

# Australia New Zealand Food Law on Disc® Version 66

Published June 2011

## Contents

Version 66 of the FOODfind Food Law® on Disc (and Electronic) contains:

- Australia New Zealand Food Standards Code  
(Consolidation to Amendment 123 gazetted in Australia and New Zealand on 26 May 2011)  
**Updated in Version 66**
- ANZFSO User Guides, including decisions of the Novel Food Reference Group and Advisory Committee on Novel Foods to May 2011 **Updated in Version 66**
- New Zealand Regulations
  - New Zealand Food (Safety) Regulations 2002 (As amended in 2004)
  - New Zealand Dietary Supplements Regulations 1984 (As amended in February 2010)
- New Zealand Food Standards:
  - New Zealand (Australia New Zealand Food Standards Code) Food Standards 2002 (Consolidation including Amendment 37 – Gazetted 9 June 2011 – effective 7 July 2011) – adopting up to and including Amendment 122 to the Food Standards Code. **Updated in Version 66**
  - New Zealand (Mandatory Fortification of Bread with Folic Acid) Food Standard 2007 including a consolidation of the New Zealand (Mandatory Fortification of Bread with Folic Acid) Amendment Food Standard 2009
  - New Zealand (Prescribed Foods) Food Standards 2007 – including the Food (Prescribed Foods Standard 2007) Amendment Standard 2009 issued 24th August 2009
  - Imported Food Standards 2008
    - Food (Importer general-requirements) Standard – 10 September 2008, Effective 16 October 2008
    - Food (Importer listing) Standard – 10 September 2008, Effective 16 October 2008
  - New Zealand (Maximum Residues of Agricultural Compounds) Food Standards 2011 – 15 February 2011, Effective 24 March 2011 [*Replaces New Zealand (Maximum Residues of Agricultural Compounds) Food Standards 2010, as amended.*]
  - New Zealand (Imported Milk and Milk Products) Standard 2009 (Gazette Notice No. 7387, 24 August 2009, effective 1 October 2009)
  - New Zealand (Bee Product Warning Statements - Dietary Supplements) Food Standards 2002
  - Food (Uncooked Comminuted Fermented Meat) Standard 2008
  - Food (Tutin in Honey) Standard 2010 [*Replaces Food (Tutin in Honey) Standard 2008*]
  - New Zealand Food (Supplemented Food) Standard 2010. [*Replacement for Dietary Supplements Regulations relating to food-type dietary supplements.*]
- Acts:
  - Model Food Act – Australia

- Competition and Consumer Act 2010 – excerpts relating to Misleading or Deceptive Practices, Unfair Practices, and Country of Origin Representations.
  - Food Act 1985 - New Zealand  
(Consolidation including Food Amendment Act 2002, 18 June 2002)
- Industry Codes
- 2011 AFGC Code of Practice for Food Labelling and Promotion **NEW in Version 66**
  - 1995 AFGC Code of Conduct for the Provision of Information on Food Products – Australia (incorporating Code of Practice on Nutrient Claims in Food Labels and in Advertisements)

## COMING SOON

- ACCC Guidelines on
- Food and beverage industry - Country of origin guidelines to the Trade Practice Act
  - Food and beverage industry - Food descriptors guideline to the Trade Practices Act Food labelling guide – 2009
  - Mandatory Reporting

## Summary of Amendments included in Version 66

### Amendments to the Australia New Zealand Food Standards Code

#### Summary of Amendment 122 – 5 May 2011

- **Australia:** Food Standards Gazette – [FSC64](#)
- **New Zealand:** Gazette Notice [59](#), Gazette [2875](#)

All amendments commenced on 5 May 2011

Standard	Provision	FSANZ Reference	Details
1.3.3	Clause 6, table	<a href="#">A1048</a>	Amending the limit of polyvinyl polypyrrolidone to GMP and inserting permission for co-extruded polystyrene and polyvinyl polypyrrolidone at GMP.
1.4.2	Schedule 1	<a href="#">M1006 &amp; M1007</a>	Amendments to various chemicals and associated MRLs
4.5.1	Sub-clause 5(5)	<a href="#">A1040</a>	Replacing subclause, essentially removing reference to polyvinyl polypyrrolidone.

#### Summary of Amendment 123 – 26 May 2011

- **Australia:** Food Standards Gazette – [FSC65](#)
- **New Zealand:** Gazette Notice [3446](#), Gazette [71](#)

All amendments commence on **26 November 2012** and relate to [P301](#)

Standard	Provision	Details
1.1.1	Clause 2	Inserting definition for <b>egg product</b>
1.6.1	Clause 1	Inserting definition for <b>processed</b> in relation to egg product
1.6.1	Schedule	Changing entry – <del>Pasteurised</del> <i>Processed</i> egg product
2.2.2	Whole standard	Replacing <i>Standard 2.2.2 – Eggs and Egg Products</i> with <i>Standard 2.2.2 – Eggs</i> (Australia only)
4.2.5	New Standard	Inserting <i>Standard 4.2.5 – Primary Production and Processing Standard for Eggs and Egg Products</i> (Australia only)

**Note on commencement in New Zealand – Commencement dates listed above apply in Australia only. Each amendment must be specifically gazetted into New Zealand Law - New Zealand (Australia New Zealand Food Standards Code) Food Standards 2002. Amendments up to Amendment 122 had been adopted by gazettal at the time of publishing Version 66, but it commences on 7 July 2011. Amendment 123 had not been adopted in New Zealand at the time of publishing Version 66.**

## **Amendments to New Zealand Regulations and Food Standards included in Version 66**

- New Zealand (Australia New Zealand Food Standards Code) Food Standards 2002 Amendment 36 – Gazetted 4 April 2011 – effective 5 May 2011 – adopting up to and including Amendment 121 to the Food Standards Code.

## **Recommended Amendments to the Australia New Zealand Food Standards Code included in Version 66**

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13 May 2011

- **Application A1030 – Calcium Lignosulphonate (40-65) as a Food Additive:** to permit the use of calcium lignosulphonate (40-65) as a carrier in preparations of food additives and nutrients and other functional ingredients to facilitate their introduction into water-based foods
- **Application A1037 – Steviol Glycosides – Increase in Permitted Use Levels:** to approve an increase to 200 mg/kg steviol equivalents for the permitted use level for ice cream, water based beverages, brewed soft drinks, formulated beverages, flavoured soy beverages and to 100 mg/kg steviol equivalents for plain soy beverages
- **Application A1049 – Food derived from Herbicide-tolerant, High Oleic Acid Soybean Line MON87705:** to seek permission for food derived from soybean genetically modified to contain an improved fatty acid profile.
- **Proposal P1013 – Code Maintenance IX:** to amend Standards for reasons of clarification and to correct minor typographical errors or inconsistencies, including updating references, amendment or

deletion of out-dated provisions, correcting some typographical and formatting issues, and correcting cross references.

## Draft Amendments released for comment for the Australia New Zealand Food Standards Code included in Version 66

**Pink text with yellow highlight in FOODfind – search for the Application or Proposal number or follow links to FSANZ reports for full details.**

### 31 May 2011

- **Application A1047 – Sodium Carboxymethylcellulose as a Food Additive in Wine:** to permit the use of sodium carboxymethylcellulose (CMC) as a food additive (stabiliser) in wine. (Comments open until 11 July 2011)

### 21 April 2011

- **Application A1026 – Minimum Alcohol Content for Wine:** to reduce the minimum alcohol content for wine and sparkling wine in Standard 4.5.1 from 8% to 4.5% alc/vol [Australia only]

### 7 April 2011

- **Application A1041 – Food derived from SDA Soybean Line MON87769:** to seek permission for food derived from soybean genetically modified to contain stearidonic acid (SDA), an alternate source of omega-3 fatty acid

### 22 March 2011

- **Application A1042 – Food derived from herbicide-tolerant Corn Line DAS-40278-9:** to seek permission for food derived from herbicide-tolerant corn line genetically modified to provide resistance to broadleaf herbicides such as 2,4-D and other related chemicals

### 15 March 2011

- **Application A1038 – Irradiation of Persimmons:** to permit the irradiation of persimmons (*Diospyros kaki*) as a quarantine measure

### 14 February 2011

- **Application A1034 – Advantame as a High Intensity Sweetener:** to approve Advantame for use in table top sugar substitutes and a range of powdered beverages including fruit drinks, milks and milk-flavoured drinks, instant tea and coffee, and protein drinks (**comment closes on 15 March**)

**4 February 2011** – for comment until 18 March 2011

- [Application A1050 – Acyltransferase as a Processing Aid \(Enzyme\)](#): to seek approval for acyltransferase, produced from a genetically modified strain of *Bacillus licheniformis*, for use as an emulsifier

**15 December 2010** – for comment until 9 February 2011

- [Proposal P242 – Food for Special Medical Purposes](#): to develop a Standard for foods permitted for special dietary and medical purposes

**6 September 2010**

- [Proposal P1004 – Primary Production & Processing Standard for Seed Sprouts](#) (open for comments on draft standard until 18 October 2010)

Includes Draft Standard 4.2.6 - Production and Processing Standard for Seed Sprouts.

**20 March 2009**

- [P293 – Nutrition, Health and Related Claims – Consultation Paper](#)

Includes draft Standard 1.2.7 – Nutrition Health and Related Claims and amendments to various other standards.

**12 December 2007**

- [P290 – Food Safety Programs for Catering Operations to the General Public](#)

## **Applications and Proposals under consideration by FSANZ, which have not yet reached draft amendment stage:**

**16 June 2011**

- [Application A1061 – Amylomaltase as a Processing Aid \(Enzyme\)](#): to permit the use of a new enzyme processing aid, amylomaltase sourced from *Bacillus amyloliquefaciens* containing the gene for amylomaltase isolated from *Thermus thermophilis* (for use to produce modified starch products as an ingredient in dairy products)
- [Application A1062 – Dimethyl Ether as a Processing Aid for Non-dairy Foods](#): to approve the use of dimethyl ether as an extraction solvent for products derived from plants, animal tissue, ova, marine organisms and microorganisms including algae, fungi and bacteria

**31 May 2011**

- [Application A1060](#) – Food derived from Insect-protected Corn Line 5307: to seek permission for food derived from insect-protected corn genetically modified to provide protection from damage from corn rootworm

### **13 May 2011**

- [Application A1059](#) – Pectin-derived Oligosaccharides as a Novel Food: to seek approval for pectin-derived oligosaccharides as a novel food for use in infant formula, and foods and supplementary foods for young children.

### **22 March 2011**

- [Application A1057](#) – Endo-protease as a Processing Aid (Enzyme): to seek approval for endo-protease, produced by fermentation of a self-cloned strain of *Aspergillus niger*, to be used in the preparation of beer.

### **15 March 2011**

- [Application A1039 – Low THC Hemp as a Food](#): to approve the use of *Cannabis sativa* with low levels of tetrahydrocannabinol, in both seed and seed oil, as a food. (Consultation Paper for comment until 27 April 2011)

### **24 January 2011**

- [Application A1056](#) – Dimethyl Ether as a Processing Aid (Solvent)

### **23 November 2010**

- [Application A1055](#) – Short-chain Fructo-oligosaccharides

### **23 September 2010**

- [Application A1054](#) – Dibromo-dimethylhydantoin (DBDMH) as a Processing Aid

### **18 August 2010**

- [Application A1051](#) – Food derived from Herbicide-tolerant Soybean Event FG72

### **18 June 2010**

- [Application A1046](#) – Food derived from Herbicide-tolerant Soybean Line DAS-68416-4

### **7 May 2010**

- [Proposal P1011](#) – Country of Origin Labelling – Unpackaged Meat Products: to consider extending country of origin labelling requirements to include unpackaged beef, chicken and lamb products

19 March 2010

- [Application A1043](#) – World Health Organization Limits for Packaged Water: to adopt limits for certain chemical substances in packaged water to reflect the current limits in place in international Standards established by the World Health Organization

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**BLUE TEXT** denotes gazetted food legislation that has not come into affect.

**Green text with turquoise highlight denotes Amendments Recommended to ANZFMRC awaiting ratification.**

**Pink text with yellow highlight denotes Draft Amendments released for comments.**