



2 May 2023

(23-3076)

Page: 1/2

Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1.	<b>Notifying Member:</b> <u>UNITED STATES OF AMERICA</u> <b>If applicable, name of local government involved:</b>
2.	<b>Agency responsible:</b> US Department of Agriculture (USDA), Food Safety and Inspection Service (FSIS)
3.	<b>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> Poultry and poultry products
4.	<b>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>
5.	<b>Title of the notified document:</b> Proposed Determination and Request for Comments: <i>Salmonella</i> in Not-Ready-To-Eat Breaded Stuffed Chicken Products. <b>Language(s):</b> English. <b>Number of pages:</b> 23 <a href="https://www.fsis.usda.gov/sites/default/files/media_file/documents/FSIS-2022-0013.pdf">https://www.fsis.usda.gov/sites/default/files/media_file/documents/FSIS-2022-0013.pdf</a> <a href="https://www.regulations.gov/document/FSIS-2022-0013-0001">https://www.regulations.gov/document/FSIS-2022-0013-0001</a> <a href="https://members.wto.org/crnattachments/2023/SPS/USA/23_9355_00_e.pdf">https://members.wto.org/crnattachments/2023/SPS/USA/23_9355_00_e.pdf</a>
6.	<b>Description of content:</b> The US Department of Agriculture, Food Safety and Inspection Service (FSIS) is proposing to declare that not-ready-to-eat (NRTE) breaded stuffed chicken products that contain <i>Salmonella</i> at levels of 1 colony forming unit (CFU) per gram or higher are adulterated within the meaning of the Poultry Products Inspection Act (PPIA). Although the labeling of these products has undergone significant changes over time to better inform consumers that they are raw and to provide instructions on how to prepare them safely, NRTE breaded stuffed chicken products continue to be associated with <i>Salmonella</i> illness outbreaks. Therefore, FSIS has concluded that domestic public health measures that focus primarily on product labeling and consumer handling practices have not been effective in preventing additional foodborne illnesses associated with NRTE breaded stuffed chicken products. FSIS is also proposing to carry out verification procedures at regulated facilities, including sampling and testing of the chicken component of these products prior to stuffing and breading, to ensure producing establishments control <i>Salmonella</i> in these products.  FSIS invites interested persons to submit comments on this proposed determination and the proposed verification procedures. FSIS specifically requests comments on alternative bases for determining adulteration of breaded stuffed NRTE products. Please submit comments on or before 27 June 2023.  Full text for this Federal Register notice (88 FR 26249) and instructions for submitting comments can be accessed at: <a href="https://www.regulations.gov/document/FSIS-2022-0013-0001">https://www.regulations.gov/document/FSIS-2022-0013-0001</a> .

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.	<p>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>
9.	<p>Other relevant documents and language(s) in which these are available:</p> <p>Information available on the USDA FSIS website:</p> <p><a href="https://www.fsis.usda.gov/policy/federal-register-rulemaking/federal-register-rules/salmonella-not-ready-eat-breaded-stuffed">https://www.fsis.usda.gov/policy/federal-register-rulemaking/federal-register-rules/salmonella-not-ready-eat-breaded-stuffed</a> (available in English).</p>
10.	<p>Proposed date of adoption (dd/mm/yy): To be determined.</p> <p>Proposed date of publication (dd/mm/yy): To be determined.</p>
11.	<p>Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): To be determined.</p> <p><input type="checkbox"/> Trade facilitating measure</p>
12.	<p>Final date for comments: <input type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 27 June 2023</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>For further information contact: Rachel Edelstein, Assistant Administrator, USDA FSIS Office of Policy and Program Development by telephone at +(202) 937 4272.</p>
13.	<p>Text(s) available from: <input type="checkbox"/> National Notification Authority, <input type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p><a href="https://www.fsis.usda.gov/sites/default/files/media_file/documents/FSIS-2022-0013.pdf">https://www.fsis.usda.gov/sites/default/files/media_file/documents/FSIS-2022-0013.pdf</a></p>