



30 November 2018

(18-7581)

Page: 1/2

Committee on Technical Barriers to Trade

Original: English

### NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

<b>1. Notifying Member:</b> <u>THAILAND</u> <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b> -
<b>2. Agency responsible:</b> The Office of Food and Drug Administration (Thai FDA) <b>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:</b>
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], other:</b>
<b>4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> Beverages in Sealed Container (ICS 67.160.20)
<b>5. Title, number of pages and language(s) of the notified document:</b> Draft MOPH Notification, B.E, entitled "Beverages in Sealed Container (No. 2)" (1 page(s), in Thai)
<b>6. Description of content:</b> The Ministry of Public Health (MOPH) is proposing to revise the MOPH Notification concerning "Beverages in Sealed Container" as follows: <ol style="list-style-type: none"><li>1. An annex of the Notification of the Ministry of Public Health (No. 367) B.E. 2557 Re: Labeling of Prepackaged Foods dated 8 May B.E. 2557 (2014), shall be repealed and replaced with the Notification of the Ministry of Public Health No... (B.E. ...) Re: Beverages in Sealed Container (No. 2).</li><li>2. Beverage with mixed caffeine shall be declared with the text "Do not drink more than 2 ... (container unit such as can, bottle, etc.) a day because it may cause palpitation and sleepless. Children and pregnant women should not drink. The person who has underlying disease and patients should consult with physician before drinking". The text should be presented in bold-red not less than 2 mm height inside white square with borders that contrast with the background".</li><li>3. Producers or importers of beverages mixed with caffeine shall modify their product label to comply with this notification. For products bearing the label manufactured before the enforcement of this notification may continue to place in the market not more than two years after the enforcement date.</li><li>4. This notification shall come into force on the following date after its publication in the Thai Royal Gazette.</li></ol>
<b>7. Objective and rationale, including the nature of urgent problems where applicable:</b> Consumer protection
<b>8. Relevant documents:</b> The Notification of the Ministry of Public Health (No. 356) B.E. 2556 (2013), Re: Beverages in Sealed Container dated 26 June.

**9. Proposed date of adoption:** To be determined.

**Proposed date of entry into force:** On the date after being notified in the Thai Royal Gazette.

**10. Final date for comments:** 60 days from notification

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

National Bureau of Agricultural Commodity and Food Standards (ACFS)  
50 Phaholyothin Road, Ladyao  
Chatuchak, Bangkok 10900  
Thailand

Tel.: +(662) 561 4024

Fax: +(662) 561 4034

E-mail: [spsthailand@gmail.com](mailto:spsthailand@gmail.com)

Website: <http://www.acfs.go.th>

[https://members.wto.org/crnattachments/2018/TBT/THA/18\\_6151\\_00\\_x.pdf](https://members.wto.org/crnattachments/2018/TBT/THA/18_6151_00_x.pdf)