



6 November 2023

(23-7466)

Page: 1/2

Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

Addendum

The following communication, received on 3 November 2023, is being circulated at the request of the Delegation of the United States of America.

Prior Notice: Adding Requirement To Submit Mail Tracking Number for Articles of Food Arriving by International Mail and Timeframe for Post-Refusal and Post-Hold Submissions; Proposed Rule

The Food and Drug Administration (FDA, the Agency, or we) is proposing to amend its prior notice regulations to add a requirement that the prior notice for articles of food arriving by international mail include the name of the mail service and a mail tracking number and add a requirement that prior notice and food facility registration information be submitted within a certain timeframe, after certain notices of refusal or hold have been issued ("post-refusal" and "post-hold" submission). We are also proposing certain technical changes, including those that reflect expanded capabilities of the Automated Broker Interface/ Automated Commercial Environment/ International Trade Data System (ABI/ACE/ITDS) and the Prior Notice Systems Interface (PNSI). These amendments, if finalized, will improve program efficiency and better enable FDA to protect the U.S. food supply and public health.

<https://www.govinfo.gov/content/pkg/FR-2023-11-01/pdf/2023-24086.pdf>

https://members.wto.org/crnattachments/2023/SPS/USA/23_13314_00_e.pdf

This addendum concerns a:

- Modification of final date for comments
- Notification of adoption, publication or entry into force of regulation
- Modification of content and/or scope of previously notified draft regulation
- Withdrawal of proposed regulation
- Change in proposed date of adoption, publication or date of entry into force
- Other:

Comment period: (If the addendum extends the scope of the previously notified measure in terms of products and/or potentially affected Members, a new deadline for receipt of comments should be provided, normally of at least 60 calendar days. Under other circumstances, such as extension of originally announced final date for comments, the comment period provided in the addendum may vary.)

- Sixty days from the date of circulation of the addendum to the notification and/or (dd/mm/yy): Either electronic or written comments on the proposed rule must be submitted by January 30, 2024.

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

You may submit comments as follows. Please note that late, untimely filed comments will not be considered.

Submit electronic comments in the following way:

- Federal eRulemaking Portal: <https://www.regulations.gov>. Follow the instructions for submitting comments. Comments submitted electronically, including attachments, to <https://www.regulations.gov> will be posted to the docket unchanged. Because your comment will be made public, you are solely responsible for ensuring that your comment does not include any

confidential information that you or a third party may not wish to be posted, such as medical information, your or anyone else's Social Security number, or confidential business information, such as a manufacturing process. Please note that if you include your name, contact information, or other information that identifies you in the body of your comments, that information will be posted on <https://www.regulations.gov>

- If you want to submit a comment with confidential information that you do not wish to be made available to the public, submit the comment as a written/paper submission and in the manner detailed below (see "Written/ Paper Submissions" and "Instructions").

Written/Paper Submissions - Submit written/paper submissions as follows:

- Mail/Hand Delivery/Courier (for written/paper submissions): Dockets Management Staff (HFA-305), Food and Drug Administration, 5630 Fishers Lane, Rm. 1061, Rockville, MD 20852.
- For written/paper comments submitted to the Dockets Management Staff, FDA will post your comment, as well as any attachments, except for information submitted, marked and identified, as confidential, if submitted as detailed in "Instructions."

Instructions:

- All submissions received must include the Docket No. FDA- 2011-N-0179 for "Information Required in Prior Notice of Imported Food."

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

Text can be found in the Federal Register, Vol. 88, No. 210, Page 74939 or on the internet at:

<https://www.govinfo.gov/content/pkg/FR-2023-11-01/pdf/2023-24086.pdf>
