



4 January 2024

(24-0009)

Page: 1/2

Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1. Notifying Member: <u>EUROPEAN UNION</u> 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): Cereals and cereal products for human consumption
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 Commission Regulation amending Regulation (EU) 2023/915 as regards maximum levels of deoxynivalenol in food (Text with EEA relevance). Language(s): English. Number of pages: 3+3 https://members.wto.org/crnattachments/2024/SPS/EEC/24_00024_00_e.pdf https://members.wto.org/crnattachments/2024/SPS/EEC/24_00024_01_e.pdf
6. Description of content: Review of maximum levels for deoxynivalenol in cereals and cereal products intended for human consumption.
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 checked="" type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text): General Standard for Contaminants and toxins in food and feed (CXS 193-1995) <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 type="checkbox"/> None Does this proposed regulation conform to the relevant international standard? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If no, describe, whenever possible, how and why it deviates from the international standard: The Codex maximum level for cereal-based foods for infants and young children of 200 µg/kg while the notified draft foresees the establishment of a lower level of 150 µg/kg. The Codex maximum level for flour semolina and flakes derived from wheat, maize or barley is 1,000 µg/kg while the notified draft foresees the establishment of a lower level of

<p>600 µg/kg for flour, semolina and flakes derived from wheat or barley. The foreseen maximum level for flour; semolina and flakes derived from maize is in line with the Codex maximum level of 1,000 µg/kg.</p> <p>The Codex maximum level for cereal grains (wheat, maize and barley) destined for further processing of 2,000 µg/kg is higher than the maximum level foreseen in the notified draft for unprocessed cereals. However, the levels are not comparable given that the Codex level applies to cereals before cleaning/sorting proven to reduce the level of deoxynivalenol while the maximum levels in the foreseen draft apply to unprocessed cereals after cleaning, sorting or physical treatment. Given that cleaning, sorting or any other physical treatment can significantly reduce the level of deoxynivalenol, it is considered that there is no divergence between the levels.</p> <p>EFSA in its scientific opinion in 2017, concluded that the current exposure to deoxynivalenol is above the Tolerable Daily Intake (TDI) for certain population groups, indicating a potential health concern: https://efsa.onlinelibrary.wiley.com/doi/full/10.2903/j.efsa.2017.4718.</p> <p>On the other hand, recent occurrence data and information on the application of good practices indicate that lower levels than the current existing maximum levels can be achieved by applying good practices and therefore it is appropriate to lower the maximum level for certain foods following the principle that maximum levels are to be set at a level as low as reasonably achievable by applying good practices to minimize contamination to ensure a high level of human health protection.</p>
<p>9. Other relevant documents and language(s) in which these are available:</p>
<p>10. Proposed date of adoption (dd/mm/yy): March 2024 Proposed date of publication (dd/mm/yy): March 2024</p>
<p>11. Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): 1 July 2024 <input type="checkbox"/> Trade facilitating measure</p>
<p>12. Final date for comments: <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 4 March 2024 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>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: sps@ec.europa.eu</p>
<p>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:</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: sps@ec.europa.eu</p>