

2 November 2022

(22-8228)

Page: 1/3

Committee on Sanitary and Phytosanitary Measures

Original: French

NOTIFICATION

1.	Notifying Member: <u>MOROCCO</u> If applicable, name of local government involved:
2.	Agency responsible: <i>Office National de Sécurité Sanitaire des Produits Alimentaires, ONSSA</i> (National Office for Food Safety)
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): Plant protection products
4.	Regions or countries likely to be affected, to the extent relevant or practicable: ☒ All trading partners ☐ Specific regions or countries:
5.	Title of the notified document: <i>Projet de décret pris pour l'application des dispositions de la loi n° 34-18 relative aux produits phytopharmaceutiques</i> (Draft decree implementing the provisions of Law No. 34-18 on plant protection products) Language(s): French Number of pages: 25 https://members.wto.org/crnattachments/2022/SPS/MAR/22_7386_00_f.pdf
6.	Description of content: The notified draft decree, implementing Law No. 34-18 on plant protection products, sets out the arrangements for the introduction of the national phytopharmacovigilance plan and for the assessment and processing of: 1. applications for the approval of active substances, safeners and synergists; 2. applications for marketing authorization for plant protection products and adjuvants; 3. applications for authorization to conduct experimentation activities involving plant protection products and adjuvants; and 4. applications for authorization to engage in the manufacturing, repackaging, importation, and wholesale and retail distribution of plant protection products and adjuvants, and to provide services pertaining to their use. The notified draft decree establishes the content of the files that are to accompany the above-mentioned applications, and the procedure for assessing and processing applications. It also describes the decisions that may be taken in light of the outcome and conclusions of the assessment and processing of applications, and sets out the reasons for withdrawing the approval and authorization given under Law No. 34-18 and its implementing texts. In addition, the decree establishes the control procedures to be followed by authorized ONSSA officials when investigating and recording infringements committed during the importation, manufacture, repackaging, distribution, sale, putting up for sale and warehousing of plant protection products and adjuvants, and during activities pertaining thereto.

7.	Objective and rationale: ☒ 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: ☐ Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text): ☐ World Organisation 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? ☐ 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: - http://www.onssa.gov.ma/images/reglementation/reglementation-sectorielle/vegetaux-et-produits-dorigine-vegetaux/Sante-vegetale/Pesticides/LOI.34-18.FR.pdf - http://www.onssa.gov.ma/images/reglementation/reglementation-sectorielle/vegetaux-et-produits-dorigine-vegetaux/Sante-vegetale/Pesticides/LOI.42-95.FR.c1.pdf - <i>International Code of Conduct on the Distribution and Use of Pesticides</i> (revised version), adopted by the hundred and twenty-third session of the FAO Council in November 2002. Food and Agriculture Organization of the United Nations. Rome, 2003. ISBN 92-5-104914-9 (https://www.fao.org/3/bt480e/bt480e.pdf) - <i>Rotterdam Convention: Current PIC Circular LV</i>, June 2022 http://www.pic.int/Implementation/PICCircular/tabid/1168/language/en-US/Default.aspx - <i>Guidelines on public health pesticide management policy for the WHO Africa region</i>, WHO, 2011 edition http://apps.who.int/iris/bitstream/handle/10665/97939/9789241501231_eng.pdf;jsessionid=67A2B7A985057F7552CFDD043D9AA63B?sequence=1 - <i>Designing national pesticide legislation</i>, FAO, 2007 edition https://www.fao.org/documents/card/en/c/ebf8d936-31da-5d08-9081-a2fa9e653206/
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): Immediately after publication in the Official Journal of Morocco. NB: Upon the date of entry into force of the notified decree, the active substances, safeners and synergists used in plant protection products and adjuvants that have been approved or authorized for sale under Law No. 42-95 on the control and organization of trade in pesticides for agricultural use, as amended and supplemented, shall be included on a provisional list kept by ONSSA for a period not exceeding 10 years. Applications for approval are to be submitted for the above-mentioned active substances, safeners and synergists, in accordance with the provisions of the notified decree, according to a timetable established and made available to the public by ONSSA. ☐ Trade facilitating measure

- 12. Final date for comments: [X] Sixty days from the date of circulation of the notification and/or (dd/mm/yy): 1 January 2023**

Agency or authority designated to handle comments: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and email address (if available) of other body:

Office National de Sécurité Sanitaire des Produits Alimentaires (National Office for Food Safety)

Division de la Normalisation et des Questions SPS (Standardization and SPS Matters Division)

Direction de l'Évaluation des Risques et des Affaires Juridiques (Directorate of Risk Assessment and Legal Affairs)

Avenue Hadj Ahmed Cherkaoui

Tel.: (+212) 05 37 67 65 11/13

Mobile: 006 7399 7817

Fax: (+212) 05 3768 2049

Email: enquirypoint.spsmar@onssa.gov.ma

Website: <http://www.onssa.gov.ma>

- 13. Text(s) available from: [X] National Notification Authority, [X] National Enquiry Point. Address, fax number and email address (if available) of other body:**

Office National de Sécurité Sanitaire des Produits Alimentaires (National Office for Food Safety)

Division de la Normalisation et des Questions SPS (Standardization and SPS Matters Division)

Direction de l'Évaluation des Risques et des Affaires Juridiques (Directorate of Risk Assessment and Legal Affairs)

Avenue Hadj Ahmed Cherkaoui

Tel.: (+212) 05 37 67 65 11/13

Mobile: 006 7399 7817

Fax: (+212) 05 3768 2049

Email: enquirypoint.spsmar@onssa.gov.ma

Website: <http://www.onssa.gov.ma>