

# Australia New Zealand Food Law on Disc® Version 69

Published February 2012

## Contents

Version 69 of the FOODfind Food Law® on Disc (and Electronic) contains:

- Australia New Zealand Food Standards Code  
(Consolidation to Amendment 128 – gazetted in Australia and New Zealand on 12 January 2012 & APVMA 6 issued in Australia on 17 January 2012) **Updated in Version 69**
- ANZFSC **User Guides**, including decisions of the Novel Food Reference Group and Advisory Committee on Novel Foods to May 2011
- **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 42– Gazetted 8 February 2012 – effective 15 March 2012) – adopting up to and including Amendment 129 to the Food Standards Code. **Updated in Version 69**
  - 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, including Amendment No. 1, issued 28 July 2011 (commencing 15 September 2011)
  - 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, Country of Origin Representations and Mandatory Reporting.

- 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
- 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)

➤ **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

## **Amendments included in Version 69**

Since August 2011 Amendments to the Food Standard Code are made by FSANZ by Gazettal in Australia and New Zealand, as in the past. However, the Australian Pesticides and Veterinary Medicines Authority may now also amend *Standard 1.4.2 – Maximum Residue Limits* only. The APVMA Amendments are published in [Standard 1.4.2 Maximum Residue Limits Amendment Instruments](#) published and applicable in Australia only. Amendments APVMA1 to APVMA5 are included in this amendment series.

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

### **Amendment 128 – 12 January 2012**

- Australia: **Food Standards Gazette** – [FSC70](#)
- New Zealand: Gazette Notice [130](#), Gazette [1](#)

**Amendment 128 contains amendments to the following Standards in the *Australia New Zealand Food Standards Code*:**

Standard 1.3.3 – Processing Aids

Standard 4.1.1– Primary Production and Processing Standards – Preliminary Provisions  
(Australia only)

Standard 4.2.6 – Production and Processing Standard for Seed Sprouts (Australia only)

**The Application and Proposal under which these amendments are made are as follows:**

- [Application A1057 – Endo-protease \(EC 3.4.21.26\) as a Processing Aid \(Enzyme\)](#)
- [Proposal P1004 – Production & Processing Standard for Seed Sprouts](#)

## Summary

Standard	Provision	FSANZ Reference	Commences	Details
1.3.3	Clause 17, Table	<a href="#">A1057</a>	12/01/2012	Insert permission for Endo-protease from <i>Aspergillus niger</i> .
4.1.1	Clause 1	<a href="#">P1004</a>	21/05/2012	<ol style="list-style-type: none"> <li>1. Amend definition for <b>inputs</b></li> <li>2. Insert definitions for <b>food safety management statement</b> and <b>general food safety requirements</b></li> </ol>
	Clause 3	<a href="#">P1004</a>	21/05/2013	New clause 3 – <b>When and animal or food is unacceptable</b>
	Division 2	<a href="#">P1004</a>	21/05/2012	New division <b>General food safety management requirements</b> with 2 clauses – <b>4 The general food safety management requirements</b> <b>5 Food safety management statements</b>
4.2.6	Standard	<a href="#">P1004</a>	12/07/2013	Insert New <b>Standard 4.2.6- Production and Processing Standard for Seed Sprouts</b>

## Amendment 129 – 9 February 2012

- Australia: **Food Standards Gazette** – [FSC71](#)
- New Zealand: Gazette Notice [616](#), Gazette [14](#)

**Amendment 129 contains amendments to the following Standards in the *Australia New Zealand Food Standards Code*:**

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

## Summary

Standard	Provision	FSANZ Reference	Commences	Details
1.5.2	Schedule	<a href="#">A1051</a>	09/02/2012	Insert Item 7.10 - Food derived from Herbicide-tolerant Soybean Event FG72

**Standard 1.4.2 – Maximum Residue Limits Amendment Instrument No. [APVMA6](#), 2011, 23 Decemeber 2011, published in the [APVMA Gazette No. 1](#) on 17 January 2012.**

*All amendments relate to Schedule 1 of Standard 1.4.2 and commence 17 January 2011*

1. Amending the chemical residue definitions for Pyroxasulfone.
2. Amending MRLs for – Captan, Carbendazim, Cyrpodinil, Fludioxonil. Maldison, Metolachlor, Prosulfocarb & Pyroxasulfone.

## Amendments to New Zealand Regulations and Food Standards included in Version 69

- New Zealand (Australia New Zealand Food Standards Code) Food Standards 2002 (Consolidation including Amendment 42– Gazetted 8 February 2012 – effective 15 March 2012) – adopting up to and including Amendment 129 to the Food Standards Code.

## Recommended Amendments to the Australia New Zealand Food Standards Code included in Version 69

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

6 July 2011

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

## Draft Amendments released for comment for the Australia New Zealand Food Standards Code included in Version 69

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

17 February 2012 - comments close 16 March 2012

- [Proposal 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.

- [Application A1064 – Food derived from Herbicide-tolerant Soybean Line CV127](#): to seek permission for food derived from herbicide-tolerant soybean, genetically modified to provide resistance to imidazolinone used for weed control

16 January 2012 – comments close 27 February 2012

- [Application A1066 – Food derived from Herbicide-tolerant Corn MON87427](#): to approve food derived from corn genetically modified to provide tissue-selective tolerance to glyphosate.

8 December 2011 – comments close 15 February 2012

- [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.

23 November 2011 – comments close 18 January 2012

- **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.

#### 15 November 2011 – comments close 22 December 2011

- **Application A1054 – Dibromo-dimethylhydantoin (DBDMH) as a Processing Aid:** To approve the use of 1,3-dibromo-5,5-dimethylhydantoin (DBDMH) as an antimicrobial processing aid to be added to water for treating poultry and meat carcasses and other animal parts.

#### 2 November 2011 – comments close 14 December 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 *Thermusthermophilis* (for use to produce modified starch products as an ingredient in dairy products)

#### 25 October 2011 – comments close 6 December 2011

- **Application A1056 – Dimethyl Ether as a Processing Aid for Dairy Ingredients & Products:** to seek approval to permit the use of dimethyl ether as an extraction solvent processing aid to treat all dairy ingredients and 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

#### 18 October 2011 – comments close 29 November 2011

- **Application A1063 – Food derived from Herbicide-tolerant Soybean MON87708:** to seek permission for food derived from a genetically modified soybean to provide tolerance to the herbicide Dicamba

#### 19 August 2011

- **Application A1051 – Food derived from Herbicide-tolerant Soybean Event FG72** –to approve food derived from a genetically modified soybean with a tolerance to the herbicides glyphosate and isoxazole, to reduce cultivation needs(Comments open until 30 September 2011)
- **Proposal P1007 – Raw Milk Products** (2<sup>nd</sup> Assessment Report) – to address issues in relation to production and sale of raw milk products in Australia arising from inconsistent legislation currently applying to domestic and imported dairy products, applications to FSANZ to permit raw milk products and any public health and safety issues from consumption of raw milk products(Comments open until 14 October 2011)

18 July 2011

- **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 [Australia only]  
(Comments open until 29 August 2011)

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

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 February 2012

- **Proposal P1016–Hydrocyanic Acid in Apricot Kernels & Other Foods:** to consider an amendment to the Code for hydrocyanic acid in raw apricot kernels, foods derived from them and potentially other foods.
- **Proposal P1018–Companion Dogs in Outdoor Dining Areas:** to remove restrictions on the presence of companion dogs in outdoor dining areas of food premises.
- **Proposal P1017–Criteria for *Listeria monocytogenes*– Microbiological Limits for Foods:** to update Standard 1.6.1 with regards to criteria for *Listeria monocytogenes* limits in ready-to-eat foods; aligning with international (Codex) standards, Food Safety and Primary Production and Processing Standards and associated FSANZ guidance material.

16 January 2012

- **Proposal P1015– Primary Production & Processing Standard for Horticulture:** to examine options for primary production and processing requirements for the raw horticultural produce sector.

7 December 2011

- **Application A1068– Hydrogen Peroxide as a Processing Aid for Fermented Dairy Ingredients & Products:** To permit the use of hydrogen peroxide as a processing aid to maintain a stable pH in the manufacture of fermented dairy ingredients and products.

## 20 September 2011

- [Application A1065](#) – **Packaging Size for Phytosterol-enriched Milk:** to remove the current restriction on package size for milk enriched with phytosterols
- [Application A1066](#) – **Food derived from Herbicide-tolerant Maize MON87427:** to approve food derived from maize genetically modified to provide tissue-selective tolerance to glyphosate.

## 2 September 2011

- [Application A1064](#) – **Food derived from Herbicide-tolerant Soybean Event CV127:** to permit food derived from soybean line CV127 which is genetically modified to provide tolerance to imidazolinone herbicides.

## 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.

## 23 November 2010

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

## 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