NOTIFICATION

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| **1.** | **Notifying Member:** EUROPEAN UNION**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:****[****X]** **All trading partners** **[****]** **Specific regions or countries:**  |
| **5.** | **Title of the notified document:** Draft Commission Regulation amending Annexes II and V to Regulation (EC) No 396/2005 of the European Parliament and of the Council as regards maximum residue levels for denatonium benzoate, diuron, etoxazole, methomyl and teflubenzuron in or on certain products (Text with EEA relevance).**Language(s):** English. **Number of pages:** 5 + 14[https://members.wto.org/crnattachments/2023/SPS/EEC/23\_1319\_00\_e.pdf](https://members.wto.org/crnattachments/2023/SPS/EEC/23_1319_00_e.pdf%22%20%5Ct%20%22_blank)<https://members.wto.org/crnattachments/2023/SPS/EEC/23_1319_01_e.pdf><https://members.wto.org/crnattachments/2023/SPS/EEC/23_1319_02_e.pdf><https://members.wto.org/crnattachments/2023/SPS/EEC/23_1319_03_e.pdf><https://members.wto.org/crnattachments/2023/SPS/EEC/23_1319_04_e.pdf> |
| **6.** | **Description of content:** The proposed draft Regulation concerns the review of existing MRLs for denatonium benzoate, diuron, etoxazole, methomyl and teflubenzuron in certain food commodities following the non-approval of these substances for use on edible crops in the European Union. MRLs for these substances in certain commodities are lowered. Lower MRLs are set after deleting old uses which are not authorised any more in the European Union and for which a human health concern may not be excluded. |
| **7.** | **Objective and rationale: [****X]****food safety, [****]****animal health, [****]****plant protection, [****]****protect humans from animal/plant pest or disease, [****]****protect territory from other damage from pests.**  |
| **8.** | **Is there a relevant international standard? If so, identify the standard:****[****X]** **Codex Alimentarius Commission *(e.g. title or serial number of Codex standard or related text)*:** Maximum Residue Limits for pesticides etoxazole, methomyl and teflubenzuron in some commodities. CODEX MRLs list is available at https://www.fao.org/fao-who-codexalimentarius/codex-texts/dbs/pestres/pesticides/en/.**[****]** **World Organization for Animal Health (OIE) *(e.g. Terrestrial or Aquatic Animal Health Code, chapter number)*:** **[****]** **International Plant Protection Convention *(e.g. ISPM number)*:** **[****]** **None****Does this proposed regulation conform to the relevant international standard?** **[****]** **Yes [****X]** **No****If no, describe, whenever possible, how and why it deviates from the international standard:** Etoxazole, methomyl and teflubenzuron are not approved in the European Union for edible crops. The European Food Safety Authority published reasoned opinions on the existing MRLs. Based on these opinions, Regulation (EC) No 396/2005 should be amended following a risk analysis approach. |
| **9.** | **Other relevant documents and language(s) in which these are available:** * 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>* EFSA Conclusion on the peer review of the pesticide risk assessment of the active substance etoxazole; EFSA Journal 2017;15(10):4988

<https://doi.org/10.2903/j.efsa.2017.4988>* EFSA Reasoned Opinion on the review of the existing maximum residue levels for methomyl according to Article 12 of Regulation (EC) No 396/2005; EFSA Journal 2015;13(10):4277

<https://doi.org/10.2903/j.efsa.2015.4277>* EFSA Reasoned Opinion on the setting of import tolerances for teflubenzuron in grapefruits, mandarins and broccoli; EFSA Journal 2018;16(11):5474

<https://doi.org/10.2903/j.efsa.2018.5474>* EFSA Scientific support for preparing an EU position in the 49th Session of the Codex Committee on Pesticide Residues (CCPR); EFSA Journal 2017;15(7):4929

<https://doi.org/10.2903/j.efsa.2017.4929>(available in English) |
| **10.** | **Proposed date of adoption *(dd/mm/yy)*:** 11 September 2023**Proposed date of publication *(dd/mm/yy)*:** 11 October 2023 |
| **11.** | **Proposed date of entry into force: [****X]****Six months from date of publication**, **and/or** ***(dd/mm/yy)*:** 1 May 2024**[****]** **Trade facilitating measure**  |
| **12.** | **Final date for comments: [****X]****Sixty days from the date of circulation of the notification and/or *(dd/mm/yy)*:** 25 April 2023**Agency or authority designated to handle comments: [****X]****National Notification Authority, [****X]****National Enquiry Point.** **Address, fax number and e‑mail address (if available) of other body:** European CommissionSANTE - Directorate-General for Health and Food SafetyDirectorate D, Unit A4 Multilateral International RelationsRue Froissart 101Tel: +(322) 29 54263/60933/80895Fax: +(322) 29 98566E-mail: sps@ec.europa.euWebsite: <http://www.ec.europa.euhttp://ec.europa.eu/food/safety/international_affairs/wto/index_en.htm> |
| **13.** | **Text(s) available from: [****X]****National Notification Authority, [****X]****National Enquiry Point.** **Address, fax number and e‑mail address (if available) of other body:** European CommissionSANTE - Directorate-General for Health and Food SafetyDirectorate D, Unit A4 Multilateral International RelationsRue Froissart 101Tel: +(322) 29 54263/60933/80895Fax: +(322) 29 98566E-mail: sps@ec.europa.euWebsite: <http://www.ec.europa.euhttp://ec.europa.eu/food/safety/international_affairs/wto/index_en.htm> |