



27 January 2022

(22-0680)

Page: 1/2

Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1. Notifying Member: <u>THAILAND</u> If applicable, name of local government involved: -
2. Agency responsible: Food and Drug Administration (Thai FDA)
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): Plastic articles in contact with foodstuffs (ICS Code: 67.250)
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 Ministry of Public Health (MOPH) Notification, No. ... B.E. (....) issued by virtue of the Food Act B.E. 2522 entitled "Plastic Food Packagings". Language(s): Thai. Number of pages: 12 https://members.wto.org/crnattachments/2022/SPS/THA/22_0987_00_x.pdf
6. Description of content: The MOPH proposes to revise qualities and standards of certain plastic food packaging whereby the MOPH Notification No. 295 (BE. 2548) entitled "Qualities or Standards of Containers Made from Plastic" on the matter dated 30 December BE. 2548 (2005) will be repealed and replaced by the draft of MOPH Notification No. ... B.E. (....) issued by virtue of the Food Act B.E. 2522 entitled "Plastic Food Packagings". By the virtue of the articles 5 and 6(6) of the Food Act of B.E.2522 (1979), the Minister of Public Health hereby issued the (draft) Notification as follows: Prescribing definition of plastic food packaging and food packaging made from recycled plastic material. Revising qualities or standards for certain plastic food packaging such as the overall migration limit, the restriction for primary aromatic amines (PAAs), the limit for metal migration and the specific migration limit for certain types of food plastics as listed in Annex I. New plastic food packaging other than those listed in Annex I of the notification shall be evaluated safety by the risk assessment center recognized by Thai Food and Drug Administration and shall submit that report of safety assessment to Thai Food and Drug Administration for approval before marketing or using. It permits to use plastic food packaging made from recycled Polyethylene terephthalate (PET) which recycled PET obtained from secondary recycling or mechanical recycling process shall be evaluated safety and efficiency of recycling technology to prove that it can eliminate or reduce contaminants from input plastic. This notification shall enter into force from the day following the date of its publication in the Government Gazette. Plastic food packagings which have been used prior to this notification comes into force that plastic food packagings can be continuously use but not exceed three years from the date of this notification come into force.6. Plastic food packagings including plastic food packaging made from recycled Polyethylene terephthalate which use from the date of this notification come into force that quality and standard are different from this notification,

	quality and standard may comply with the quality and standard described in the MOPH Notification No. 295 (BE. 2548) until two years following the date of its publication in the Government Gazette.
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 type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):</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 checked="" type="checkbox"/> None</p> <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>
9.	<p>Other relevant documents and language(s) in which these are available:</p> <ol style="list-style-type: none"> The Notification of the Ministry of Public Health (No. 295) BE. 2548 entitled "Qualities or Standards of Containers made from Plastic" The Notification of the Ministry of Public Health (no. 92) (BE 2528) entitled "Prescribe Qualities or Standards for Food Containers, Use of Food Containers and Prohibition of Materials Used as Food Containers"
10.	<p>Proposed date of adoption (dd/mm/yy): To be determined.</p> <p>Proposed date of publication (dd/mm/yy): To be determined.</p>
11.	<p>Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): On the day after the date of its publication in the Government Gazette onward.</p> <p><input type="checkbox"/> Trade facilitating measure</p>
12.	<p>Final date for comments: <input type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 30 days from the date of circulation of the notification.</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>
13.	<p>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>National Bureau of Agricultural Commodity and Food Standards (ACFS) 50 Phaholyothin Road, Ladyao Chatuchak, Bangkok 10900; Thailand Tel: +(662) 561 4204 Fax: +(662) 561 4034 E-mail: spsthailand@gmail.com Websites: http://www.acfs.go.th http://www.spsthailand.net/</p>