

26 June 2024

Original: English

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Committee on Sanitary and Phytosanitary Measures

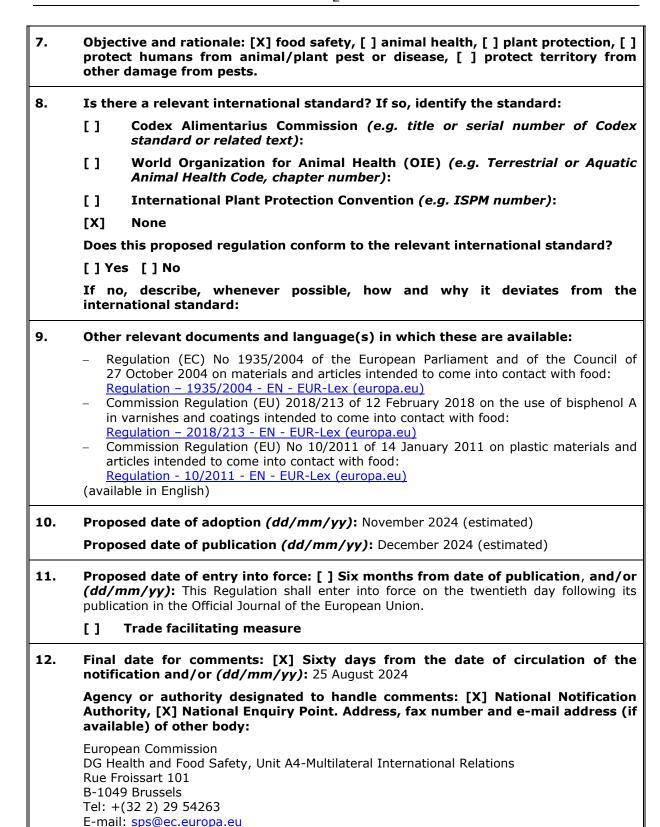
NOTIFICATION

- 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): Food containers and packaging materials insofar as they fall within the scope of the draft Regulation (in particular lacquered metal packaging); HS codes 39 (plastics and articles thereof) and 40 (rubbers and articles thereof) insofar as the materials fall within the scope of the draft Regulation (e.g. 3924 10 00); Prepared foodstuffs insofar as they are packaged in materials and articles within the scope of the draft Regulation
- 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:** Draft Commission Regulation on the use of bisphenol A (BPA) and other bisphenols and bisphenol derivatives with harmonised classification for specific hazardous properties in certain materials and articles intended to come into contact with food, amending Regulation (EU) No 10/2011 and repealing Regulation (EU) 2018/213 (Text with EEA relevance). **Language(s):** English. **Number of pages:** 16+4

https://members.wto.org/crnattachments/2024/SPS/EEC/24 03965 00 e.pdf https://members.wto.org/crnattachments/2024/SPS/EEC/24 03965 01 e.pdf

- **6. Description of content:** This Regulation prohibits the use of bisphenol A (BPA) in the manufacture of those food contact materials and articles of which it may be a component, including adhesives, rubbers, ion-exchange resins, plastics, printing inks, silicones and varnishes and coatings. Additionally, it:
 - allows the use of BPA in the manufacture of two specific food contact applications, by derogation and subject to a prohibition on the migration of BPA from the articles into food;
 - prohibits the residual presence in food contact materials and articles that have been manufactured using bisphenols or bisphenol derivatives;
 - prohibits the use of other bisphenols or bisphenol derivatives for which a harmonised classification of carcinogenic, mutagenic, reprotoxic category 1A or 1B or endocrine disrupting category 1, is listed in annex VI to Regulation (EC)M No 1272/2008 and applies, except where a derogation may be given;
 - lays down rules concerning compliance and testing;
 - sets out transitional periods for the application of the requirements.

This draft Commission Regulation will also be notified under the TBT Agreement.



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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