



Notification Number: 2007/700/F

## Order of [date] on the maximum chlordecone content which certain foodstuffs of plant and animal origin must not exceed in order to be recognised as fit for human consumption

Date received : 21/12/2007

End of Standstill : 21/12/2007

Invocation of the Emergency Procedure : Yes

### Message

Message 002

Communication from the Commission - SG(2007) D/53022

Directive 98/34/EC

Translation of the message 001

Notification: 2007/0700/F

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 200703022.EN)

#### 1. Structured Information Line

MSG 002 IND 2007 0700 F EN 21-12-2007 F NOTIF

#### 2. Member State

F

#### 3. Department Responsible

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#### 3. Originating Department

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la Protection des végétaux, Bureau de la réglementation et de la mise sur le marché des intrants  
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#### 4. Notification Number

2007/0700/F - C50A

#### 5. Title

Order of [date] on the maximum chlordecone content which certain foodstuffs of plant and animal origin must not exceed in order to be recognised as fit for human consumption

#### 6. Products Concerned

Foodstuffs of plant origin  
Foodstuffs of animal origin

#### 7. Notification Under Another Act

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#### 8. Main Content

The draft Order of [date] on the maximum chlordecone content which certain foodstuffs of plant and animal origin must not exceed in order to be recognised as fit for human consumption lays down:

- the set of maximum residue limit values for chlordecone for inclusion in Annex III of Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005,
- national maximum residue limits for chlordecone in fish, fish-based products, crustaceans, molluscs and other products fished or farmed in fresh water, deemed safe for consumers by the French Food Safety Agency, MRLs for various foodstuffs not already standardised at Community level.

This Order repeals:

- the Order of 10 October 2005 on the maximum chlordecone content which certain foodstuffs of plant origin must not exceed in order to be recognised as fit for human consumption
- the Order of 5 October 2005 on the maximum chlordecone content which certain foodstuffs of animal origin must not exceed in order to be recognised as fit for human consumption

#### 9. Brief Statement of Grounds

Following the updated assessment by the French Food Safety Agency of September 2007 on the Antilles population's dietary exposure to chlordecone, this Order laying down national MRLs for inclusion in Annex III to Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 shall be published in the Official Journal of the French Republic pending the entry into force of the aforesaid regulation.

#### 10. Reference Documents - Basic Texts

Order of 10 October 2005 on the maximum chlordecone content which certain foodstuffs of plant origin must not exceed in order to be recognised as fit for human consumption

<http://www.legifrance.gouv.fr/WAspad/Visu?cid=751001&indice=1&table=JORF&ligneDeb=1>

(ANNEX I)

Order of 5 October 2005 on the maximum chlordecone content which certain foodstuffs of animal origin must not exceed in order to be recognised as fit for human consumption



<http://www.legifrance.gouv.fr/WAspad/Visu?cid=751024&indice=1&table=JORF&ligneDeb=1#>

(ANNEX II)

Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 on maximum residue levels of pesticides in or on food and feed of plant and animal origin and amending Directive 91/414/EC

<http://eur-lex.europa.eu/LexUriServ/site/fr/consleg/2005/R/02005R0396-20060222-fr.pdf>

(ANNEX III)

#### **11. Invocation of the Emergency Procedure**

YES

#### **12. Grounds for the Emergency**

The French Food Safety Agency (AFSSA) is responsible for assessing the Antilles population's dietary exposure to chlordecone and for proposing maximum residue limits for foodstuffs. In response to AFSSA's initial findings in 2005, the French authorities adopted two interministerial orders setting MRLs for chlordecone in foodstuffs of plant and animal origin in accordance with the agency's recommendations. Once additional data was acquired (following investigations into dietary consumption in Martinique and Guadeloupe and analysis of representative samples of the foods consumed), AFSSA concluded that the MRL values could be refined in light of the newly available data and that particular attention should be paid to sea water and fresh water products in order to protect the health of European consumers. In the interests of significantly reducing the Antilles population's exposure to chlordecone, the purpose of this Order is to anticipate the entry into force of Regulation (EC) No 396/2005 of the European Parliament and of the Council of 23 February 2005 and to propose MRLs in MRL and fresh water products, in accordance with AFSSA's recommendations.

#### **13. Confidentiality**

NO

#### **14. Fiscal measures**

NO

#### **15. Impact assessment**

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#### **16. TBT and SPS aspects**

TBT and SPS aspects (Agreements drawn up within the framework of the WTO)

TBT aspect (Agreement on Technical Barriers to Trade)

NO

SPS aspect (Agreement on Sanitary and Phytosanitary Measures)

YES

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