



13 December 2023

(23-8546)

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Committee on Sanitary and Phytosanitary Measures

Original: English

NOTIFICATION

1. Notifying Member: <u>UNITED STATES OF AMERICA</u> If applicable, name of local government involved:
2. Agency responsible: Food and Drug Administration (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): Food preparations, n.e.s. (HS code(s): 2106); Food technology (ICS code(s): 67)
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: Kerry Ingredients and Flavours Ltd.; Filing of Food Additive Petition; Notification of Petition. Language(s): English. Number of pages: 2 https://www.govinfo.gov/content/pkg/FR-2023-10-13/pdf/2023-22613.pdf https://members.wto.org/crnattachments/2023/SPS/USA/23_14518_00_e.pdf
6. Description of content: The Food and Drug Administration (FDA or we) is announcing that we have filed a petition, submitted by Kerry Ingredients and Flavours Ltd., proposing that the food additive regulations be amended to provide for the safe use of vitamin D3 as a nutrient supplement in powdered drink mixes added to water or carbonated water, excluding drinks or drink mixes that are specially formulated or processed for infants.
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.
8. Is there a relevant international standard? If so, identify the standard: <input type="checkbox"/> Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text): <input type="checkbox"/> World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number): <input type="checkbox"/> International Plant Protection Convention (e.g. ISPM number): <input checked="" type="checkbox"/> None Does this proposed regulation conform to the relevant international standard? <input type="checkbox"/> Yes <input type="checkbox"/> 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.	<p>Proposed date of adoption (dd/mm/yy): Not applicable. Proposed date of publication (dd/mm/yy): Not applicable.</p>
11.	<p>Proposed date of entry into force: [] Six months from date of publication, and/or (dd/mm/yy): Not applicable. [X] Trade facilitating measure</p>
12.	<p>Final date for comments: [] Sixty days from the date of circulation of the notification and/or (dd/mm/yy): Not applicable. Agency or authority designated to handle comments: [] National Notification Authority, [] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p>For access to the docket to read background documents or comments received, go to https://www.regulations.gov and insert the docket number found in brackets in the heading of this document into the "Search" box and follow the prompts, and/or go to the Dockets Management Staff, 5630 Fishers Lane, Rm. 1061, Rockville, MD 20852.</p> <p>FOR FURTHER INFORMATION CONTACT: Lane A. Highbarger, Center for Food Safety and Applied Nutrition, Food and Drug Administration, 5001 Campus Dr., College Park, MD 20740, 240-402-1204.</p>
13.	<p>Text(s) available from: [] National Notification Authority, [] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</p> <p>Text can be found in the Federal Register, Vol. 88, No. 197, Page 70918 or on the internet at: https://www.govinfo.gov/content/pkg/FR-2023-10-13/pdf/2023-22613.pdf</p>