



31 October 2016

(16-5966)

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 Consumers 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 (HS Codes: 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008), foodstuffs of animal origin (HS Codes: 0201, 0202, 0203, 0204, 0205, 0206, 0207, 0208, 0209, 0210) and certain products of plant origin, including fruit and vegetables
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: Annexes to "Draft Commission Regulation amending Annexes II and III and V to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for fluopyram, hexachlorocyclohexane (HCH), alpha-isomer, hexachlorocyclohexane (HCH), beta-isomer, hexachlorocyclohexane (HCH), sum of isomers, except the gamma isomer, lindane (hexachlorocyclohexane (HCH), gamma-isomer), nicotine and profenofos in or on certain products (Text with EEA relevance)". Language(s): English. Number of pages: 19 http://members.wto.org/crnattachments/2016/SPS/EEC/16_4547_00_e.pdf http://members.wto.org/crnattachments/2016/SPS/EEC/16_4547_01_e.pdf
6. Description of content: These notified annexes to the draft Regulation set proposed maximum residue levels for fluopyram, hexachlorocyclohexane (HCH), alpha-isomer, hexachlorocyclohexane (HCH), beta-isomer, hexachlorocyclohexane (HCH), sum of isomers, except the gamma isomer, lindane (hexachlorocyclohexane (HCH), gamma-isomer), nicotine and profenofos in or on certain products in Annex II and V to Regulation (EC) No 396/2005. MRLs for these substances in certain commodities are changed: either increased, lowered, or deleted. Higher MRLs are set to accommodate new uses in the European Union and in third countries which export those commodities to the European Union. Lower MRLs are set after updating the limit of determination and/or deleting old uses which are not authorized any more in the European Union or for which there is not enough data for an MRL to be set. Deleted MRLs for hexachlorocyclohexane (HCH), sum of isomers, except the gamma isomer are replaced by specific MRLs for hexachlorocyclohexane (HCH), alpha-isomer and hexachlorocyclohexane (HCH) beta-isomer.
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 checked="" type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text): Codex Maximum Residue Limits for pesticides fluopyram, lindane and profenofos. The list of Codex MRLs is available at: http://www.fao.org/fao-who-codexalimentarius/standards/pestres/pesticides/en/</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 type="checkbox"/> None</p> <p>Does this proposed regulation conform to the relevant international standard?</p> <p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If no, describe, whenever possible, how and why it deviates from the international standard: The European Food Safety Authority published reasoned opinions on the review of the existing maximum residue levels for fluopyram. Based on this opinion the Regulation (EC) No 396/2005 should therefore be amended following a risk analysis approach.</p>
9.	<p>Other relevant documents and language(s) in which these are available:</p> <ul style="list-style-type: none"> - "Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Council Directive 91/414/EEC" http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=CONSLEG:2005R0396:20120101:EN:PDF - Reasoned opinion published by the European Food Safety Authority on the setting of MRLs for fluopyram http://www.efsa.europa.eu/en/efsajournal/pub/4520 (available in English)
10.	<p>Proposed date of adoption (dd/mm/yy): April 2017 Proposed date of publication (dd/mm/yy): April 2017</p>
11.	<p>Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): Twenty days after publication in the Official Journal of the European Union. <input type="checkbox"/> Trade facilitating measure</p>
12.	<p>Final date for comments: <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 30 December 2016</p> <p>Agency or authority designated to handle comments: <input checked="" type="checkbox"/> National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p>European Commission DG Health and Consumers, Unit D2 - Multilateral international relations Rue Froissart 101 B 1049 Brussels Tel: +(32 2) 29 54263 Fax: +(32 2) 29 98090 E-mail: sps@ec.europa.eu</p>
13.	<p>Text(s) available from: <input checked="" type="checkbox"/> National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p>European Commission DG Health and Consumers, Unit D2 - Multilateral international relations Rue Froissart 101 B 1049 Brussels Tel: +(32 2) 29 54263 Fax: +(32 2) 29 98090 E-mail: sps@ec.europa.eu</p>