NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** Philippines  **If applicable, name of local government involved (Article 3.2 and 7.2):** |
| **2.** | **Agency responsible:**  MS. PILAR MARILYN M. PAGAYUNAN Director IV Center for Food Regulation and Research (CFRR) Food and Drug Administration DEPARTMENT OF HEALTH  **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:**  Ms. CAROLINE C. DULLER  Center for Food Regulation and Research (CFRR) Food and Drug Administration  DEPARTMENT OF HEALTH  Email: [ccduller@fda.gov.ph](mailto:ccduller@fda.gov.ph); [mvdpinion@fda.gov.ph](mailto:mvdpinion@fda.gov.ph)  [www.fda.gov.ph](http://www.fda.gov.ph) |
| **3.** | **Notified under Article 2.9.2 [****X],** **2.10.1 [****],** **5.6.2 [****],** **5.7.1 [****],** **other****:** |
| **4.** | **Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):** FOOD TECHNOLOGY (ICS 67) |
| **5.** | **Title, number of pages and language(s) of the notified document:** Guidelines for Processed Prepackaged Food Products Containing Trans-Fatty Acids (TFA) (5 page(s), in English) |
| **6.** | **Description of content:** In accordance with FDA mandate under RA 9711 and RA 10611 and their IRRs, this Circular intends to regulate the TFA in processed foods and implement the responsibilities of the Food and Drug Administration (FDA) within its mandate i.e. A to C of item VI. of AO 2021-0039; and (2) determine the appropriate transitory period that shall not be more than two (2) years from the effectivity of the said AO.  The FDA with its regulatory jurisdiction over processed prepackaged food products joins the DOH in implementing AO 2021-0039. Thus, the issuance of this Circular is deemed imperative. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** 1. To provide guidelines for registration of processed prepackaged food products containing TFA intended to be distributed in the Philippine market. 2. To prohibit the importation, local manufacture, distribution, and sale of PartiallyHydrogenated Oils (PHO), and Oils and Fats blended with Partially-Hydrogenated Oils. 3. To prohibit oils and fats with TFA content of more than 2g per 100g; processed prepackaged food with PHOs; and other processed prepackaged food with high TFA content (as defined in this Circular). 4. To set additional requirements for the registration of processed prepackaged food products containing TFA, and specify the transitory period of its implementation.; Protection of human health or safety |
| **8.** | **Relevant documents:** Department of Health (DOH) Administrative Order (AO) 2021-0039 "National Policy on the Elimination of Industrially-Produced Trans-Fatty Acids for the Prevention and Control of Non-Communicable Diseases" or NCD |
| **9.** | **Proposed date of adoption:** 15 days after filing at the UP Law Center and publication in newspaper of general circulation and upon acknowledgement of receipt of a copy hereof by the Office of the National Administrative Register.  **Proposed date of entry into force:** 15 days after filing at the UP Law Center and publication in newspaper of general circulation and upon acknowledgement of receipt of a copy hereof by the Office of the National Administrative Register. |
| **10.** | **Final date for comments:** 9 December 2021 |
| **11.** | **Texts available from: National enquiry point [** **]** **or address, telephone and fax numbers and email and website addresses, if available, of other body:**  Mr. Neil P. Catajay Director Bureau of Philippine Standards Department of Trade and Industry 3F Trade and Industry Building 361 Sen. Gil Puyat Avenue Makati City Philippines 1200  (632) 751 4700; (632) 7913128 [bps@dti.gov.ph](mailto:bps@dti.gov.ph) <http://www.bps.dti.gov.ph> Head of Organization  <https://members.wto.org/crnattachments/2021/TBT/PHL/21_7557_00_e.pdf> |