



26 February 2019

(19-1116)

Page: 1/2

Committee on Technical Barriers to Trade

Original: English

### NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

<b>1. Notifying Member:</b> <u>THE SEPARATE CUSTOMS TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU</u> <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> Bureau of Animal and Plant Health Inspection and Quarantine Council of Agriculture 9F., No. 100, Sec. 2, Heping W. Rd., Zhongzheng Dist., Taipei City 10070, Taiwan TEL: (+886-2)2343-1401 FAX: (+886-2)2332-2200 E-Mail: <a href="mailto:baphiq@mail.baphiq.gov.tw">baphiq@mail.baphiq.gov.tw</a> <b>Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:</b>
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
<b>4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> Agro-pesticides; Pesticides and other agrochemicals (ICS 65.100).
<b>5. Title, number of pages and language(s) of the notified document:</b> Draft Amendment of Agro-pesticides Labelling Management Regulation (10 page(s), in English; 13 page(s), in Chinese)
<b>6. Description of content:</b> <ol style="list-style-type: none"><li>1. To make agro-pesticides comply with GHS and consistent with international hazard labelling, a business support IT system is to be devised to assist agro-pesticide businesses in label application. The IT system produces label samples and allows specification of products information, including hazard pictograms and hazard statements. The IT system also provides Agro-pesticide business with a better procedure in application of label use or modification.</li><li>2. To avoid non-compliant labelling, such as correcting information by using stickers or by affixing both new and original labels on the package, the amendment adds new requirements on label modification applications. The original label must be replaced within a time limit after a label modification application is made (Article 3 was amended) .</li><li>3. The amendment makes changes to the information items required on a label of formulated agro-pesticides. Mode of action classification codes and product barcodes are required. Also to comply with GHS, the warning labels and the notices to user are replaced with the GHS hazard pictograms, precautionary pictograms, signal words, and hazard statement. The amendment further aims to</li></ol>

	<p>implement the user's manual policy. Each retail unit of agro-pesticide must be accompanied with a user's manual (Article 5 was amended).</p> <p>4. The amendment makes change to the information items required on a label of technical grade agro-pesticides. The warning labels and the notices to user are replaced with the GHS hazard pictograms, precautionary pictograms, signal words, and hazard statement (Article 6 was amended).</p> <p>5. To ensure visibility of agro-pesticide labels, the amendment adds new requirements on the labelling by the businesses. The information given from such labelling texts or images must not overlap with the information which is legally required on an agro-pesticide label (Article 7 was amended).</p> <p>6. To comply with GHS and to categorize agro-pesticides by their properties, the amendment adds new requirements on technical grade agro-pesticides and formulated agro-pesticides. Hazard pictograms, signal words, and hazard statements must comply with the national standard, CNS 15030. The warning label is replaced with hazard pictograms; the notices to user are replaced with precautionary pictograms. Also, the amendment adds an Attachment of Honey Bee Acute Toxicity Classification, so that the control over agro-pesticide's effect to non-target organism will be further strengthened (Article 12 was amended).</p>
7.	<p><b>Objective and rationale, including the nature of urgent problems where applicable:</b> Responding to significant and large increase in the international chemical trading, many countries have adopted stringent regulations to ensure safety of chemical use, transportation, and handling. Globally Harmonized System of Classification and Labelling of Chemicals has been incorporated internationally under laws and regulations to standardize and harmonize the classification and labelling of chemicals. CNS 15030 was developed based on the GHS. Both the MOL and the EPA use CNS 15030 as a basis for chemical management and hazards communication.</p> <p>The amendments proposed aim to strengthen the management of agro-pesticides labelling, to bring the local system in line with international standards, and to emphasize and differentials among agro-pesticides properties.</p>
8.	<p><b>Relevant documents:</b></p> <ul style="list-style-type: none"> <li>Agro-pesticides Management Act <a href="https://law.moj.gov.tw/LawClass/LawAll.aspx?pcode=M0140012">https://law.moj.gov.tw/LawClass/LawAll.aspx?pcode=M0140012</a></li> </ul>
9.	<p><b>Proposed date of adoption:</b> To be determined</p> <p><b>Proposed date of entry into force:</b> To be determined</p>
10.	<p><b>Final date for comments:</b> 60 days from notification</p>
11.	<p><b>Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:</b></p> <p>WTO/TBT Enquiry Point Bureau of Standards, Metrology and Inspection Ministry of Economic Affairs No.4, Sec. 1, Jinan Rd. Zhongzheng Dist., Taipei City 100, Taiwan Tel: (886-2) 23431813 Fax: (886-2) 23431804 E-mail: <a href="mailto:tbteng@bsmi.gov.tw">tbteng@bsmi.gov.tw</a> <a href="https://members.wto.org/crnattachments/2019/TBT/TPKM/19_1038_00_e.pdf">https://members.wto.org/crnattachments/2019/TBT/TPKM/19_1038_00_e.pdf</a> <a href="https://members.wto.org/crnattachments/2019/TBT/TPKM/19_1038_00_x.pdf">https://members.wto.org/crnattachments/2019/TBT/TPKM/19_1038_00_x.pdf</a></p>