



Animal Products (Dairy Industry (IMA Certification) Regulations  
2000, Circular no. 59: Quota Compliance Programmes) Amendment  
Notice 2007

Under section 77 of the Animal Products (Ancillary and Transitional Provisions) Act 1999, any criteria set out in circulars promulgated under regulation 17 of the Dairy Industry (IMA Certification) Regulations 2000, are deemed to be specifications set by the Director-General under section 45 of the Animal Products Act 1999; and continue in force and may be amended or revoked by the Director-General by notice under section 167 of that Act.

Pursuant to sections 45 and 167 of the Animal Products Act 1999, I, Carol Barnao, Director (Standards) issue the following notice amending Circular no. 59: Quota Compliance Programmes (D204.1) (which was promulgated under regulation 17 of the Dairy Industry (IMA) Regulations 2000).

Signed at Wellington this 12<sup>th</sup> day of December 2007.

Carol Barnao  
Director (Standards)  
New Zealand Food Safety Authority  
(Acting under delegated authority)

Certified in order for signature

Chief Legal Advisor  
Legal Services

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### Notice

#### 1 Title

This notice is the Animal Products (Dairy Industry (IMA Certification) Regulations 2000, Circular no. 59: Quota Compliance Programmes) Amendment Notice 2007.

#### 2 Commencement

This notice comes into force on 1 January 2008.

#### 3 Principal notice

Circular no. 59: Quota Compliance Programmes (D204.1) (which was promulgated under regulation 17 of the Dairy Industry (IMA) Regulations 2000) is called the principal notice in this notice.

#### 4 Amendment to clause 4.0 of principal notice (“Interrelated Requirements”)

Clause 4.0 of the principal notice is amended by inserting the following as the fourth bullet point:

- “EC Regulation 2535/2001. Official Journal of the European Communities, No L 341/29, 22 December 2001”.

#### 5 Revocation and replacement of clause 7.6.1 of principal notice (“Manufacture of IMA Butter”)

Clause 7.6.1 of the principal notice is revoked and replaced with the following clause:

##### “7.6.1 Manufacture of IMA Butter”

“To be approved by the Director-General, a QCP covering manufacture of IMA butter must provide adequately for the following:

- (a) ensuring that only butter that:
  - is at least six weeks old when entering free circulation;

- has a fat content of not less than 80% but less than 85%, by statistical determination in accordance with Annex IV of Commission Regulation (EC) 2535/2001; and
- is manufactured directly from milk or cream without the use of stored materials in a single, self contained and uninterrupted process (Ammix or Spreadable processes may involve the cream passing through a stage of concentrated milkfat and/or the fractionation of such milkfat).

is included in a IMA lot;

- (b) all laboratory testing of IMA butter to incorporate sampling as per the international Dairy Federation IDF Standard 50C/1995 or a validated test method; and
- (c) all laboratory testing of IMA butter undertaken to determine the fat content of the butter to use the method described in EC Regulation 880/98, Annex I, or a validated test method.

The QCP must include premises process design information to describe the immediate manufacturing (critical hygiene) area that relates to the direct manufacturing site for IMA butter.

#### **A. Weight of IMA butter**

To be approved by the Director-General, a QCP covering manufacture of IMA butter must provide adequate procedures for accurately calculating:

- the global mean and standard deviation for weight of the IMA butter; and
- the cypher mean and standard deviation for weight of the IMA butter

so that the IMA butter supplied will comply when tested by competent authorities in the EU using the following formula (refer to Annex IV of Commission Regulation (EC) 2535/2001):

$$w \leq W + \frac{2.326\sigma}{\sqrt{n}}$$

Where:

**w** is the arithmetic mean of the net weight of the sample boxes;

**W** is the mean net weight per box specified on the IMA certificate;

$\sigma$  is the standard deviation of the net weight per box specified on the IMA certificate, however, the sample standard deviation of the net weight per box (s) shall be used instead of  $\sigma$  where required; and

**n** is the sample size.

#### **B. Fat content of IMA butter**

To be approved by the Director-General, a QCP covering manufacture of IMA butter must provide adequate procedures for:

- (a) verifying that the arithmetic mean of the fat content of the IMA butter is unlikely to exceed 84.4 % (the maximum mean milk fat content of the sample) when tested by competent authorities in the EU (refer to Annex IV of Commission Regulation (EC) 2535/2001); and

- (b) accurately calculating the mean and standard deviation for each cypher and lot of IMA butter; and
- (c) accurately calculating the global mean and standard deviation of the IMA lot of butter; and
- (d) internally verifying the accuracy of the global mean and standard deviation data for fat and weight for an IMA lot of butter that are provided to NZFSA with applications for IMA certification.”

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Issued under section 167 of the Animal Products Act 1999.

Date of notification in Gazette: [            ]

This notice is administered in the New Zealand Food Safety Authority.

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