



19 March 2021

(21-2323)

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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): 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: Draft Commission Regulation (EU) amending Annexes II and III to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for flupyradifurone and difluoroacetic acid in or on certain products (Text with EEA relevance). Language(s): English. Number of pages: 8 https://members.wto.org/crnattachments/2021/SPS/EEC/21_2074_00_e.pdf https://members.wto.org/crnattachments/2021/SPS/EEC/21_2074_01_e.pdf
6. Description of content: The proposed draft Regulation concerns the review of the existing maximum residue levels (MRLs) for the substances flupyradifurone and difluoroacetic acid. MRLs for these substances are either increased, maintained or lowered. Lower MRLs are set after updating the limits of determination and/or deleting old uses which are not authorised any more in the European Union or for which a human health concern may not be excluded.
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): Codex Maximum Residue Limits 285 - flupyradifurone http://www.fao.org/fao-who-codexalimentarius/codex-texts/dbs/pestres/pesticide-detail/en/?p_id=285 <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):

<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 current EU policy is to align EU MRLs with CXLs if three conditions are fulfilled: (i) that the European Union sets MRLs for the commodity under consideration; (ii) that the current EU MRL is lower than the CXL; and (iii) that the CXL is acceptable to the European Union with respect to aspects such as consumer protection, supporting data, and extrapolations.</p> <p>Where the European Union considers that a proposed CXL is not acceptable, it makes a reservation to the Codex Committee on Pesticide Residues (CCPR). Reservations made by the European Union are listed in the relevant CCPR reports: http://www.fao.org/fao-who-codexalimentarius/committees/committee/related-meetings/en/?committee=CCPR.</p>
<p>9. Other relevant documents and language(s) in which these are available:</p> <p>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/legal-content/EN/ALL/?uri=CELEX%3A32005R0396 (available in English)</p>
<p>10. Proposed date of adoption (dd/mm/yy): October 2021</p> <p>Proposed date of publication (dd/mm/yy): November 2021</p>
<p>11. Proposed date of entry into force: <input checked="" type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy):</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): 18 May 2021</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 54263 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 54263 Fax: +(32 2) 29 98090 E-mail: sps@ec.europa.eu</p>