NOTIFICATION

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| **1.** | **Notifying Member:** CANADA  **If applicable, name of local government involved:** |
| **2.** | **Agency responsible:** Health Canada |
| **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):** Infant formula, human milk fortifiers, and formulated liquid diets |
| **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:** Notice of Intent to make a ministerial class exemption order for the exceptional importation of certain foods for a special dietary purpose to mitigate a shortage or risk of a shortage. **Language(s):** English and French. **Number of pages:** 1 |
| **6.** | **Description of content:** Notice of Intent to inform interested parties of the Minister of Health's intention, pursuant to 30.05(1) of the *Food and Drugs Act* (FDA), to make a ministerial class exemption order for the exceptional importation of certain foods for a special dietary purpose (FSDP) to mitigate a shortage or the risk of a shortage of these products.  In the event of a shortage or risk of a shortage, the proposed order would enable the exceptional importation of certain FSDP by exempting them, subject to conditions, from certain prohibitions of the FDA and certain compositional, labelling, and pre-market requirements of the *Food and Drug Regulations* (FDR). |
| **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:**  **[ ] Codex Alimentarius Commission *(e.g. title or serial number of Codex standard or related text)*:**  **[ ] World Organization for Animal Health (OIE) *(e.g. Terrestrial or Aquatic Animal Health Code, chapter number)*:**  **[ ] International Plant Protection Convention *(e.g. ISPM number)*:**  **[X] 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:**  Notice of Intent:  <https://www.canada.ca/en/health-canada/services/food-nutrition/public-involvement-partnerships/notice-of-intent-for-exceptional-importation-certain-foods-to-mitigate-shortage.html> (English)  <https://www.canada.ca/fr/sante-canada/services/aliments-nutrition/participation-public-partenariats/avis-intention-importation-exceptionnelle-certains-aliments-pour-attenuer-penurie.html> (French) |
| **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 proposed ministerial order would come into force upon its publication in the *Canada Gazette*, Part II.  **[ ] Trade facilitating measure** |
| **12.** | **Final date for comments: [ ] Sixty days from the date of circulation of the notification and/or *(dd/mm/yy)*:** 15 November 2024  **Agency or authority designated to handle comments: [ ] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:** |
| **13.** | **Text(s) available from: [ ] National Notification Authority, [X] National Enquiry Point. Address, fax number and e-mail address (if available) of other body:**  The electronic version of the regulatory text can be downloaded at:  <https://www.canada.ca/en/health-canada/services/food-nutrition/public-involvement-partnerships/notice-of-intent-for-exceptional-importation-certain-foods-to-mitigate-shortage.html> (English)  <https://www.canada.ca/fr/sante-canada/services/aliments-nutrition/participation-public-partenariats/avis-intention-importation-exceptionnelle-certains-aliments-pour-attenuer-penurie.html> (French)  Or requested at:  Canada's Notification Authority and Enquiry Point  Technical Barriers and Regulations Division  Global Affairs Canada  111 Sussex Drive  Ottawa, Ontario K1A 0G2  Canada  Tel: +(343) 203 4273  Fax: +(613) 943 0346  E-mail: [enquirypoint@international.gc.ca](mailto:enquirypoint@international.gc.ca) |