

5 July 2021

(21-5324)

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Committee on Technical Barriers to Trade

Original: Spanish

## NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

<b>1.</b>	<b>Notifying Member:</b> <u>PERU</u> <b>If applicable, name of local government involved (Articles 3.2 and 7.2):</b>
<b>2.</b>	<b>Agency responsible:</b> <i>Ministerio de Salud</i> (Ministry of Health) <i>Dirección General de Salud Ambiental e Inocuidad Alimentaria</i> , DIGESA (Directorate-General of Environmental Health and Food Safety) Calle Las Amapolas N° 350 Urb. San Eugenio, Lince - Lima 14, Peru Tel.: (+51-1) 631-440  Email: <a href="mailto:normalim@minsa.gob.pe">normalim@minsa.gob.pe</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>  <i>Ministerio de Comercio Exterior y Turismo</i> , MINCETUR (Ministry of Foreign Trade and Tourism) Calle Uno Oeste N° 50 - Urb. Corpac - Lima 27 - Peru Tel.: (+51-1) 513-6100, Ext. 1223 and 1239 Email: <a href="mailto:otc@mincetur.gob.pe">otc@mincetur.gob.pe</a>
<b>3.</b>	<b>Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
<b>4.</b>	<b>Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> 1602.10.00.00 Homogenised preparations; 1901.10 Preparations suitable for infants or young children, put up for retail sale; 2005.10.00.00 Homogenised vegetables; 2007.10.00.00 Homogenised preparations; 21.04.20.00.00 Homogenised composite food preparations; 2106.90.80.00 Formula, other than milk formula, for infants up to 12 months old
<b>5.</b>	<b>Title, number of pages and language(s) of the notified document:</b> <i>Proyecto de Norma Sanitaria que regula el bisfenol A en los barnices y revestimientos empleados en envases para alimentos destinados a lactantes y niños pequeños</i> (Draft Health Standard regulating bisphenol A in varnishes and coatings used in packaging for foods for infants and young children) (5 pages, in Spanish)
<b>6.</b>	<b>Description of content:</b> The notified draft Health Standard regulating bisphenol A in varnishes and coatings used in packaging for foods for infants and young children provides that packaging or packaging material that comes into contact with foods for infants and young children (infant formula, follow-up or follow-on formula, processed cereal-based foods or milk-based beverages and similar products specifically intended for young children) shall not contain varnishes or coatings containing bisphenol A (BPA). Compliance by suppliers that process and import packaging for foods for infants and young children,

as well as by manufacturers or importers of processed foods for infants and young children, is mandatory.	
<b>7.</b>	<b>Objective and rationale, including the nature of urgent problems where applicable:</b> Protection of human health or safety
<b>8.</b>	<b>Relevant documents:</b> <ul style="list-style-type: none"> <li>• <i>Ley N° 26842, Ley General de Salud</i>, and amendments thereto.</li> <li>• <i>Decreto Legislativo N° 1062, que aprueba la Ley de Inocuidad de los Alimentos</i>.</li> <li>• <i>Decreto Legislativo N° 1161, Ley de Organización y Funciones del Ministerio de Salud</i>, and amendment thereto.</li> <li>• <i>Decreto Supremo N° 008-2017-SA, Reglamento de Organización y Funciones del Ministerio de Salud</i>, and amendments thereto.</li> <li>• <i>Decreto Supremo N° 007-98-SA, Reglamento sobre Vigilancia y Control Sanitario de Alimentos y Bebidas</i>, and amendments thereto.</li> <li>• <i>Decreto Supremo N° 034-2008-AG, que aprueba el Reglamento del Decreto Legislativo N° 1062, Ley de Inocuidad de los Alimentos</i>.</li> <li>• FAO/WHO, 1981. Codex Alimentarius: Standard for Processed Cereal-Based Foods for Infants and Young Children. CXS 74-1981 (revised in 2006; amended in 2017 and 2019).</li> <li>• FAO/WHO, 1981. Codex Alimentarius: Standard for Canned Baby Foods. CODEX STAN 73-1981* (amended in 1983, 1985, 1987, 1989 and 2017). *Previously CAC/RS 73-1976.</li> <li>• Report of the ad hoc Expert Meeting to assess the safety of BPA held by the Food and Agriculture Organization of the United Nations (FAO) and the World Health Organization (WHO), with the support of the European Food Safety Authority, Health Canada, the United States National Institute of Environmental Health Sciences and the United States Food and Drug Administration (FDA). Available at:  <a href="https://apps.who.int/iris/bitstream/handle/10665/44624/97892141564274_eng.pdf?sequence=1&amp;isAllowed=y">https://apps.who.int/iris/bitstream/handle/10665/44624/97892141564274_eng.pdf?sequence=1&amp;isAllowed=y</a></li> </ul>
<b>9.</b>	<b>Proposed date of adoption</b> 180 days from publication  <b>Proposed date of entry into force:</b> Six months from the date of adoption
<b>10.</b>	<b>Final date for comments:</b> 60 days from notification
<b>11.</b>	<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>  Ministerio de Comercio Exterior y Turismo (MINCETUR) Calle Uno Oeste N° 50 - Urb. Corpac - Lima 27 - Peru Tel.: (+51-1) 513-6100, Ext. 1223 and 1239 Email: <a href="mailto:otc@mincetur.gob.pe">otc@mincetur.gob.pe</a>  Ministerio de Salud Dirección General de Salud Ambiental e Inocuidad Alimentaria (DIGESA) Calle Las Amapolas N° 350 Urb. San Eugenio, Lince - Lima 14, Peru Tel.: (+51-1) 631-440 Email: <a href="mailto:normalim@minsa.gob.pe">normalim@minsa.gob.pe</a>

[http://www.digesa.minsa.gob.pe/norma\\_consulta/RM\\_%20712-2021-MINSA.pdf](http://www.digesa.minsa.gob.pe/norma_consulta/RM_%20712-2021-MINSA.pdf)

<http://extranet.comunidadandina.org/sirt/public/index.aspx>

<http://consultasenlinea.mincetur.gob.pe/notificaciones/Publico/FrmBuscador.aspx>

[https://members.wto.org/crnattachments/2021/TBT/PER/21\\_4491\\_00\\_s.pdf](https://members.wto.org/crnattachments/2021/TBT/PER/21_4491_00_s.pdf)