



25 October 2024

(24-7582)

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Committee on Technical Barriers to Trade

Original: English/French

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

1. Notifying Member: <u>CANADA</u> If applicable, name of local government involved (Article 3.2 and 7.2):
2. Agency responsible: Health Canada Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: Canada's Notification Authority and Enquiry Point Technical Barriers and Regulations Division Global Affairs Canada 111 Sussex Drive Ottawa, Ontario, K1A 0G2 Canada Telephone: (343) 203-4273 Fax: (613) 943-0346 Email: enquirypoint@international.gc.ca
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], 3.2 [], 7.2 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): <ul style="list-style-type: none">• Infant formula• Medical foods for ages one or more such as formulated liquid diets• Medical food represented as a total diet replacement for weight reduction• Conventional infant foods such as infant cereals and fruit purees• Gluten free foods• Meal replacements and nutritional supplements
5. Title, number of pages and language(s) of the notified document: Proposed compositional requirements for infant foods and foods currently regulated as foods for special dietary use (available in English and French).
6. Description of content: <ul style="list-style-type: none">• Health Canada is working to modernize its regulations on infant foods and foods for special dietary use. These foods are regulated under Divisions 24 and 25 of the <i>Food and Drug Regulations</i>. On October 23, 2024, Health Canada launched a 60-day pre-consultation specific to the compositional requirements of these foods.

<ul style="list-style-type: none"> • This consultation is a follow up to the pre-consultation on the Regulatory Modernization of Foods for Special Dietary Use and Infant Foods: Divisions 24 and 25 of the Food and Drug Regulations, (https://www.canada.ca/en/health-canada/programs/consultation-regulatory-modernization-foods-special-dietary-use-infant-foods/document.html) held from November 28, 2023, to February 26, 2024. • The proposed compositional requirements vary by product category and include: energy, macronutrients and micronutrient amounts. <p>The consultation will close to new input on December 23, 2024.</p>	
<p>7. Objective and rationale, including the nature of urgent problems where applicable: The current compositional requirements for infant foods and foods for special dietary use are outdated and inflexible. As a result, some products approved in other jurisdictions with nutrient amounts that align with the latest nutrient intake recommendations likely would not comply with the Canadian <i>Food and Drug Regulations</i>. The proposal would help encourage greater access to a variety of products that are safe and nutritionally adequate for people in Canada. The proposal is anchored in the most recent scientific evidence on recommended intakes. Consideration was also given to approaches being applied by other international regulators, Codex standards and stakeholder feedback received to date.</p> <p>Stakeholder feedback to this proposal will help inform the development of draft regulations which are anticipated to be published in the <i>Canada Gazette</i>, Part I for comment, in spring 2026. (https://www.canada.ca/en/health-canada/corporate/about-health-canada/legislation-guidelines/acts-regulations/forward-regulatory-plan/plan.html)</p>	
<p>8. Relevant documents:</p> <p>Health Canada's website:</p> <p>https://www.canada.ca/en/health-canada/programs/consultation-proposed-compositional-requirements-infant-foods-currently-regulated-special-dietary-use.html(English)</p> <p>https://www.canada.ca/fr/sante-canada/programmes/consultation-proposition-exigences-composition-aliments-bebes-presentement-reglementes-usage-dietetique-special.html(French)</p>	
<p>9. Proposed date of adoption: To be determined.</p> <p>Proposed date of entry into force: To be determined.</p>	
<p>10. Final date for comments: 23 December 2024</p>	

11. Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:

The electronic version of the regulatory text can be found and comments be submitted at the following Web site:

Proposed compositional requirements for infant foods and foods currently regulated as foods for special dietary use - <https://www.canada.ca/en/health-canada/programs/consultation-proposed-compositional-requirements-infant-foods-currently-regulated-special-dietary-use/document.html> (English)

Proposition d'exigences de composition pour les aliments pour bébés et les aliments présentement réglementés en tant qu'aliments à usage diététique spécial - <https://www.canada.ca/fr/sante-canada/programmes/consultation-proposition-exigences-composition-aliments-bebes-presentement-reglementes-usage-dietetique-special/document.html> (French)

Or requested at:

Canada's Notification Authority and Enquiry Point

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