



18 October 2022

(22-7835)

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Committee on Sanitary and Phytosanitary Measures

Original: English

**NOTIFICATION**

<b>1. Notifying Member:</b> <u>THAILAND</u> <b>If applicable, name of local government involved:</b>																		
<b>2. Agency responsible:</b> Food and Drug Administration (Thai FDA)																		
<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> Food in general (ICS code: 67.040)																		
<b>4. Regions or countries likely to be affected, to the extent relevant or practicable:</b> <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:																		
<b>5. Title of the notified document:</b> Draft Ministry of Public Health Notification (MOPH), No. ... B.E. ..., entitled "Food Containing Pesticide Residues (No. 4)". <b>Language(s):</b> Thai and English. <b>Number of pages:</b> 4 and 4 <a href="https://members.wto.org/crnattachments/2022/SPS/THA/22_6978_00_x.pdf">https://members.wto.org/crnattachments/2022/SPS/THA/22_6978_00_x.pdf</a> <a href="https://members.wto.org/crnattachments/2022/SPS/THA/22_6978_00_e.pdf">https://members.wto.org/crnattachments/2022/SPS/THA/22_6978_00_e.pdf</a>																		
<b>6. Description of content:</b> For consumer protection, the Ministry of Public Health (MOPH) is proposing to revise the MOPH Notification concerning the maximum residue level of pesticides in food through a risk-based framework focused on either short-term (acute) or long-term (chronic) exposures using Thai food consumption data and field trial data. The main elements of the draft notification are as follows: <ol style="list-style-type: none"><li>Added the provision of Section 6(8) of the Food Act B.E. 2522 (1979) in conjunction with Clause 4/1; prescribed food containing pesticide defined as Hazardous Substances Type 4 in Annex 1 of the MOPH Notification concerning the maximum residue level of pesticides in food; are prohibited from being produced, imported or sold;</li><li>Add the definition of processed food and criteria for consideration maximum residue limit for processed food of the MOPH Notification No. 387;</li><li>Revised the of Maximum Residue Limit (MRL) for Carbaryl in mangosteen in the annex 2 of the MOPH Notification No. 387;</li><li>The following Maximum Residue Limits (MRLs) are added to annex 2 of the MOPH Notification No. 387, as follows:<table><tr><td>Pesticide</td><td>Commodity</td></tr><tr><td>Carbaryl</td><td>Mangosteen</td></tr><tr><td>Thiamethoxam</td><td>Pineapple</td></tr><tr><td>Imidacloprid</td><td>Pineapple</td></tr><tr><td>Dinotefuran</td><td>Pineapple</td></tr><tr><td>Fluopyram</td><td>Mango</td></tr><tr><td>Fluopyram</td><td>Longan</td></tr><tr><td>Trifloxystrobin</td><td>Mango</td></tr><tr><td>Trifloxystrobin</td><td>Longan</td></tr></table></li><li>This draft Notification shall come into force after the date of its publication in the Government Gazette.</li></ol>	Pesticide	Commodity	Carbaryl	Mangosteen	Thiamethoxam	Pineapple	Imidacloprid	Pineapple	Dinotefuran	Pineapple	Fluopyram	Mango	Fluopyram	Longan	Trifloxystrobin	Mango	Trifloxystrobin	Longan
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7.	<b>Objective and rationale:</b> <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.
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 Standard entitled "Codex Pesticide Residues in Food"</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>  <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> <ul style="list-style-type: none"> <li>- Notification of the Ministry of Public Health, No. 387 (B.E. 2560) (2017) Title: Food Containing Pesticide Residues, issued on 18 August 2017</li> <li>- Notification of the Ministry of Public Health (No. 393) B.E 2561 (2018) Issued by virtue of the Food Act B.E. 2522 Re: Food Containing Pesticide Residues (Pesticide Residues in Food) (No. 2)</li> <li>- Notification of the Ministry of Public Health (No. 419) B.E 2563 (2020) Issued by virtue of the Food Act B.E. 2522 Re: Food Containing Pesticide Residues (Pesticide Residues in Food) (No. 3)</li> </ul> <p>(available in Thai and English)</p>
10.	<p><b>Proposed date of adoption (dd/mm/yy):</b> To be determined.</p> <p><b>Proposed date of publication (dd/mm/yy):</b> To be determined.</p>
11.	<p><b>Proposed date of entry into force:</b> <input type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy): The day after its publication in the Royal Thai Government Gazette.</p> <p><input type="checkbox"/> Trade facilitating measure</p>
12.	<p><b>Final date for comments:</b> <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 17 December 2022</p> <p><b>Agency or authority designated to handle comments:</b> <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. <b>Address, fax number and e-mail address (if available) of other body:</b></p> <p>National Bureau of Agricultural Commodity and Food Standards (ACFS)  50 Phaholyothin Road, Ladyao  Chatuchak, Bangkok 10900; Thailand  Tel: +(662) 561 4204  Fax: +(662) 561 4034  E-mail: <a href="mailto:spsthailand@gmail.com">spsthailand@gmail.com</a>  Websites: <a href="http://www.acfs.go.th">http://www.acfs.go.th</a>  <a href="http://www.spsthailand.net/">http://www.spsthailand.net/</a></p>
13.	<p><b>Text(s) available from:</b> <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. <b>Address, fax number and e-mail address (if available) of other body:</b></p> <p>E-mail: <a href="mailto:spsthailand@gmail.com">spsthailand@gmail.com</a>  Websites: <a href="http://www.acfs.go.th">http://www.acfs.go.th</a>  <a href="http://www.spsthailand.net/">http://www.spsthailand.net/</a></p>