

CODEX ALIMENTARIUS COMMISSION



Food and Agriculture
Organization of the
United Nations



World Health
Organization

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CRD25

Original language only

Proposed updates to the Codex Procedural Manual, section 2

Elaboration of Codex standards and related texts; Procedures for the elaboration of Codex standards and related texts

UPDATE BASED ON THE DISCUSSIONS HELD IN PLENARY

Introduction

Paragraph 8. It will be for the Commission itself to keep under review the ~~revision~~ update of Codex standards. The procedure for ~~revision~~ a new edition should, mutatis mutandis, be that laid down for the elaboration of Codex standards, ~~except that~~ The Commission may decide to omit any other step or steps of that procedure where, in its opinion, an amendment or new edition proposed by a Codex committee or the Codex Secretariat is in line with the criteria outlined in part 7 - Guide to the procedure for the correction, amendment and new editions of Codex standards and related texts. ~~is either of an editorial nature or of a substantive nature but consequential to provisions in similar standards adopted by the Commission at Step 8.~~

Part 2. Critical review

Proposals to undertake new work or to ~~revise~~ update a standard

Paragraph 12. Prior to approval for development, each proposal for new work or ~~revision~~ a new edition of a standard shall be accompanied by a project document, prepared by the Committee or Member proposing new work or ~~revision~~ a new edition of a standard detailing:

Part 7. Guide to the procedure for the correction, amendment and ~~revision~~ new editions of Codex standards and related texts

Paragraph 24. The procedure for ~~amending or revising~~ updating modification of a Codex standards and related texts is laid down in paragraph 8 of the introduction of Section 2: Procedures for the elaboration of Codex standards and related texts. This guide provides more detailed guidance on the ~~existing~~ procedure for ~~updating-modifying of~~ Codex standards and related texts: ~~the corrections, amendments and revision new editions of Codex standards and related texts.~~

Paragraph 25. When the Commission has decided to amend or ~~revise~~ develop a new edition of a Codex standard or related texts, the ~~unrevised~~ existing ~~standard-text~~ will remain the applicable Codex ~~standard-text~~ until the amendment to the ~~standard-text~~ or the ~~revised~~ new edition of the ~~standard-text~~ has been adopted by the Commission. Corrections, as described in paragraph 26, will be the responsibility of the Codex Secretariat, who will inform the subsequent Commission of any corrections made to Codex standards since its previous session.

Paragraph 26. For the purpose of this guide:

A correction to an existing standard or related text means editorial fixes and includes spelling mistakes, incorrect bold or italics, other incorrect formatting of text, an incorrect ~~footnote, or an incorrect value or symbol~~ transcription, or an incorrectly numbered or located footnote. ~~Omit steps 1-7 when making a correction.~~

A corrigendum itemizing the changes made is required for all corrections.

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An amendment to an existing standard or related text refers to any change ~~to the standard that updates~~ modifies the existing information ~~and but does not impact the scope of the standard.~~ means any addition, change or deletion of text or numerical values in a Codex standard or related text, may be editorial or

substantive, and concerns one or a limited number of articles in the Codex text. In particular, amendments of an editorial nature ~~may include~~ **address** but are not limited to:

- ~~fixing a technical inaccuracy errors or an incorrectly reported numbers~~ ;
- ~~partial re-writings or partial deletions of existing sections or sub-sections~~ when there is no new data introduced;
- ~~inserting or updating of an~~ explanatory footnotes; and
- ~~updating of references and other relevant content of Codex texts~~ alignment of provisions consequential to the adoption, ~~amendment or new edition revision or modification~~ of ~~other~~ Codex standards and ~~other~~ related texts of general applicability, including the provisions in the *Procedural Manual* when there is no new data introduced; ~~and~~
- ~~replacing content with a reference to another Codex text when there is no new data introduced; and~~
- ~~Paragraph 27~~ finalization or updating of methods of analysis and sampling ~~when there is no new data introduced~~, as well as alignment of provisions, for consistency, to those in similar standards or related texts adopted by the Commission may be handled by the Commission in the same manner as amendments of an editorial nature, as far as the procedure described in this guide is concerned; and
- ~~replacement of content with a reference to another Codex text when there is no new data introduced.~~

An explanation of the changes made to the text is required for all amendments.

Paragraph 28. ~~Revision means any changes to a Codex standard or related text other than those covered under “amendment” as defined above.~~ **New edition** applies to any change, regardless of the length, to an existing standard or related text ~~standard made in the spirit of order to updating the content, and for anything~~ not covered by a correction or amendment, including:

- ~~any new data/provision~~ **added** to the text, ~~that impacts its application; regardless of how small the change;~~
- ~~the addition or deletion of a section or end matter (appendix); and~~
- ~~changing titles of sections or sub-sections; and~~
- ~~re-writes of entire section(s); regardless of length.~~

A sentence justifying the reason for the new edition is required for all new editions.

Paragraph 29. The Commission has the final authority to determine whether a proposal made constitutes an amendment or a ~~revision~~ **new edition**, ~~and whether an amendment proposed is of an editorial or substantive nature.~~

Paragraph 30. Proposals for ~~the amendments to or for a revision~~ **new edition** of Codex standards and related texts should be submitted to the Commission by the subsidiary body concerned, by the Secretariat, or a Member of the Commission where the subsidiary body concerned is not in existence or has been adjourned *sine die*. In the latter case, proposals should be received by the Secretariat in good time (not less than three months) before the session of the Commission at which they are to be considered. The proposal ~~for a new edition~~ should be accompanied by a project document (see Part 2 of the elaboration procedures) unless the Executive Committee or the Commission decides otherwise. ~~However, if the amendment proposed is of an editorial nature, the preparation of a project document is not required.~~

Paragraph 31. Taking into account the outcome of the ongoing critical review conducted by the Executive Committee, the Commission decides whether the ~~proposed amendment or revision~~ **new edition** of a standard is necessary. If the Commission decides in the affirmative, one of the following courses of action will be taken:

- a) ~~In the case of an amendment of an editorial nature, it will be open to the Commission to adopt the amendment at Step 8 of the uniform procedure (see Part 3 of the elaboration procedures).~~
- b) a) In the case of a **modification** (~~n~~ amendment or **new addition**) proposed and agreed upon by a subsidiary body, it will also be open to the Commission to adopt the ~~amendment~~ **modification** at Step 58 of the uniform procedure (see Part 3 of the elaboration procedures).

- ⊖ b) In other cases ~~of a new editions~~, the Commission will approve the proposal as new work and the approved new work will be referred for consideration to the appropriate subsidiary body, if such body is still in existence. If such body is not in existence, the Commission will determine how best to deal with the new work.

Paragraph 32. Where Codex subsidiary bodies have been abolished or dissolved, or Codex committees have been adjourned *sine die*, the Secretariat keeps under review all Codex standards and related texts elaborated by these bodies and determines the need for any corrections, amendments or new editions, in particular those arising from decisions of the Commission. ~~If the need for corrections of an editorial nature is identified, then the Secretariat should prepare proposed amendments for makes the corrections and informs consideration and adoption by the Commission accordingly.~~ If the need for amendments or a new edition ~~a substantive nature~~ is identified, the Secretariat, in cooperation with the national secretariat of the adjourned committee if applicable, should prepare a working paper containing the reasons for proposing amendments and the wording of such amendments as appropriate, and request comments from Members of the Commission: a) on the need to proceed with such an amendment and b) on the proposed amendment itself. If the majority of the replies received from Members of the Commission is affirmative on both the need to amend the standard or make a new edition, and the suitability of the proposed wording for the amendment or new edition or an alternative ~~proposaled wording~~, the proposal should be submitted to the Commission for consideration and adoption. In cases where replies do not appear to offer an uncontroversial solution then the Commission should be informed accordingly, and it would be for the Commission to determine how best to proceed.