



15 August 2017

(17-4369)

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Committee on Sanitary and Phytosanitary Measures

Original: English/French

**NOTIFICATION**

<b>1. Notifying Member:</b> <u>CANADA</u> <b>If applicable, name of local government involved:</b>
<b>2. Agency responsible:</b> Health Canada
<b>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):</b> Patulin in apple juice and unfermented apple cider (ICS Code: 67.160.20)
<b>4. Regions or countries likely to be affected, to the extent relevant or practicable:</b> <input checked="" type="checkbox"/> <b>All trading partners</b> <input type="checkbox"/> <b>Specific regions or countries:</b>
<b>5. Title of the notified document:</b> Health Canada's Proposal to transfer the maximum level (ML) for patulin in apple juice and unfermented apple cider from the <i>List of Maximum Levels for Various Chemical Contaminants in Foods</i> to the regulatory <i>List of Contaminants and Other Adulterating Substances in Foods</i> - Reference Number: NOP/AVP-C-2017-4. <b>Language(s):</b> English and French. <b>Number of pages:</b> 5 and 5
<b>6. Description of content:</b> The <i>List of Maximum Levels for Various Chemical Contaminants in Foods</i> specifies an ML of 50 parts per billion (p.p.b.) (expressed in the list as 50 µg/kg or micrograms per kilogram) for patulin in apple juice, including the apple juice portion of any juice blends or drinks, and unfermented apple cider. If these foods contain patulin at concentrations above 50 p.p.b., they would be considered in violation of section 4(1) of the <a href="#">Food and Drugs Act</a> .  The existing ML for patulin in apple juice was established by Health Canada in 2011. The Department has confirmed that this ML continues to be health protective and relevant in the Canadian context.  Health Canada is proposing to transfer the existing ML for patulin in apple juice, including the apple juice portion of any juice blends or drinks, and unfermented apple cider from the <i>List of Maximum Levels for Various Chemical Contaminants in Foods</i> to the regulatory <i>List of Contaminants and Other Adulterating Substances in Foods</i> , thereby removing this ML from the first list. It is the intention of Health Canada to modify Part 2 of the <i>List of Contaminants and Other Adulterating Substances in Food</i> as outlined. Footnote 1, which explains that MLs also apply to the food when it is present as an ingredient in another food, would make the qualifying text that follows the current listing of "apple juice" redundant. Therefore, the text "including the apple juice portion of any juice blends or drinks" will not appear after apple juice in the proposed listing.
<b>7. Objective and rationale:</b> <input checked="" type="checkbox"/> <b>food safety</b> , <input type="checkbox"/> <b>animal health</b> , <input type="checkbox"/> <b>plant protection</b> , <input type="checkbox"/> <b>protect humans from animal/plant pest or disease</b> , <input type="checkbox"/> <b>protect territory from other damage from pests.</b>

8.	<p><b>Is there a relevant international standard? If so, identify the standard:</b></p> <p><input checked="" type="checkbox"/> <b>Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):</b> CODEX STAN 193-1995</p> <p><input type="checkbox"/> <b>World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):</b></p> <p><input type="checkbox"/> <b>International Plant Protection Convention (e.g. ISPM number):</b></p> <p><input type="checkbox"/> <b>None</b></p> <p><b>Does this proposed regulation conform to the relevant international standard?</b></p> <p><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</p> <p><b>If no, describe, whenever possible, how and why it deviates from the international standard:</b></p>
9.	<p><b>Other relevant documents and language(s) in which these are available:</b></p> <p>Health Canada's Food and Nutrition – "Public Involvement and Partnerships" Website, posted 4 August 2017 (available in English and French):</p> <p><a href="https://www.canada.ca/en/health-canada/services/food-nutrition/public-involvement-partnerships.html">https://www.canada.ca/en/health-canada/services/food-nutrition/public-involvement-partnerships.html</a> (English)</p> <p><a href="https://www.canada.ca/fr/sante-canada/services/aliments-nutrition/participation-public-partenariats.html">https://www.canada.ca/fr/sante-canada/services/aliments-nutrition/participation-public-partenariats.html</a> (French)</p>
10.	<p><b>Proposed date of adoption (dd/mm/yy):</b> The proposed ML will be legally enabled once it is published in Health Canada's <a href="#">List of Contaminants and Other Adulterating Substances in Foods</a>.</p> <p><b>Proposed date of publication (dd/mm/yy):</b> Not applicable</p>
11.	<p><b>Proposed date of entry into force: <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy):</b> The ML noted in this document comes into force the day on which the modifications are made to the <a href="#">List of Contaminants and Other Adulterating Substances in Foods</a>.</p> <p><input type="checkbox"/> <b>Trade facilitating measure</b></p>
12.	<p><b>Final date for comments: <input type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy):</b> 17 October 2017</p> <p><b>Agency or authority designated to handle comments: <input type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</b></p> <p>Canada's Notification Authority and Enquiry Point  Global Affairs Canada  Technical Barriers and Regulations  111, promenade Sussex Drive, Ottawa, ON K1A 0G2  Canada  Tel: +(343) 203 4273  Fax: +(613) 943 0346  E-mail: enquiry@international.gc.ca</p>

**13. Text(s) available from: [ ] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:**

"Health Canada's Proposal to transfer the maximum level (ML) for patulin in apple juice and unfermented apple cider from the *List of Maximum Levels for Various Chemical Contaminants in Foods* to the regulatory *List of Contaminants and Other Adulterating Substances in Foods* - Reference Number: NOP/AVP-C-2017-4" is available through the following weblink:

<https://www.canada.ca/en/health-canada/services/food-nutrition/public-involvement-partnerships/proposal-update-maximum-levels-patulin-apple-cider.html> (English)

<https://www.canada.ca/fr/sante-canada/services/aliments-nutrition/participation-public-partenariats/proposition-visant-mettre-jour-concentrations-maximal-patuline-jus-pomme-brut.html> (French)

or requested from:

Canada's Notification Authority and Enquiry Point

Global Affairs Canada

Technical Barriers and Regulations

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