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**A REPORT FOR
THE CALIFORNIA
CHERRY BOARD**

SPECIFIC ISSUES OF INTEREST TO THE CCB:

Canada Bans Several Single-Use Plastics, Including Some Clamshells

- On June 20, Environment and Climate Change Canada (ECCC) [announced](#) that the country [gazetted final regulations](#) banning the manufacture, import, and sale of several forms of single-use plastics (SUPs). Draft regulations had been published in December (*BCI Monitor 1-4-22*).
- The ECCC has also published guidance documents on [technical guidelines](#) and [selecting alternatives](#).
- Produce bags and flexible plastic packaging are explicitly exempted from bans by the technical guidelines.
- Of note to the cherry industry, included in the ban of foodservice ware are clamshells made of certain plastics deemed problematic or hard to recycle, including polyvinyl chloride (PVC). Clamshells made from non-prohibited types of recyclable plastics, like polyethylene terephthalate (PET), high density polyethylene (HDPE) or polypropylene (PP) are explicitly listed as allowed under the technical guidelines section B.3.2.
- Prohibited clamshells shall not be imported or manufactured beginning December 20, 2022, nor sold beginning December 20, 2023.
- The USDA has also published a [GAIN report](#) on the regulations.

GENERAL ISSUES OF INTEREST TO THE CCB:

Taiwan's Health Claim Restrictions Enter Into Force

- [Starting July 1](#) (in Chinese), Taiwan will only permit products to bear the term "Health" on their label that have obtained a license from Taiwan's Ministry of Health and Welfare (*BCI Monitor 8-11-20*).

Taiwan Extends Temporary Approval of Electronic Import Documents

- Taiwan [notified the WTO](#) it has extended the approved use of electronic import documents until December 31, 2022. The measure was originally announced in March 2020 to mitigate the impact of the COVID-19 pandemic on trade and has been extended multiple times (*BCI Monitor 4-21-20, 9-1-20, 12-22-20, 5-31-21, 1-11-22*).
- Taiwan's Bureau of Animal and Plant Health Inspection and Quarantine (BAPHIQ) will accept scanned copies of certificates sent by the exporting country's competent authority, by Taiwan's representative office in the exporting country, or by a representative office in the Separate Customs Territories of Taiwan, Penghu, Kinmen, and Matsu.

Taiwan Amends Quarantine Regulations for Free Trade Zones

- Taiwan recently [notified the WTO](#) of newly amended [Quarantine Regulations for Animal Quarantine Objects and Plant Regulated Articles Entering the Free Trade Zones](#). The latest amendments were promulgated on May 24, 2022 and entered into force immediately.

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EU Adopts Draft Sustainable Use of Pesticides Regulation

- The European Commission (EC) [adopted](#) a [proposal for an EU Regulation on the Sustainable Use of Plant Protection Products](#) (Annex available [here](#)), replacing the *EU Directive on the Sustainable Use of Pesticides*.
- The proposal implements the EC's Farm-to-Fork Strategy by introducing:
 - Legally binding EU-level targets to reduce by 50% the use and risk of chemical pesticides and the use of the more hazardous pesticides by 2030
 - An enforcement framework to ensure adherence to Integrated Pest Management by all farmers
- Farmers in the EU are expected to receive exceptional support under the EU's Common Agricultural Policy (CAP) during the transition to the new regulatory framework.
- The EC suggests removing more hazardous pesticides from the market, using precision farming technologies, and increasing the area under organic farming methods, among other steps, to achieve the reduction targets.
- Comments on the draft regulation can be submitted through the [EC's Have Your Say Portal](#) (Third feedback opportunity, towards the end of the webpage) until August 19, 2022.
- The draft regulation will now be discussed and voted on in the European Parliament and Council. After approval by both legislative bodies, it will be published in the Official Journal of the European Union and shall enter into force 20 days after publication, with further implementation dates to be announced in the final regulation.

Mandatory Compliance with India's Labeling and Display Regulations Begins July 1

- Starting July 1, the Food Safety and Standards Authority of India (FSSAI) will enforce [Food Safety Standards \(FSS\) \(Labeling and Display\) Regulations, 2020](#) (English begins on page 27) , replacing, along with the [FSS \(Packaging\) Regulations, 2018](#), India's [FSS \(Packaging and Labeling\) Regulations, 2011](#). (*BCI Monitor 11-2-21*).
- The 2020 labeling and display regulations include the following notable changes versus the 2011 regulations:
 - Nutritional facts must specify additional substances including added sugar and sodium
 - Allergen declaration requirements added
 - Required display symbol for non-vegetarian foods is modified
 - Additional labeling requirements for bulk food labels
- In a related recent [notice](#), FSSAI announced it will also operationalize the *FSS (Labeling and Display) Amendment Regulations, 2022* on July 1. The amendments update the definition for minimally processed food, and tolerances for declared nutrient content, and establish labeling requirements for non-retail containers.
- FSSAI periodically publishes an updated [compendium](#) of the FSS (Labeling and Display) Regulations on its [website](#).

China's Standards on Food Packaging Enter Into Force

- Several Chinese GB/T standards will enter into force on July 1, 2022. GB/T standards are recommended and not explicitly mandatory. Relevant standards entering into force include:
 - [GB/T 41169-2021: Paper, aluminum foil and plastic laminated film and pouch for food packaging](#)
 - [GB/T 41168-2021: Plastics and aluminum foil laminated retort film and pouch for food packaging](#)
 - [GB/T 41220-2021: Laminated lidding film for food packaging](#)

Thailand Adopts Food Contact Material Standard

- Thailand's Food and Drug Administration (Thai FDA) adopted [No. 435 B.E. 2022 on Quality or Standards of Plastic Containers](#) (in Thai) (*BCI Monitor 2-1-22*).
- Based on machine translation, the regulation sets a standard for plastic food packaging and recycled food contact materials (FCMs) as well as migration limits of primary aromatic amines, metal, and certain other food contact materials listed in Annex I.
- Only those FCMs listed in Annex I are permitted for use in plastic food packaging without a risk assessment by an evaluation body recognized by the Thai FDA and approval by the Thai FDA.
- Clause 8 permits the use of recycled polyethylene terephthalate (PET) and lists the conditions under which it can be used as food contact material.
- The regulation entered into force on June 18, 2022.