



## Animal Products (Milk – Food Standards Exemption) Notice 2009

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, Carol Barnao, 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 2<sup>nd</sup> day of March 2009

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

Certified in order for signature

Solicitor

2/03/2009

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### Notice

#### 1 Title

This notice is the Animal Products (Milk – Food Standards Exemption) Notice 2009.

#### 2 Commencement

This notice comes into force on 2 March 2009.

### Part 1 Preliminary Provisions

#### 3 Application

- (1) This notice applies to milk 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 or the Food Act 1981 (including under any food standard) relating to the production of any milk 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** has the same meaning as in standard 2.5.1 of the Australia New Zealand Food Standards Code.
- (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 is 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 additives and ingredients specified in column 3 of the schedule if–

- (a) the milk is for export to a country identified in column 1 of the schedule; and
- (b) the milk is a product of the kind listed in column 2 of the corresponding country row of the schedule; and
- (c) the additives and ingredients in the modified milk do not exceed the maximum level (if any) specified in column 3 of the corresponding country row of the schedule.

## Part 3 Revocation

### 6 Revocation

This notice revokes the Animal Products (Milk – Food Standards Exemption) Notice 2008 dated 20 October 2008.

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## Schedule

### Countries, products and levels to which the exemption applies

Country	Product description	Additive / ingredient and maximum permitted level (if any)
Hong Kong	Milk (including skim milk)	Vitamin A – 395mcg/200ml
		Vitamin D – 7.6mcg/200ml
Singapore	Milk (including skim milk)	Vitamin A – 750mcg/200ml
		Vitamin D – 10mcg/200ml
United States of America	Milk (including skim milk)	Vitamin A – 190.2µg/200ml (as consumed)
		Vitamin D – 3.15µg/200ml (as consumed)

### ***Explanatory Note***

*The levels given in the schedule for the USA are the metric conversion of the US imperial levels stipulated in US law, reference 21CFR 131.127.*

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Issued under section 167(1)(jb) 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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