



4 September 2020

(20-6010)

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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: 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): Tea infusion (HS code 0902; ICS code 67.140.10)
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 Ministry of Public Health Notification, (No. ...) B.E..... Issued by virtue of the Food Act B.E. 2522 entitled "Tea infusion". Language(s): Thai. Number of pages: 26 https://members.wto.org/crnattachments/2020/SPS/THA/20_5239_00_x.pdf
6. Description of content: The Ministry of Public Health (MOPH) considered the existing Notifications of Ministry of Public Health regarding tea infusion should be revised in order to update the list of plants and parts of plant used as ingredient for tea infusion as well as to limit overlapping herbal products under the Herbal Product Act B.E. 2562 (2019) for more effective of consumer health protection and fair practice of trade. Clause 1 - The Notification of Ministry of Public Health (No. 280) B.E. 2547 (2004) Re: Herbal tea shall be repealed. Clause 2 - "Tea infusion" mean products from parts of plants that proceed by drying and maybe grinding in order to consume by boiling or infusing with hot water. Clause 3 - Plants and parts of plants allowed to be used in tea infusion shall be in the list in the annex of this notification. Clause 4 - Tea infusion shall be of the following qualities or standards: <ol style="list-style-type: none">1) The moisture content shall not be more than 10% by weight;2) Limits of pathogenic microorganisms shall be complied with the Notification of Ministry of Public Health regarding standards for Pathogenic Microorganisms in Food;3) Limits of contaminants shall be complied with the Notification of Ministry of Public Health regarding standard of Foods contained contaminants;4) Limits of pesticide residues shall be complied with the Notification of Ministry of Public Health regarding food Containing Pesticide Residues;5) Tea fusion shall not contain any modern drugs or Psychotropic Substances or narcotics prescribed by the laws thereof, as the case may be;6) Use of food additives shall be complied with the Notification of Ministry of Public Health;

<p>7) Tea fusion shall not be flavoured with other substances except those plants specified in the list annexed to this notification or leaves, tips, and young stems of the plants in the Camellia Family;</p> <p>Clause 5 - Producers or Importers of tea infusion for sale shall follow Notification of the Ministry of Public Health regarding Production Processes, Production Equipments and Food Storages.</p> <p>Clause 6 - Use of containers for tea infusion shall be complied with the Notification of the Ministry of Public Health regarding containers.</p> <p>Clause 7 - Use of label for tea infusion shall be complied with the Notification of the Ministry of Public Health regarding Labelling of pre-packaged foods. In addition, warning statement as listed in the annex of this notification shall be displayed.</p> <p>Clause 8 - Producers or importers of tea infusion for sales, whose permission issued prior to enforcement of this notification shall follow this notification within 2 years after this notification comes into force as the case may be:</p> <ol style="list-style-type: none"> 1) Existing tea infusion in the list of the annex of this Notification that permitted under the Notification of Ministry of Public Health (No. 280) B.E. 2547 (2004) Re: Herbal tea; 2) Existing tea infusion in the list of the annex of this Notification that permitted under the Notification of Ministry of Public Health regarding beverages in the sealed containers. <p>Clause 9 - This notification shall come into force as from the day following date of its publication in the Government Gazette.</p> <p>This draft Ministry of Public Health Notification was also notified under the TBT Notification.</p>
<p>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>
<p>8. Is there a relevant international standard? If so, identify the standard:</p> <p><input type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):</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 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:</p>
<p>10. Proposed date of adoption (dd/mm/yy): To be determined.</p> <p>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 Official Gazette.</p> <p><input type="checkbox"/> Trade facilitating measure</p>

12. Final date for comments: [X] Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 3 November 2020

Agency or authority designated to handle comments: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

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13. Text(s) available from: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:

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