



21 July 2020

(20-4990)

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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 Consumers 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> Flavourings, food
<b>4. Regions or countries likely to be affected, to the extent relevant or practicable:</b> <input checked="" type="checkbox"/> <b>All trading partners</b> <input type="checkbox"/> <b>Specific regions or countries:</b>
<b>5. Title of the notified document:</b> Draft Commission Regulation amending Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council as regards removal from the Union list of certain flavouring (Text with EEA relevance). <b>Language(s):</b> English. <b>Number of pages:</b> Act (5 pages) + Annex (2 pages) <a href="https://members.wto.org/crnattachments/2020/SPS/EEC/20_4376_00_e.pdf">https://members.wto.org/crnattachments/2020/SPS/EEC/20_4376_00_e.pdf</a> <a href="https://members.wto.org/crnattachments/2020/SPS/EEC/20_4376_01_e.pdf">https://members.wto.org/crnattachments/2020/SPS/EEC/20_4376_01_e.pdf</a>
<b>6. Description of content:</b> The Union list of flavourings and source materials is laid down in Annex I to Regulation (EC) No 1334/2008. It was established by Commission Implementing Regulation (EU) No 872/2012 of 1 October 2012 adopting the list of flavouring substances notified in G/SPS/N/EU/13/Add.1 (12 October 2012). This list is now amended by the draft "Commission Regulation (EU) amending Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council amending Annex I to Regulation (EC) No 1334/2008 of the European Parliament and of the Council as regards removal from the Union list of certain flavouring substances".  This addendum concerns the withdrawal of the following 5 substances: alpha-damascone (FI no 07.134) (representative substance of the group), delta-damascone (FI no. 07.130), cis-1-(2,6,6-trimethyl-2-cyclohexen-1-yl)but-2-en-1-one (FI no. 07.225), trans-1-(2,6,6-trimethyl-2-cyclohexen-1-yl)but-2-en-1-one (FI no. 07.226) and alpha-damascenone (FI no. 07.231) from the list of authorised flavouring substances in the European Union.  The European Food Safety Authority (EFSA) has evaluated these substances in the framework of the completion of their evaluation as flavourings substances. EFSA concluded that the concern for genotoxicity cannot be ruled out for the five concerned substances. It is therefore not established that the concerned substances do not pose a safety risk to the health of the consumer. On the basis of the scientific evidence submitted within the framework set out for the substances pending the completion of their evaluation, the use of the concerned substances does not comply with the general conditions of use for flavourings set out in Article 4 of Regulation (EC) No 1334/2008.  The measure includes transitional measures for food to which any of these substances has been added.

7.	<b>Objective and rationale:</b> <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.	<p><b>Is there a relevant international standard? If so, identify the standard:</b></p> <p><input type="checkbox"/> <b>Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):</b></p> <p><input type="checkbox"/> <b>World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):</b></p> <p><input type="checkbox"/> <b>International Plant Protection Convention (e.g. ISPM number):</b></p> <p><input checked="" type="checkbox"/> <b>None</b></p> <p><b>Does this proposed regulation conform to the relevant international standard?</b></p> <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><b>If no, describe, whenever possible, how and why it deviates from the international standard:</b></p>
9.	<b>Other relevant documents and language(s) in which these are available:</b>
10.	<p><b>Proposed date of adoption (dd/mm/yy):</b> September 2020</p> <p><b>Proposed date of publication (dd/mm/yy):</b> September 2020</p>
11.	<p><b>Proposed date of entry into force:</b> <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): October 2020</p> <p><input type="checkbox"/> <b>Trade facilitating measure</b></p>
12.	<p><b>Final date for comments:</b> <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 18 September 2020</p> <p><b>Agency or authority designated to handle comments:</b> <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. <b>Address, fax number and e-mail address (if available) of other body:</b></p> <p>European Commission          DG Health and Food Safety, Unit G6-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</p>
13.	<p><b>Text(s) available from:</b> <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. <b>Address, fax number and e-mail address (if available) of other body:</b></p> <p>European Commission          DG Health and Food Safety, Unit G6-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</p>