



18 December 2023

(23-8649)

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Committee on Sanitary and Phytosanitary Measures

Original: English

**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> Animal feed
<b>4. Regions or countries likely to be affected, to the extent relevant or practicable:</b> <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
<b>5. Title of the notified document:</b> Draft Commission Delegated Regulation (EU) amending Annexes I and II to Directive 2002/32/EC of the European Parliament and of the Council as regards maximum levels and action thresholds for arsenic, cadmium, lead, nickel, rye ergot, delta-9-tetrahydrocannabinol, endosulfan, heptachlor, hexachlorbenzene, hexachlorohexane, dioxins and PCBs, <i>Datura</i> sp., certain coccidiostats and histomonostats and p-phenetidine in animal feed (text with EEA relevance). <b>Language(s):</b> English. <b>Number of pages:</b> 8+17 <a href="https://members.wto.org/crnattachments/2023/SPS/EEC/23_14733_00_e.pdf">https://members.wto.org/crnattachments/2023/SPS/EEC/23_14733_00_e.pdf</a> <a href="https://members.wto.org/crnattachments/2023/SPS/EEC/23_14733_01_e.pdf">https://members.wto.org/crnattachments/2023/SPS/EEC/23_14733_01_e.pdf</a>
<b>6. Description of content:</b> The draft Delegated Regulation amends the Annexes to Directive 2002/32/EC of the European Parliament and of the Council on undesirable substances taking into account the experience in implementation of the Directive and the outcome of scientific opinions from the European Food Safety Authority (EFSA). The changes in the Annexes to the Directive relate to: <ul style="list-style-type: none"><li>– the establishment of maximum levels for nickel, Δ9-tetrahydrocannabinol (Δ9-THC) and p-phenetidine;</li><li>– certain maximum levels for arsenic, cadmium, lead, rye ergot, endosulfan, heptachlor, hexachlorobenzene, hexachlorocyclohexane, dioxins and dioxin-like PCBs, <i>Datura</i> seeds;</li><li>– the section on authorised feed additives in feed for non-target animal species following unavoidable carry-over following changes in the conditions of authorisation of certain feed additives;</li><li>– certain action levels for dioxins and PCBs.</li></ul>
<b>7. Objective and rationale:</b> <input checked="" type="checkbox"/> food safety, <input checked="" 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.
<b>8. Is there a relevant international standard? If so, identify the standard:</b> <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

<p><b>Does this proposed regulation conform to the relevant international standard?</b>  <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><b>If no, describe, whenever possible, how and why it deviates from the international standard:</b></p>
<p><b>9. Other relevant documents and language(s) in which these are available:</b></p>
<p><b>10. Proposed date of adoption (dd/mm/yy):</b> March 2024.  <b>Proposed date of publication (dd/mm/yy):</b> March 2024.</p>
<p><b>11. Proposed date of entry into force:</b> <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): 20 days following that of its publication in the Official Journal of the European Union.  <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): 16 February 2024</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 A4-Multilateral International Relations          Rue Froissart 101          B-1049 Brussels          Tel: +(32 2) 29 54263          E-mail: <a href="mailto:sps@ec.europa.eu">sps@ec.europa.eu</a></p>
<p><b>13. Text(s) available from:</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 A4-Multilateral International Relations          Rue Froissart 101          B-1049 Brussels          Tel: +(32 2) 29 54263          E-mail: <a href="mailto:sps@ec.europa.eu">sps@ec.europa.eu</a></p>