WORLD TRADE ORGANIZATION

G/SPS/N/EU/684

6 October 2023

(23-6732)

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Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1.	**Notifying Member:** EUROPEAN UNION **If applicable, name of local government involved:**
2.	**Agency responsible:** European Commission, Health and Food Safety Directorate-General
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):** Feed
4.	**Regions or countries likely to be affected, to the extent relevant or practicable:** **[X] All trading partners** **[ ] Specific regions or countries:**
5.	**Title of the notified document:** Commission Delegated Regulation supplementing Regulation (EU) 2019/4 of the European Parliament and of the Council by establishing specific maximum levels of cross-contamination of antimicrobial active substances in non-target feed and methods of analysis for these substances in feed (text with EEA relevance). **Language(s):** English. **Number of pages:** 6 and 5 https://members.wto.org/crnattachments/2023/SPS/EEC/23_12867_00_e.pdf https://members.wto.org/crnattachments/2023/SPS/EEC/23_12867_01_e.pdf
6.	**Description of content:** The purpose of this Delegated Regulation is to supplement Regulation (EU) 2019/4 (Medicated Feed Regulation) by establishing, as regards the 24 antimicrobial active substances, specific maximum levels of cross-contamination for these substances in non-target feed and methods of analysis for these antimicrobial active substances in feed. The maximum levels of cross-contamination are based on scientific risk assessments carried out by the European Food Safety Authority. The European Union Reference Laboratory for feed additives recommended methods of analysis for the above-mentioned 24 antimicrobial active substances in feed. A cross-contamination level in non-target feed of 1% of the active substance in the medicated feed is proposed, based on experiences gained and representing a good balance between: - the control of antimicrobial resistance and the levels causing effects on growth promotion or increased yield, based on the scientific opinions of the Authority; - feasibility for the feed industry; - enforceability by competent authorities. Stricter limits are needed e.g. after the production of medicated feed for fish and to avoid residues in certain food. Furthermore, limits should apply in non-target feed in case of flushing with feed materials after production of medicated feed.

7. **Objective and rationale: [X] food safety, [ ] animal health, [ ] plant protection, [ ] protect humans from animal/plant pest or disease, [ ] protect territory from other damage from pests.**

8. **Is there a relevant international standard? If so, identify the standard:**

[ ] **Codex Alimentarius Commission *(e.g. title or serial number of Codex standard or related text)*:**

[ ] **World Organization for Animal Health (OIE) *(e.g. Terrestrial or Aquatic Animal Health Code, chapter number)*:**

[ ] **International Plant Protection Convention *(e.g. ISPM number)*:**

[X] **None**

Does this proposed regulation conform to the relevant international standard?

[ ] Yes [ ] 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:** Regulation (EU) 2019/4 of the European Parliament and of the Council of 11 December 2018, available in all languages of the European Union at https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32019R0004&qid=1696515846729

10. **Proposed date of adoption *(dd/mm/yy)*:** 4th quarter 2023.

Proposed date of publication *(dd/mm/yy)*: 1st quarter 2024.

11. **Proposed date of entry into force: [ ] Six months from date of publication, and/or *(dd/mm/yy)*:** On the twentieth day following that of its publication in the Official Journal of the European Union.

[ ] **Trade facilitating measure**

12. **Final date for comments: [X] Sixty days from the date of circulation of the notification and/or *(dd/mm/yy)*:** 5 December 2023

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:

European Commission
DG Health and Food Safety, Unit A4-Multilateral International Relations
Rue Froissart 101
B-1049 Brussels
Tel: +(32 2) 29 54263
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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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