



28 November 2022

(22-8843)

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Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1. Notifying Member: <u>MALAYSIA</u> If applicable, name of local government involved:
2. Agency responsible: Food Safety and Quality Division, Ministry of Health Malaysia
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): Beer made from malt (HS code(s): 2203); Wine of fresh grapes, including fortified wines; grape must other than that of heading 20.09 (HS code(s): 2204); Vermouth and other wine of fresh grapes flavoured with plants or aromatic substances (HS code(s): 2205); Other fermented beverages (for example, cider, perry, mead, saké); mixtures of fermented beverages and mixtures of fermented beverages and non-alcoholic beverages, not elsewhere specified or included (HS code(s): 2206); Undenatured ethyl alcohol of an alcoholic strength by volume of 80 % vol. or higher; ethyl alcohol and other spirits, denatured, of any strength (HS code(s): 2207); Undenatured ethyl alcohol of an alcoholic strength by volume of less than 80 % vol.; spirits, liqueurs and other spirituous beverages (HS code(s): 2208)
4. Regions or countries likely to be affected, to the extent relevant or practicable: <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
5. Title of the notified document: Amendments to regulations 361 to 386A and 387 and insertion of a new regulation, i.e. regulation 384A to the Food Regulations 1985 [P.U.(A) 437/1985]. Language(s): English. Number of pages: 10
6. Description of content: The proposed amendments to the Food Regulations 1985 [P.U.(A) 437/1985] involve the following: <ol style="list-style-type: none">1. Amendments to regulation 361 on general standard for alcoholic beverages;2. Amendments to regulations 362 to 386A and 387 on specific requirements of alcoholic beverages in relation to the alcohol content, the addition of other ingredients, the use of food additives and labelling requirements. The purpose of the amendments on all provisions of food additives for alcoholic beverages is to harmonise the food additive requirements with the Codex Alimentarius, i.e., Codex General Standard for Food Additives (GSFA, Codex STAN 192-1995), in line with subregulation 19(2) of the Food Regulations 1985 [P.U.(A) 437/1985]. The conditions under which food additives may be used in alcoholic beverages can be directly referred to GSFA, Codex STAN 192-1995; and3. Insertion of a new regulation, regulation 384A which prescribes the standard and labelling requirements for tequila and mezcal.
7. Objective and rationale: <input checked="" type="checkbox"/> food safety , <input type="checkbox"/> animal health , <input type="checkbox"/> plant protection , <input type="checkbox"/> protect humans from animal/plant pest or disease , <input type="checkbox"/> protect territory from other damage from pests.

<p>8. Is there a relevant international standard? If so, identify the standard:</p> <p><input checked="" type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text): Codex General Standard for Food Additives (GSFA, Codex STAN 192-1995)</p> <p><input type="checkbox"/> World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):</p> <p><input type="checkbox"/> International Plant Protection Convention (e.g. ISPM number):</p> <p><input type="checkbox"/> None</p> <p>Does this proposed regulation conform to the relevant international standard?</p> <p><input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If no, describe, whenever possible, how and why it deviates from the international standard: The proposed amendments of food additives are to be aligned with Codex GSFA. However, there is no Codex standard for the alcoholic beverages. The proposed amendments are based on regulations from other countries including Australia, Brunei Darussalam, Canada, China, the European Union, India, Japan, the Republic of Korea, Mexico, New Zealand, the Philippines, Singapore and the United States of America.</p>
<p>9. Other relevant documents and language(s) in which these are available:</p>
<p>10. Proposed date of adoption (dd/mm/yy): To be determined.</p> <p>Proposed date of publication (dd/mm/yy): To be determined.</p>
<p>11. Proposed date of entry into force: <input checked="" type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy):</p> <p><input type="checkbox"/> Trade facilitating measure</p>
<p>12. Final date for comments: <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 27 January 2023</p> <p>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:</p> <p>Food Safety and Quality Division Ministry of Health Malaysia Level 4, Menara Prisma No. 26, Jln. Persiaran Perdana, Precint 3 62675 F.T. Putrajaya, Malaysia Tel: +(603) 8885 0797 Fax: +(603) 8885 0790 E-mail: sps.fsqd@moh.gov.my Website: http://fsq.moh.gov.my/</p>
<p>13. Text(s) available from: <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:</p> <p>Food Safety and Quality Division Ministry of Health Malaysia Level 4, Menara Prisma No. 26, Jln. Persiaran Perdana, Precint 3 62675 F.T. Putrajaya, Malaysia Tel: +(603) 8885 0797 Fax: +(603) 8885 0790 E-mail: sps.fsqd@moh.gov.my Website: http://fsq.moh.gov.my/</p>