in the market not more than two years after the enforcement date;4. This notification shall come into force on the following date after its publication in the Thai Royal Gazette.
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.
8. Is there a relevant international standard? If so, identify the standard: <input type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):

<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 checked="" type="checkbox"/> None</p> <p>Does this proposed regulation conform to the relevant international standard?</p> <p><input 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: The Notification of the Ministry of Public Health (No. 356) B.E. 2556 (2013), Re: Beverages in Sealed Container dated 26 June</p>
<p>10. Proposed date of adoption (dd/mm/yy): To be determined. Proposed date of publication (dd/mm/yy): To be determined.</p>
<p>11. Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): On the date after being notified in the Thai Royal Gazette. <input type="checkbox"/> Trade facilitating measure</p>
<p>12. Final date for comments: <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 28 January 2019</p> <p>Agency or authority designated to handle comments: <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:</p> <p>National Bureau of Agricultural Commodity and Food Standards (ACFS) 50 Phaholyothin Road, Ladyao Chatuchak, Bangkok 10900 Thailand Tel: +(662) 561 4024 Fax: +(662) 561 4034 E-mail: spsthailand@gmail.com Website: http://www.acfs.go.th</p>
<p>13. Text(s) available from: <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:</p> <p>National Bureau of Agricultural Commodity and Food Standards (ACFS) 50 Phaholyothin Road, Ladyao Chatuchak, Bangkok 10900 Thailand Tel: +(662) 561 4024 Fax: +(662) 561 4034 E-mail: spsthailand@gmail.com Website: http://www.acfs.go.th</p>