NOTIFICATION

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| **1.** | **Notifying Member:** Thailand**If applicable, name of local government involved:** - |
| **2.** | **Agency responsible:** Food and Drug Administration (Thai FDA) |
| **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):** Foods (ICS Code: 67.040) |
| **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 MOPH Notification, B.E..., entitled "Maximum levels for contaminants and toxins in food". **Language(s):** Thai. **Number of pages:** 15<https://members.wto.org/crnattachments/2019/SPS/THA/19_0847_00_x.pdf> |
| **6.** | **Description of content:** Since contamination and mycotoxins generally may imply a risk to human health and since Codex has established the General Standard for Contaminants and Toxins in Food and Feed (CXS 193-1995), the Ministry of Public Health has amended the maximum level requirements of contaminants and toxins in food as follows:1. The MOPH will revoke several MOPH notifications regarding the ML requirements as shown in Annex 1 and replace them with the MLs as shown in Annex 2 of this draft notification.
2. Annex 2 sets out the maximum levels for certain contaminants including:
3. heavy metals (i.e. arsenic, cadmium, mercury, lead and tin);
4. mycotoxins (i.e. aflatoxin, Deoxynivalenol, Fumonisins B1+B2 and Ochratoxin A);
5. other contaminants (i.e. hydrocyanic acid, cyclopropenoid fatty acid, melamine, 3-MCPD); and
6. radionuclides (i.e. Pu-238, I-129, Cs-137 C-14).
7. The methods of analysis for concerned contaminants shall comply with the methods prescribed in Annex 3.
8. This draft notification shall not apply to:
9. food additives, processing aid that comply with MOPH notification Re: food additives;
10. drinking water in seal container that comply with MOPH notification Re: drinking water in seal container;
11. mineral water that comply with MOPH notification Re: mineral water;
12. flavouring agents that comply with MOPH notification Re: flavouring agents;
13. other foods with maximum levels of contaminants and toxins that have been specifically announced by MOPH.
14. Manufacturers or importers of food shall comply with this draft notification within 180 days from the date of entry into force of this draft notification.
15. This draft notification shall come into force from the day following the date of its publication in the Government Gazette.
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| **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)*:**CXS 193-1995**[ ]** **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?** **[****X] Yes [ ]** **No****If no, describe, whenever possible, how and why it deviates from the international standard:**  |
| **9.** | **Other relevant documents and language(s) in which these are available:**   |
| **10.** | **Proposed date of adoption *(dd/mm/yy)*:** To be determined.**Proposed date of publication *(dd/mm/yy)*:** To be determined. |
| **11.** | **Proposed date of entry into force: [ ]****Six months from date of publication**, **and/or** ***(dd/mm/yy)*:** On the date after being notified in the Royal Gazette.**[ ]** **Trade facilitating measure**  |
| **12.** | **Final date for comments: [****X] Sixty days from the date of circulation of the notification and/or *(dd/mm/yy)*:** 15 April 2019**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:** National Bureau of Agricultural Commodity and Food Standards (ACFS)50 Phaholyothin Road, LadyaoChatuchak, Bangkok 10900ThailandTel: +(662) 561 4024Fax: +(662) 561 4034E-mail: spsthailand@gmail.comWebsite: <http://www.acfs.go.th> |
| **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:** E-mail: spsthailand@gmail.com |