

# WORLD TRADE ORGANIZATION

G/TBT/N/TPKM/47

24 April 2007

(07-1704)

Committee on Technical Barriers to Trade

Original: English

## NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

<b>1. Member to Agreement notifying:</b> <u>THE SEPARATE CUSTOMS TERRITORY OF TAIWAN, PENGHU, KINMEN AND MATSU</u> <b>If applicable, name of local government involved (Articles 3.2 and 7.2):</b>
<b>2. Agency responsible:</b>  Department of Health 100 Ai-Kuo East Road Taipei 100, Taiwan  Telephone: +(886) 2 2321 0151 Fax: +(886) 2 2392 9723 E-mail: fswang@doh.gov.tw <b>Name and address (including telephone and fax numbers, e-mail and web-site 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> Pre-packaged caffeine-containing beverages.
<b>5. Title, number of pages and language(s) of the notified document:</b> Proposed requirement for labelling content of caffeine on pre-packaged beverages under the Act Governing Food Sanitation.
<b>6. Description of content:</b> Article 17 of the Act Governing Food Sanitation sets out the information to be labelled on food products. In response to requests made by consumers for information on the content of caffeine of beverages, the Department of Health intends to require that pre-packaged caffeine-containing beverages be labelled content of caffeine on the container or packaging in a conspicuous manner and the font shall not be smaller than 2mm in width and length. The followings are detailed requirements:  (1) Where pre-packed liquid form beverages, contain caffeine, from whatever source, in a proportion equal to or in excess of 20 mg/100mL, labelling of the caffeine content shall be expressed in mg/100mL;  (2) Where pre-packed liquid form beverages, contain caffeine, from whatever source, in a proportion less than 20 mg/100mL, the following message should be labelled: "less than 20 mg/100mL caffeine";

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<p>(3) Where pre-packed liquid form coffee, tea and cocoa beverages, contain caffeine, in a proportion equal to or less than 2 mg/100mL, labelling of the caffeine content may be expressed as "low caffeine" instead of "less than 20 mg/100mL caffeine"; and</p> <p>(4) Where powder form instant coffee products (including plain, 2 in 1 and 3 in 1 coffee products), sold as one serving size, labelling of the caffeine content shall be expressed in mg/serving. This compulsory regulation shall not apply to any other kinds of beverage with powder or dried form.</p>
<p><b>7. Objective and rationale, including the nature of urgent problems where applicable:</b> Provide caffeine information to consumers</p>
<p><b>8. Relevant documents:</b> Act Governing Food Sanitation</p>
<p><b>9. Proposed date of adoption:</b> } 1 January 2008 <b>Proposed date of entry into force:</b> }</p>
<p><b>10. Final date for comments:</b> 60 days from date of notification</p>
<p><b>11. Texts available from: National enquiry point [ X ] or address, telephone and fax numbers, e-mail and web-site addresses, if available of the other body:</b></p> <p>WTO/TBT Enquiry Point The Bureau of Standards, Metrology and Inspection Ministry of Economic Affairs 4, Chinan Road, Section 1, Taipei, 100, Taiwan</p> <p>Telephone: (+886 2) 3343 5115 Fax: (+886 2) 2343 1804 E-mail: tbtenq@bsmi.gov.tw</p> <p>The English translations of the regulatory texts are available at:</p> <p>For Act Governing Food Sanitation</p> <p><a href="http://www.doh.gov.tw/EN/Webpage/content.aspx?Lmenu=Lmenu5&amp;Rmenu=&amp;class_no=248&amp;now_fod_list_no=248&amp;array_fod_list_no=&amp;level_no=1&amp;doc_no=40116&amp;show=show">http://www.doh.gov.tw/EN/Webpage/content.aspx?Lmenu=Lmenu5&amp;Rmenu=&amp;class_no=248&amp;now_fod_list_no=248&amp;array_fod_list_no=&amp;level_no=1&amp;doc_no=40116&amp;show=show</a></p>