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):** Food in general (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 Ministry of Public Health Notification (MOPH), No. ... B.E. ..., entitled "Food Containing Pesticide Residues (No. 4)".**Language(s):** Thai and English. **Number of pages:** 4 and 4[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%22%20%5Ct%20%22_blank)<https://members.wto.org/crnattachments/2022/SPS/THA/22_6978_00_e.pdf> |
| **6.** | **Description of content:** 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:1. 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;
2. Add the definition of processed food and criteria for consideration maximum residue limit for processed food of the MOPH Notification No. 387;
3. Revised the of Maximum Residue Limit (MRL) for Carbaryl in mangosteen in the annex 2 of the MOPH Notification No. 387;
4. The following Maximum Residue Limits (MRLs) are added to annex 2 of the MOPH Notification No. 387, as follows:

 Pesticide Commodity Carbaryl Mangosteen Thiamethoxam Pineapple Imidacloprid Pineapple Dinotefuran Pineapple Fluopyram Mango Fluopyram Longan Trifloxystrobin Mango Trifloxystrobin Longan1. This draft Notification shall come into force after 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)*:** Codex Standard entitled "Codex Pesticide Residues in Food"**[****]** **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:** * Notification of the Ministry of Public Health, No. 387 (B.E. 2560) (2017) Title: Food Containing Pesticide Residues, issued on 18 August 2017
* 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)
* 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)

(available in Thai and English) |
| **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)*:** The day after its publication in the Royal Thai Government 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)*:** 17 December 2022**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 10900; ThailandTel: +(662) 561 4204Fax: +(662) 561 4034E-mail: spsthailand@gmail.comWebsites: <http://www.acfs.go.th> <http://www.spsthailand.net/> |
| **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.comWebsites: <http://www.acfs.go.th> <http://www.spsthailand.net/> |