

## **BEGIN U.S. COMMENTS:**

The United States would like to thank Armenia and Russia for notifying draft amendments to the Eurasian Economic Union (EAEU) Technical Regulation “On the Safety of Packaging” via G/TBT/N/ARM/87 and G/TBT/N/RUS/102. The United States would like to offer the following questions of clarification:

### **General Comments:**

#### EAEU Implementation

The United States notes that only Russia and Armenia notified this measure to the WTO Technical Barriers to Trade Committee. Will all EAEU Members implement this measure? Furthermore, will all EAEU Members adopt and implement the measure at the same time?

#### Scope of the Measure

What is the overall scope of this measure? Does this measure apply to all food packaging for food imported into the EAEU or does it only apply to food packaging imported for further use or processing in EAEU countries?

The United States would like to express its concern that this measure’s undefined scope could create confusion for U.S. exporters.

### **Specific Comments:**

#### Article 7: Conformity Assessment

Article 7 of the measure states the following:

*1. Before putting into circulation on the market of the Union, packaging (closures) must undergo an assessment of compliance with the requirements of this technical regulation in the form of confirmation of compliance.*

*Confirmation of the conformity of packaging (closures) to the requirements of this technical regulation is carried out in accordance with standard schemes, taking into account the features established by this technical regulation.*

Regarding the conformity requirements, will exporters need to show sampling/testing/third-party certification for each batch/lot of packaging (closures) in order to enter the EAEU market? If not, will the exporter instead need to undertake a one-time provision of certification of conformity in order to obtain market approval?

The requirements are unclear, and the United States would like to request further clarification to prevent any unintentional barriers to trade for U.S. exporters.

Members of the EAEU continue to be valued trading partners for the United States and we look forward to your response.

**END U.S. COMMENTS**