NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

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| **1.** | **Notifying Member:** CANADA  **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  Tel: +(343) 203 4273  Fax: +(613) 943 0346  E-mail: [enquirypoint@international.gc.ca](mailto: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):** Infant Formula, Human Milk Fortifiers, and Formulated Liquid Diets |
| **5.** | **Title, number of pages and language(s) 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; (1 page(s), in English), (1 page(s), in French) |
| **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. |
| **7.** | **Objective and rationale, including the nature of urgent problems where applicable:** 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). |
| **8.** | **Relevant documents:**  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) |
| **9.** | **Proposed date of adoption:** To be determined  **Proposed date of entry into force:** The proposed ministerial order would come into force upon its publication in the Canada Gazette, Part II. |
| **10.** | **Final date for comments:** 15 November 2024 |
| **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 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) |