

卫生及植物卫生措施委员会

原文: 法语

通报

1.	通报成员: 摩洛哥 如适用, 请填写相关地方政府名称:
2.	负责机构: 国家食品安全办公室 (ONSSA)
3.	覆盖的产品 (请提供存放在世贸组织的各国附表中指定的关税项目编号; 如适用, 应另外提供 ICS 编号): 植物保护产品
4.	可能受影响的地区或国家: <input checked="" type="checkbox"/> 所有贸易伙伴 <input type="checkbox"/> 特定地区或国家:
5.	通报标题: 执行关于植物保护产品的第 34-18 号法律规定的法令草案

	<p>页数：25 使用语言：法语 链接网址：https://members.wto.org/crnattachments/2022/SPS/MAR/22_7386_00_f.pdf</p>
6.	<p>内容简述：本通报法令草案，执行关于植物保护产品的第 34-18 号法律的法令草案，列出了实施国家植物药物警戒计划的安排以及评估和处理以下申请的安排：</p> <ol style="list-style-type: none"> 1. 活性物质、安全剂和增效剂的批准申请； 2. 植物保护产品和佐剂的上市许可申请； 3. 进行涉及植物保护产品和佐剂的实验活动的授权申请； 4. 从事植物保护产品和佐剂的生产、再包装、进口、批发和零售分销，以及提供与其使用有关的服务的授权申请。 <p>通报的法令草案规定了上述申请所附文件的内容以及评估和处理申请的程序。它还说明了根据评估和处理申请的结果和结论可能做出的决定，并阐述了撤销根据第 34-18 号法律及其实施文件所给予的批准和授权的理由。</p> <p>此外，该法令还规定了国家食品安全办公室的授权官员在调查和记录植物保护产品和佐剂的进口、生产、再包装、分销、销售、上市销售和仓储过程中以及在发生与此相关的活动的侵权行为时应遵循的控制程序。</p>
7.	<p>目的和理由： <input checked="" type="checkbox"/> 食品安全， <input checked="" type="checkbox"/> 动物健康， <input checked="" type="checkbox"/> 植物保护， <input type="checkbox"/> 保护人类免受动/植物虫害或疾病的危害， <input type="checkbox"/> 保护国家免受有害生物的其他损害</p>
8.	<p>是否有相关国际标准？如有，指出标准：</p> <p><input type="checkbox"/> 食品法典委员会（例如：食品法典委员会标准或相关文件的名称或序号）：</p> <p><input type="checkbox"/> 世界动物卫生组织（OIE）（例如：陆生或水生动物卫生法典，章节号）：</p>

	<p><input type="checkbox"/> 国际植物保护公约（例如：ISPM N°）： <input checked="" type="checkbox"/> 无 该法规草案是否符合相关国际标准？ <input checked="" type="checkbox"/> 是 <input type="checkbox"/> 否 如果没有，尽可能描述它如何以及为什么偏离国际标准：</p>
9.	<p>可提供的相关文件及文件语种：</p> <p>-http://www.onssa.gov.ma/images/reglementation/reglementation-sectorielle/vegetaux-et-produits-dorigine-vegetaux/Sante-vegetale/Pesticides/LOI.34-18.FR.pdf</p> <p>-http://www.onssa.gov.ma/images/reglementation/reglementation-sectorielle/vegetaux-et-produits-dorigine-vegetaux/Sante-vegetale/Pesticides/LOI.42-95.FR.c1.pdf;</p> <p>-联合国粮食及农业组织理事会 2002 年 11 月第一百二十三届会议通过的《农药供销与使用国际行为准则》（修订版）。联合国粮食及农业组织。罗马，2003 年。ISBN 92-5-104914-9（https://www.fao.org/3/bt480e/bt480e.pdf）；</p> <p>-鹿特丹公约：现行《事先知情同意通报》LV，2022 年 6 月 http://www.pic.int/Implementation/PICCircular/tabid/1168/language/en-US/Default.aspx;</p> <p>-《世界卫生组织非洲区域公共卫生农药管理政策准则》，世界卫生组织，2011 年版 http://apps.who.int/iris/bitstream/handle/10665/97939/9789241501231_eng.pdf;jsessionid=67A2B7A985057F7552CFDD043D9AA63B?sequence=1;</p>

	<p>- 《制定国家农药法律》，联合国粮食及农业组织，2007 年版</p> <p>https://www.fao.org/documents/card/en/c/ebf8d936-31da-5d08-9081-a2fa9e653206/</p>
10.	<p>拟批准日期（年/月/日）：待定</p> <p>拟公布日期（年/月/日）：待定</p>
11.	<p>拟生效日期： <input type="checkbox"/> 公布日后 6 个月，及/或（年/月/日）：在《摩洛哥官方公报》上发布后立即。</p> <p>注意：在通报的法令生效之日，根据第 42-95 号关于农业用农药贸易控制和组织的法律（经修订和补充），已经批准的或授权销售的植物保护产品和佐剂中使用的活性物质、安全剂和增效剂，应被列入国家食品安全办公室保存的暂列清单，期限不超过 10 年。上述活性物质、安全剂和增效剂的批准申请应根据通报的法令规定，按照国家食品安全办公室制定的并向公众提供的时间表提交。</p> <p><input type="checkbox"/> 贸易促进措施</p>
12.	<p>意见反馈截至日期： <input checked="" type="checkbox"/> 通报发布之日起 60 天，及/或（年/月/日）：2023 年 1 月 1 日</p> <p>指定处理意见的机构或机构： <input checked="" type="checkbox"/> 国家通知机构， <input checked="" type="checkbox"/> 国家咨询点。其他机构的地址、传真号码和邮件地址（如有）：</p> <p>国家食品安全办公室（ONSSA）</p> <p>标准化与卫生与植物检疫措施事务处</p> <p>风险评估和法律事务局</p> <p>地址： Avenue Hadj Ahmed Cherkaoui</p> <p>电话： (+212) 05 37 67 65 11/13，</p>

	<p>移动电话：006 7399 7817</p> <p>传真：(+212) 05 3768 2049</p> <p>电子邮箱：enquirypoint.spsmar@onssa.gov.ma</p> <p>网站： http://www.onssa.gov.ma</p>
13.	<p>文本可从： <input checked="" type="checkbox"/>国家通知机构， <input checked="" type="checkbox"/>国家咨询点。其他机构的地址、传真号码和邮件地址（如有）：</p> <p>国家食品安全办公室（ONSSA）</p> <p>标准化与卫生与植物检疫措施事务处</p> <p>风险评估和法律事务局</p> <p>地址： Avenue Hadj Ahmed Cherkaoui</p> <p>电话： (+212) 05 37 67 65 11/13，</p> <p>移动电话： 006 7399 7817</p> <p>传真： (+212) 05 3768 2049</p> <p>电子邮箱： enquirypoint.spsmar@onssa.gov.ma</p> <p>网站： http://www.onssa.gov.ma</p>

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 (National Office for Food Safety)</i>
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: <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> 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</i>

phytopharmaceutiques (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>
- *International Code of Conduct on the Distribution and Use of Pesticides* (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>)
- *Rotterdam Convention: Current PIC Circular LV*, June 2022
<http://www.pic.int/Implementation/PICCircular/tabid/1168/language/en-US/Default.aspx>
- *Guidelines on public health pesticide management policy for the WHO Africa region*, WHO, 2011 edition
http://apps.who.int/iris/bitstream/handle/10665/97939/9789241501231_eng.pdf;jsessionid=67A2B7A985057F7552CFDD043D9AA63B?sequence=1
- *Designing national pesticide legislation*, 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:** 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: National Notification Authority, 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)

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Email: enquirypoint.spsmar@onssa.gov.ma

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

13. **Text(s) available from:** National Notification Authority, 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)

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