



Animal Products (Glycerol Esters of Fatty Acids in Milk and Cream Based Formulations – Food Standards Exemption) Notice 2007

Pursuant to section 60B and 167(1)(jb) of the Animal Products Act 1999, and having had regard to the requirements of the relevant overseas market, I, Mary Western, Acting Director (Standards) issue the following notice for the purpose of exempting specified animal products that are intended for export from the requirements of food standards issued under Part 2A of the Food Act 1981.

Signed at Wellington this 27th day of November 2007

Mary Western
Acting Director (Standards)
New Zealand Food Safety Authority
(Acting under delegated authority)

Certified in order for signature

Solicitor

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Contents

Notice

- 1 Title
- 2 Commencement

Part 1 Preliminary Provisions

- 3 Application
- 4 Interpretation

Part 2 Exemption

- 5 Exemption from standard for export purposes

Schedule

Requirements for Importing Countries

Notice

1 Title

This notice is the Animal Products (Glycerol Esters of Fatty Acids in Milk and Cream Based Formulations– Food Standards Exemption) Notice 2007.

2 Commencement

This notice comes into force on 28 November 2007.

Part 1 Preliminary Provisions

3 Application

- (1) This notice applies to any milk and cream based formulation that is for export to a country specified in the schedule.
- (2) Nothing in this notice affects or limits any requirements imposed by or under the Act (including under any food standard) relating to the production of any milk and cream based formulation that—
 - (a) is not for export; or
 - (b) is for export to a country other than a country specified in the schedule.

4 Interpretation

- (1) In the notice, unless the context otherwise requires,—

Act means the Animal Products Act 1999

milk and cream based formulation is an animal product classified as a milk and cream based formulation in the list of approved product descriptors administered by the New Zealand Food Safety Authority.

(2) Any word defined by or under the Act or the Food Act 1981, but not defined in this notice, has the same meaning as in the Act or regulations in which it is defined.

Part 2 Exemption

5 Exemption from standard for export purposes

Milk and cream based formulations are exempt from the requirements in the New Zealand (Australia New Zealand Food Standards Code) Food Standards 2002 (which adopts the Australia New Zealand Food Standards Code) relating to the use of glycerol esters of fatty acids (as food additives) in the production of milk and cream based formulations if;

- (a) the milk and cream based formulation is for export to a country identified in column 1 of the schedule; and
- (b) the level of glycerol esters of fatty acids in the milk and cream based formulation does not exceed the maximum level (if any) specified in column 2 of the schedule; and
- (c) the milk and cream based formulation must comply with requirements (if any) specified in column 3 of the schedule.

Schedule

Countries, levels, and requirements to which exemption applies

Country	Maximum Level of Glycerol Ester of Fatty Acids	Other requirements
Japan	None specified	Must meet the Japanese standards for purity

Explanatory Note

The Food Standards Code only permits the use of Polyglycerol Esters of Fatty Acids as emulsifiers in Cream Products – Light Thickened Whipped Cream at a level of 5000mg/kg. The Code does not make provision for its use as a food additive in any other dairy products. This notice allows Glycerol Esters of Fatty Acids to be added to milk and cream based formulations that are for export to the countries specified in the schedule.

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.
