



1 August 2016

(16-4089)

Page: 1/2

Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1.	Notifying Member: <u>GERMANY</u> If applicable, name of local government involved:
2.	Agency responsible: Federal Ministry of Food and Agriculture
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): Materials and articles in contact with food
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 Twenty-first Ordinance amending the Ordinance on Consumer Goods Language(s): German and English Number of pages: 109 and 107, respectively http://members.wto.org/crnattachments/2016/SPS/DEU/16_3004_00_e.pdf http://members.wto.org/crnattachments/2016/SPS/DEU/16_3004_00_x.pdf
6.	Description of content: The Draft Twenty-first Ordinance amending the German Ordinance on Consumer Goods establishes provisions for printed food contact materials. A positive list of evaluated substances permitted to be used in printing inks for food contact materials will be introduced to avoid any negative effects on human health relating to dangerous substances migrating from printed food contact materials into foodstuffs in unacceptable amounts. The positive list will be continuously extended if appropriate toxicological data are made available to the competent authority based on a positive outcome of the risk assessment of these data (even during the notification process). Under specific conditions, other substances not listed in the positive list can be used for food contact materials of which the printed part will not be in direct contact with food; especially migration of these non-evaluated substances into food shall not be detectable (i.e. detection limit 0.01 mg/kg). Printed food contact materials legally placed on the market in accordance with the German provisions applicable before the date of entry into force of this Ordinance can be placed on the market until end of stocks. In addition, the possibility to issue exceptions to the rules stated in this Ordinance can be authorised upon request (based on Article 68 of the German Food and Feed Act, LFGB).
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)

<input type="checkbox"/>	World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number)
<input type="checkbox"/>	International Plant Protection Convention (e.g. ISPM number)
<input checked="" type="checkbox"/>	None
Does this proposed regulation conform to the relevant international standard?	
<input type="checkbox"/> Yes <input type="checkbox"/> 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: Council of Europe Resolution AP(2005)2 on packaging inks applied to the non-food contact surface of food packaging materials and articles intended to come into contact with food (EnglOrdinance of the Swiss Confederation Federal Department of Home Affairs (EDHA) of 7 March 2008 Amending the Ordinance of the EDHA of 23 November 2005 on Consumer Goods (SR 817.023.21) (available in German and French)
10.	Proposed date of adoption (dd/mm/yy): Not yet fixed; expected 1 quarter 2017. Proposed date of publication (dd/mm/yy): Not yet fixed; expected 1 quarter 2017.
11.	Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): The Ordinance will enter into force the day after publication; the provisions will be applicable 24 months after publication; for food contact materials of which direct contact of the printed part is not specifically intended but foreseeable under normal conditions of use (e.g. napkins) the provisions will be applicable 48 months after publication. <input type="checkbox"/> Trade facilitating measure
12.	Final date for comments: <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 30 September 2016 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: European Commission DG Health and Consumers, 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
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: European Commission DG Health and Consumers, 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