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Australia New Zealand Food Law on Disc® Version 72

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Contents

This Version of the FOOD*find* Food Law® on Disc (and Electronic) contains:

<p>Australia New Zealand Food Standards Code</p>	<p>Consolidated to Amendments -</p> <ul style="list-style-type: none"> • FSANZ No. 135 (11 October 2012) • APVMA No. 9 (25 September 2012) <p>Includes Maximum Residues by Food, exclusive to FOOD<i>find</i> Food Law on Disc®</p>
<p>FSANZ User Guides for the ANZ Food Standards Code</p>	<p>Including Record of Views of the Advisory Committee on Novel Foods (March 2012)</p> <p>Check for updates here</p>
<p>New Zealand Food Standards</p>	<ul style="list-style-type: none"> • New Zealand (Australia New Zealand Food Standards Code) Food Standards 2002 (Amended 5 April 2012) • New Zealand (Mandatory Fortification of Bread with Folic Acid) Food Standard 2007 (Amended 23 February 2012) • New Zealand (Prescribed Foods) Food Standards 2007 (Amended 24 August 2009) • Imported Food Standards 2008 (10 September 2010) - <ul style="list-style-type: none"> ○ Food (Importer general-requirements) ○ Food (Importer listing) Standard • New Zealand (Maximum Residues of Agricultural Compounds) (Amended 28 July 2011) • New Zealand (Imported Milk and Milk Products) Standard 2009 (24 August 2009) • New Zealand (Bee Product Warning Statements - Dietary Supplements) Food Standards 2002 (18 November 2002)

This Version of the FOOD*find* Food Law® on Disc (and Electronic) contains:

	<ul style="list-style-type: none"> • Food (Uncooked Comminuted Fermented Meat) Standard 2008 (3 June 2008) • Food (Tutin in Honey) Standard 2010 • New Zealand Food (Supplemented Food) Standard 2010 (16 February 2010)
New Zealand Regulations	<ul style="list-style-type: none"> • Food (Safety) Regulations 2002 (26 February 2004) • Dietary Supplements Regulations 1984 (1 February 2010)
Food Acts	<ul style="list-style-type: none"> • Model Food Act – Australia • Food Act 1985 - New Zealand (Amended 18 June 2002)
Australian Food and Grocery Council Codes	<ul style="list-style-type: none"> • Code of Practice for Food Labelling and Promotion (2011) • Code of Conduct for the Provision of Information on Food Products– Australia (1995) (incorporating Code of Practice on Nutrient Claims in Food Labels and in Advertisements)
The Australian Consumer Law	<ul style="list-style-type: none"> • Competition and Consumer Act 2010– excerpts relating to Misleading or Deceptive Practices, Unfair Practices, Country of Origin Representations and Mandatory Reporting. • ACCC Guidelines on - <ul style="list-style-type: none"> ○ 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 this Version

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 to the Australia New Zealand Food Standards Code

FSANZ Amendment 133 – 12 July 2012			
Gazettes -			
<ul style="list-style-type: none"> • Australia: Food Standards Gazette – FSC75 • New Zealand: Gazette Notice 4370, Gazette 84 			
Standard affected -			
<ul style="list-style-type: none"> • Standard 1.5.2 – Food Produced Using Gene Technology 			
Applications -			
<ul style="list-style-type: none"> • A1064 – Food derived from Herbicide-tolerant Soybean Line CV127 • A1066 – Food derived from Herbicide-tolerant Corn MON87427 			
Summary			
<i>All amendments commence 12 July 2012</i>			
Standard	Provision	FSANZ Reference	Details
1.5.2	Schedule	A1064	Inserting item 7.12 - permission for food derived from Herbicide-tolerant Soybean Line CV127
	Schedule	A1061	Inserting item 2.21 - permission for Food derived from Herbicide-tolerant Corn MON87427

FSANZ Amendment 134 – 6 September			
Gazettes -			
<ul style="list-style-type: none"> • Australia: Food Standards Gazette – FSC76 • New Zealand: Gazette Notice 6458, Gazette 124 			
Standard affected -			
<ul style="list-style-type: none"> • Standard 1.3.1 – Food Additives 			
Proposals -			

FSANZ Amendment 134 - 6 September

- [P1020 – Ethyl Lauroyl Arginate as a Food Additive in Sausages](#)

Summary

All amendments commence 6 September 2012

Standard	Provision	FSANZ Reference	Details
1.3.1	Schedule 1	P1020	Inserting in item 8.3 - 243 Ethyl lauroyl arginate 315 mg/kg

FSANZ Amendment 135 - 11 October 2012

Gazettes -

- Australia: **Food Standards Gazette** – [FSC76](#)
- New Zealand: Gazette Notice [5186](#), Gazette [110](#)

Standards affected -

- 1.1.1– Preliminary Provisions - Application, Interpretation and General Prohibitions
- 1.2.1 – Application of Labelling and Other Information Requirements
- 1.2.4 – Labelling of Ingredients
- 1.2.5 – Date Marking of Food
- 1.2.8 – Nutrition Information Requirements
- 1.3.1 – Food Additives
- 1.3.3 – Processing Aids
- 1.3.4 – Identity and Purity
- 1.4.1 – Contaminants and Natural Toxicants
- 1.5.2 – Food produced using Gene Technology
- 2.5.1 – Milk
- 2.5.4 – Cheese
- 3.2.2 – Food Safety Practices and General Requirements
- 3.2.3 – Food Premises and Equipment
- 4.1.1 – Primary Production and Processing Standards – Preliminary Provisions
- 4.2.1 – Primary Production and Processing Standard for Seafood
- 4.5.1 – Wine Production Requirements

Applications & Proposals -

- [A1045 – Bacteriophage Preparation P100 as a Processing Aid](#)
- [A1065 – Packaging size for Phytosterol-enriched Milk](#)
- [P1018 – Companion Dogs in Outdoor Dining Areas](#)
- [P1021 – Code Maintenance X](#)

Summary

FSANZ Reference	Standard	Provision	Commences	Details
A1045	1.3.3	1	11 Oct 2012	Insert definition for "approved food use of phage"
		14, Table	11 Oct 2012	Insert permission for the use of <i>Listeria</i> phage P11 for the Listericidal treatment for use on approved food for use of phage at GMP
		14	11 Oct 2012	Insert Editorial Note following clause 14
	1.3.4	Schedule	11 Oct 2012	Insert Specification for <i>Listeria</i> phage P100
A1065	2.5.1	5(b)	11 Oct 2012	Delete paragraph 5(b) restricting milk containing phytosterol esters to one litre

P1018	3.2.2	24	11 Oct 2012	Replacing clause 24 compelling a food business to allow assistance animals in areas used by customers and allowing dogs that are not assistance animals in outdoor dining areas
P1021	1.1.1	16(1)	11 Oct 2012	Updating the reference to the CFR to the 2012 compilation
	1.2.2	2(2)(k)	11 Oct 2012	Updating the reference to Standard 2.2.3
	1.2.4	Schedule 2	11 Oct 2014	Omitting entries Tocopherols concentrate, mixed - 306 and inserting Editorial Note to that effect
			11 Oct 2012	Inserting entries Tocopherols concentrate, mixed - 307b
			11 Oct 2012	Changing the entry for 470 from <i>Aluminium, calcium, sodium magnesium, potassium and ammonium salts of fatty acids</i> to <i>Fatty acid salts of aluminium, ammonia, calcium, magnesium, potassium and sodium</i>
	1.2.5	5(4)	11 Oct 2012	In the examples, change reference to <i>paragraph</i> to <i>subclause</i>
	1.2.8	3(1)	11 Oct 2012	Including <i>ice</i> in the exemptions from a NIP
		5(7)	11 Oct 2012	In the entry for <i>Dietary Fibre, total</i> , changing the reference from <i>** (a sub-sub group nutrient)</i> to <i>* (a sub-group nutrient)</i>
	1.3.1	Table of provision	11 Oct 2012	Changing clause 11 to <i>Permitted flavouring substances</i>
		5(3)	11 Oct 2012	Replacing sub-clause 5(3) - calculation of steviol equivalents
		Schedule 1	11 Oct 2014	Omitting entries for Tocopherols concentrate, mixed - 306 in Items 0.1, 2, 13.1, 13.2, and also inserting Editorial Note to that effect at the end of the Schedule
			11 Oct 2012	Inserting entries for Tocopherols concentrate, mixed - 307b in Items 0.1, 2, 13.1, 13.2
			11 Oct 2012	Item 20.2 - changing <i>blanc mange</i> to <i>blancmange</i>
		Schedule 2	11 Oct 2012	Changing the entry for 470 from <i>Aluminium, calcium, sodium magnesium, potassium and ammonium salts of fatty acids</i> to <i>Fatty acid salts of aluminium, ammonia, calcium, magnesium, potassium and sodium</i>
		Schedules 2,3 & 4	11 Oct 2012	Changing the headings for numerical listing in each Schedule from <i>Numeric Listing</i> to <i>Numerical Listing</i>
		1.3.3	8, Table	11 Oct 2012
	9		11 Oct 2012	Amending the Editorial Note following clause 9
	13, Table		11 Oct 2012	Consolidating the 2 entries for <i>Dimethyl ether</i> to one entry for <i>All foods</i> .
	16, Table		11 Oct 2012	Separating the entries for <i>Bromelain</i> to <i>Stem Bromelain</i> and <i>Fruit Bromelain</i>

	17, Table	11 Oct 2012	Correcting the spelling of several microorganisms
1.3.4	2(b)	11 Oct 2012	Inserting additional JECFA Monograph
	2(c)	11 Oct 2012	Updating the reference for the <i>Food Chemical Codex</i> to 8th Edition 2012
	Schedule	11 Oct 2012	Omitting from the <i>Specification for nucleotides, IMP and GMP</i>
1.4.1	Purpose	11 Oct 2012	Grammatical corrections relating to 'a' and 'an'
	5, Table	11 Oct 2012	Omitting <i>The ML for Tutin to cease on 31 March 2011</i>
1.5.2	Schedule	11 Oct 2012	Inserting <i>line</i> in Item 1.2
2.5.4	1(a)	11 Oct 2012	Changing <i>partly</i> to <i>partially</i> in the definition of cheese
3.2.2	1, 14(1), 16(1) & 16(3)	11 Oct 2012	Changing <i>food-borne</i> to <i>foodborne</i>
4.1.1		11 Oct 2012	Inserting <i>Division 1 - Preliminary</i> in the text and in the table of provisions
4.2.1	16(2)(b)	11 Oct 2012	Changing reference to <i>Commonwealth Export Control (Processed Food) Orders</i> to <i>Fish and Fish Product Orders (2005)</i>
4.5.1		11 Oct 2012	Moving the entry for <i>Dimethyl dicarbonate</i> from Table to Clause 3 to Table to Clause 4.

APVMA Amendment [APVMA7](#) - 31 July 2012

Gazette -

- Australia: [APVMA15](#)

Standard affected -

1.4.2 – Maximum Residue Limits, Schedule 1

Summary

All amendments commence 31 July 2012

Amending MRLs for Abamectin, Amitrole, Bifenthrin, Clodinofof acid, Cyhalothrin, Diquat, Etoxazole, Isoxaben, Pendemethalin and Pyrimethanil.

APVMA Amendment [APVMA8](#) - 28 August 2012

Gazette -

<ul style="list-style-type: none"> • Australia: APVMA17
Standard affected - 1.4.2 – Maximum Residue Limits, Schedule 1
Summary <i>All amendments commence 28 August 2012</i> Amending MRLs for Chlorantraniliprole, Chlorfenapyr, Clofentezine, Difenoconazole, Fenbutanin oxide, Fludioxonil, Haloxyfop, Linuron, Primicarb, Prochloraz, Pyraclostrobin and Pyriproxyfen

APVMA Amendment APVMA9 – 25 September 2012
Gazette - <ul style="list-style-type: none"> • Australia: APVMA19
Standard affected - 1.4.2 – Maximum Residue Limits, Schedule 1
Summary <i>All amendments commence 25 September 2012</i> <ol style="list-style-type: none"> 1. Change the MRL definitions for Methomyl and Thiodicarb 2. Insert new chemical, definition and MRLs for Penfulfen 3. Amending MRLs for Clopralid, Cypermethrin, Glyphosate, Methomyl, Paclobutrazole, Phosphorous acid, Prothioconazole and Thiodicarb

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

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

26 September 2012 -

- **Application A1068 – Hydrogen Peroxide as a Processing Aid:** 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.

2 May 2012

- **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]

28 February 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.

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 this Version (unless otherwise indicated)

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

2 October 2012

- [P1023 – Tutin, Tocopherol & Food for Special Medical Purposes Standards Amendments](#): to consider adjustments to Standards 1.4.1, 1.2.4, and 2.9.5, and potentially Standard 1.5.1, as they relate to tutin, tocopherols and food for special medical purposes, respectively.
Comments close 30 October 2012

26 September 2012

- [A1069 – Irradiation of Tomatoes & Capsicums](#): to provide permission to irradiate tomato (*Lycopersicon esculentum*) and capsicum (*Capsicum annuum*) as a quarantine measure.
Comments close 7 November 2012

17 August 2012

- [Application A1071 – Food derived from Herbicide-tolerant Canola Line MON88302](#): to seek permission for food derived from herbicide-tolerant canola, genetically modified to provide tolerance to glyphosate.
Comments close 27 September 2012

3 August 2012

- [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
Comments close on 13 September 2012

17 July 2012

- [Proposal M1008–Maximum Residue Limits \(2012\)](#): To consider varying certain maximum residue limits for residues of agricultural or veterinary chemicals that may occur in food.

Comments close on 13 August 2012. Please note draft amendments do not appear in FOODfind.

17 February 2012 - comments close 16 March 2012

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

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.

12 December 2007

- [P290 – Food Safety Programs for Catering Operations to the General Public](#)
(on hold pending advice from the Ministerial Forum)

Documents released for comment by FSANZ - No proposed amendments at this time.

- [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.
Comments close 16 November 2012

- [Proposal P1014 – Primary Production & Processing Standard for Minor Meat Species & Wild Game](#): to develop an Australia only primary production and processing standard for meat and meat products from minor species and wild game to provide a nationally consistent approach to the management of meat safety. [Call for comments until 4 June 2012.](#)

- [Proposal P1015 – Primary Production & Processing Standard for Horticulture](#): To examine options for primary production and processing requirements for the raw horticultural produce sector. [Call for comments until 21 May 2012.](#)

- [Proposed Future Regulation of Nutritive Substances and Novel Foods in the Australia New Zealand Food Standards Code](#) [[word 537 kb](#) | [pdf 1062 kb](#)] [Call for comments until 21 May 2012.](#)

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

26 September 2012

- [Infant Formula Products](#): this review will investigate and develop a detailed record of issues relating to the current requirements for infant formula products in the Code. The information gathered by

FSANZ, including that obtained through consultation with stakeholders, will inform the preparation of a proposal to revise the relevant standards for infant formula products. Comments close on 7 November 2012

27 July 2012

- [Application A1075 –Quillaja Extract as a Food Additive \(Emulsifier\)](#): to include Quillaja extract as a food additive (foaming agent) in semi-frozen carbonated and non-carbonated beverages.

10 July 2012

- [Application A1074 –Minimum Amounts of L-histidine in Infant Formula](#): to amend minimum required levels of L-histidine in infant formula products.

18 June 2012

- [Consultation paper \(pdf 602 kb\) | \(word 1 mb\)](#) - submissions on the outcomes of a review of its cost recovery arrangements close 16 July 2012.

31 May 2012

- [Application A1073 –Food derived from Herbicide-tolerant Soybean DAS-44406-6](#): to seek permission for food derived from herbicide-tolerant soybean, genetically modified to provide tolerance to 2,4-D, glufosinate ammonium and glyphosate.

24 April 2012

- [Proposal P1019 – Carbon Monoxide as a Processing Aid for Fish](#): to ensure that carbon monoxide is not permitted to be used as a processing aid for fish.

26 March 2012

- [Proposal P1014 –Primary Production & Processing Standard for Minor Meat Species & Wild Game](#): to develop an Australia only primary production and processing standard for meat and meat products from minor species and wild game to provide a nationally consistent approach to the management of meat safety. **Call for comments until 4 June 2012.**
- [Proposal P1015 – Primary Production & Processing Standard for Horticulture](#): To examine options for primary production and processing requirements for the raw horticultural produce sector. **Call for comments until 21 May 2012.**
- [Proposed Future Regulation of Nutritive Substances and Novel Foods in the Australia New Zealand Food Standards Code](#) [[word 537 kb](#) | [pdf 1062 kb](#)] **Call for comments until 21 May 2012.**

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 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.

23 November 2010

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