



Notification Number: 2004/327/F

## **Draft Order on files accompanying requests for authorisation of the use of pigments and colourings in plastic materials and articles, varnishes and coatings in contact or intended to come into contact with foodstuffs, food products and drinks**

Date received : 06/08/2004

End of Standstill : 08/11/2004

Issue of comments by : Commission

### Message

Message 002

Communication from the Commission - SG(2004) D/51639

Directive 98/34/EC

Translation of the message 001

Notification: 2004/0327/F

No abre el plazo - Nezhajuje 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.

(MSG: 200401639.EN)

#### **1. Structured Information Line**

MSG 002 IND 2004 0327 F EN 08-11-2004 06-08-2004 F NOTIF 08-11-2004

#### **2. Member State**

France

#### **3. Department Responsible**

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#### **3. Originating Department**



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Direction Générale de la Concurrence, de la Consommation et  
de la Répression des Fraudes  
59, Boulevard Vincent Auriol  
75703 Paris Cedex 13

#### **4. Notification Number**

2004/0327/F - C70A

#### **5. Title**

Draft Order on files accompanying requests for authorisation of the use of pigments and colourings in plastic materials and articles, varnishes and coatings in contact or intended to come into contact with foodstuffs, food products and drinks

#### **6. Products Concerned**

Materials in contact with foodstuffs.

#### **7. Notification Under Another Act**

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#### **8. Main Content**

This draft Order stipulates the constitution of files accompanying requests for authorisation of pigments and colourings in plastic materials and articles, varnishes and coatings in contact or intended to come into contact with foodstuffs, food products and drinks.

#### **9. Brief Statement of Grounds**

This text is based on the guidelines of the French agency for food sanitary safety (AFSSA) on the evaluation of pigments and colourings.

These guidelines, published in the opinion of the AFSSA of 9 April 2002 relating to the draft Order on the colouring of materials and articles, are very close to those of the Scientific Committee on Food of 19 December 2001 relating to the constitution of files for the evaluation of substances used in materials intended to come into contact with foodstuffs. In particular, the constitution of the file depends on the level of exposure of the substance to which the request refers.

This procedure involves three types of request:

- 1- authorisations of new pigments and colourings;
- 2- definitive authorisations for the pigments and colourings appearing in section B of the above-mentioned Order on the colouring of material and articles;
- 3- Extensions of the use of pigments and colourings already authorised.

These requests may lead to the modification of the Order of ... (date) on the colouring of plastic materials and articles, varnishes and coatings intended to come into contact with foodstuffs, food products and drinks, which is subject to a separate notification.

These two texts must be examined jointly.

Point A-2 of the annex, relating to confidentiality, has been introduced pursuant to the provisions of Article 18 of the future Community regulation on materials and articles intended to come into contact with foodstuffs.



## 10. Reference Documents - Basic Texts

- A- Directive No 89/109/EEC of the European Council of 21 December 1988 amended on the approximation of the law of the Member States relating to material and articles intended to come into contact with foodstuffs;
- B- Directive No 2002/72/EC of 6 August 2002 of the European Commission relating to plastic materials and articles intended to come into contact with foodstuffs;
- C- Order No 92-631 of 8 July 1992 on materials and articles intended to come into contact with foodstuffs, products and drinks for human and animal consumption;
- D- Order of 2 January 2003 on plastic materials and articles intended to come into contact with foodstuffs, food products and drinks;
- F- Opinion of the French agency for food sanitary safety of 9 April 2002;

## 11. Invocation of the Emergency Procedure

No

## 12. Grounds for the Emergency

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## 13. Confidentiality

No

## 14. Fiscal measures

No

## 15. Impact assessment

-

## 16. TBT and SPS aspects

TBT aspect (Agreement on Technical Barriers to Trade)

- a) No
- b) iii) The draft has no significant effect on international trade.

SPS aspect (Agreement on Sanitary and Phytosanitary measures)

- a) No
- b) i) The draft is not a sanitary or phytosanitary measure within the meaning of Annex A of the SPS Agreement.
- iii) The draft has no significant effect on international trade.

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European Commission

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