



14 March 2016

(16-1443)

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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): Materials and articles in contact with food (HS Codes: 3919, 3920, 3923 and 3924; ICS Code: 67.250)
4. Regions or countries likely to be affected, to the extent relevant or practicable: <input type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
5. Title of the notified document: Commission Regulation on the use of bisphenol A in varnishes and coatings intended to come into contact with food and amending Regulation (EU) No 10/2011 as regards the use of that substance in plastic food contact materials (Text with EEA relevance) Language(s): English Number of pages: 6+3 http://members.wto.org/crnattachments/2016/SPS/EEC/16_1018_00_e.pdf http://members.wto.org/crnattachments/2016/SPS/EEC/16_1018_01_e.pdf
6. Description of content: The draft regulation lowers the specific migration limit (SML) for BPA from plastic food contact materials in line with the EFSA opinion published in January 2015. It therefore amends Commission Regulation (EU) No 10/2011 on plastic materials and articles intended to come into contact with food. In addition, it applies the same SML to BPA from a varnish or coating applied to materials and articles. The notified draft also sets out the criteria for verification of compliance concerning varnishes and coatings, as well as laying down the requirements for the written declaration of compliance (DoC) for varnished or coated materials and articles.
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 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>Does this proposed regulation conform to the relevant international standard?</p> <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If no, describe, whenever possible, how and why it deviates from the international standard:</p>	
<p>9. Other relevant documents and language(s) in which these are available:</p> <ul style="list-style-type: none"> - Regulation (EC) 1935/2004 of the European Parliament and of the Council of 27 October 2004 on materials and articles intended to come into contact with food and repealing Directives 80/590/EEC and 89/109/EEC (OJ L 338, 13 November 2004, p. 4) http://eur-lex.europa.eu/legal-content/en/ALL/?uri=CELEX%3A32004R1935 - Commission Regulation (EU) No 10/2011 of 14 January 2011 on plastic materials and articles intended to come into contact with food (OJ L 12, 15 January 2011, p. 1-89) http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1456844842696&uri=CELEX:32011R0010 - EFSA opinion (available in English only) The EFSA Journal 2015; 13(1):3978 (available in English) 	
<p>10. Proposed date of adoption (dd/mm/yy): September 2016</p> <p>Proposed date of publication (dd/mm/yy): September 2016</p>	
<p>11. Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): On the 20th day following its publication in the Official Journal of the European Union (the provisions shall apply from six months after the entry into force of the Regulation).</p> <p><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): 13 May 2016</p> <p>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 D2 - Multilateral international relations Rue Froissart 101 B 1049 Brussels Tel: +(32 2) 29 68185/59922 Fax: +(32 2) 29 98090 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 D2 - Multilateral international relations Rue Froissart 101 B 1049 Brussels Tel: +(32 2) 29 68185/59922 Fax: +(32 2) 2998090 E-mail: sps@ec.europa.eu</p>	