



**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> Cereals (HS Codes: 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008), foodstuffs of animal origin (HS Codes: 0201, 0202, 0203, 0204, 0205, 0206, 0207, 0208, 0209, 0210) and certain products of plant origin, including fruit and vegetables
<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 Annexes II, III and V to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for benalaxyl, bromoxynil, chlorsulfuron, epoxiconazole and fenamiphos in or on certain products (Text with EEA relevance). <b>Language(s):</b> English. <b>Number of pages:</b> 5+19 <a href="https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_00_e.pdf">https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_00_e.pdf</a> <a href="https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_01_e.pdf">https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_01_e.pdf</a> <a href="https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_02_e.pdf">https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_02_e.pdf</a> <a href="https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_03_e.pdf">https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_03_e.pdf</a> <a href="https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_04_e.pdf">https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_04_e.pdf</a> <a href="https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_05_e.pdf">https://members.wto.org/crnattachments/2022/SPS/EEC/22_4493_05_e.pdf</a>
<b>6. Description of content:</b> The proposed draft Regulation concerns the update of existing MRLs for benalaxyl, bromoxynil, chlorsulfuron, epoxiconazole and fenamiphos in certain food commodities. MRLs for these substances in certain commodities are changed. Lower MRLs are set after updating the limits of determination and/or deleting old uses which are not authorized any more in the European Union or for which a human health concern may not be excluded.
<b>7. Objective and rationale:</b> <input checked="" type="checkbox"/> <b>food safety</b> , <input type="checkbox"/> <b>animal health</b> , <input type="checkbox"/> <b>plant protection</b> , <input type="checkbox"/> <b>protect humans from animal/plant pest or disease</b> , <input type="checkbox"/> <b>protect territory from other damage from pests.</b>
<b>8. Is there a relevant international standard? If so, identify the standard:</b> <input checked="" type="checkbox"/> <b>Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):</b> Codex Maximum Residue Limits for benalaxyl and fenamiphos. The list of Codex MRLs is available at: <a href="http://www.fao.org/fao-who-codexalimentarius/codex-texts/dbs/pestres/pesticides/en">http://www.fao.org/fao-who-codexalimentarius/codex-texts/dbs/pestres/pesticides/en</a> . <input type="checkbox"/> <b>World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):</b>

<p><input type="checkbox"/> <b>International Plant Protection Convention (e.g. ISPM number):</b></p> <p><input 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 checked="" type="checkbox"/> No</p> <p><b>If no, describe, whenever possible, how and why it deviates from the international standard:</b> The approvals of benalaxyl and fenamiphos for their use in plant protection products were not renewed. Regulation (EC) No 396/2005 should be amended accordingly.</p>
<p><b>9. Other relevant documents and language(s) in which these are available:</b></p> <ul style="list-style-type: none"> <li>- Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC <a href="http://eur-lex.europa.eu/legal-content/EN/ALL/?uri=CELEX%3A32005R0396">http://eur-lex.europa.eu/legal-content/EN/ALL/?uri=CELEX%3A32005R0396</a></li> <li>- Commission Implementing Regulation (EU) 2020/1280 of 14 September 2020 concerning the non-renewal of the approval of the active substance benalaxyl, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L301, 15 September 2020, p.4-6) <a href="https://eur-lex.europa.eu/legal-content/en/TXT/?uri=CELEX:32020R1280">https://eur-lex.europa.eu/legal-content/en/TXT/?uri=CELEX:32020R1280</a></li> <li>- Commission Implementing Regulation (EU) 2020/1246 of 2 September 2020 concerning the non-renewal of the approval of the active substance fenamiphos, in accordance with Regulation (EC) No 1107/2009 of the European Parliament and of the Council concerning the placing of plant protection products on the market, and amending the Annex to Commission Implementing Regulation (EU) No 540/2011 (OJ L288, 3 September 2020, p.18-20). <a href="https://eur-lex.europa.eu/legal-content/en/TXT/?uri=CELEX:32020R1246">https://eur-lex.europa.eu/legal-content/en/TXT/?uri=CELEX:32020R1246</a> (available in English)</li> </ul>
<p><b>10. Proposed date of adoption (dd/mm/yy):</b> February 2023</p> <p><b>Proposed date of publication (dd/mm/yy):</b> April 2023</p>
<p><b>11. Proposed date of entry into force:</b> <input checked="" type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy):</p> <p><input type="checkbox"/> Trade facilitating measure</p>
<p><b>12. Final date for comments:</b> <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 2 September 2022</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. Address, fax number and e-mail address (if available) of other body:</p> <p>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: <a href="mailto:sps@ec.europa.eu">sps@ec.europa.eu</a></p>

**13. Text(s) available from:  National Notification Authority,  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](mailto:sps@ec.europa.eu)