

Response ID ANON-JN9Z-F8FQ-Z

Submitted to P1062 - Defining added sugars for claims
Submitted on 2023-10-05 18:05:52

Complete your submission

Your details

What is your name?

Contact person:

[REDACTED]

What is your email address?

Email address:

[REDACTED]

What is your telephone number?

Telephone:

+ [REDACTED]

Which one of the following groups do you most affiliate with?

Food industry

If other, please specify:

What is the name of your organisation?

Please write N/A if this does not apply.:

Dairy Companies Association of New Zealand (DCANZ)

What is your position title?

Please write N/A if this does not apply.:

[REDACTED]

Are you the contact person for your organisation?

Yes

If you are not the contact person for your organisation, please provide an alternative contact and details. If not applicable, please leave blank.

Contact person's name:

Email address:

Telephone:

Position title:

Have you read the P1062 – Defining added sugars for claims call for submission paper?

Yes

Confidential information

All submissions will be published, including redacted versions of confidential submissions. We will not publish material that we accept as confidential. Does your submission contain confidential information?

No. My submission does not contain confidential information.

Proposed changes to 'no added sugar(s)' claim conditions

1 FSANZ proposes to continue to set 'no added sugar(s)' claim conditions based on the addition of ingredients to foods (see section 5.2 of the Call for submissions document).

Do you have any comments on this approach?:

2 FSANZ proposes a food displaying a 'no added sugar(s)' claim must not contain an 'added sugars' as an added ingredient including an ingredient of a compound ingredient. FSANZ proposes defining 'added sugars' for this claim condition (see section 5.2.1.4 of the Call for submissions document).

Do you have any comments on this approach or the defined added sugars (see below)?:

3 FSANZ proposes 'no added sugar(s)' and 'unsweetened' claims are not permitted on foods containing the hexose monosaccharide D-tagatose, as an ingredient, consistent with existing claim conditions in the Code. As D-tagatose is a hexose monosaccharide, it is captured in the definition of 'added sugars' (see section 5.2.2 of the Call for submissions document).

Do you have any comments on this approach?:

4 FSANZ proposes foods containing low energy sugars (mono- and disaccharides), as ingredients, listed in subsection S11—2(3) of Schedule 11 not be permitted to display 'unsweetened' claims (see section 5.2.2 of the Call for submissions document).

Do you have any comments on this approach?:

5 FSANZ proposes a food displaying a 'no added sugar(s)' claim must not contain the fruit products listed below as an added ingredient (including as an ingredient of a compound ingredient). FSANZ proposes to exempt fruit products which are lemon or lime fruit (see section 5.3 of the Call for submissions document).

Do you have any comments on this approach or the fruit products listed?:

6 FSANZ proposes a fruit product which is the food for sale (e.g. fruit juice) be permitted to make a 'no added sugar(s)' claim. This includes when the food is sold as a singular fruit (e.g. apple juice) or a blend of different fruits (e.g. blend of fruit juices), providing the food contains no 'added sugars' or other products identified in claim conditions, as added ingredients. A blend or combination of different fruit products (e.g. fruit juice and fruit purée) will not be permitted to make the claim. FSANZ also proposes to clarify that fruit does not include legumes, fungi, herbs, nuts and spices for the purpose of the claim conditions (see section 5.3 of the Call for submissions document).

Do you have any comments on this approach?:

7 FSANZ proposes 'no added sugar(s)' claims are not permitted when the concentration of sugars in the food is increased from the hydrolysis of carbohydrates during food manufacture, except when the sugars concentration in cereal-based plant milks made using hydrolysis is $\leq 1.5\%$ (and the product otherwise meets claim conditions) (see section 5.3.2 of the Calls for submissions document).

Do you have any comments on this approach?:

8 FSANZ proposes to maintain the existing condition that a food displaying an 'unsweetened' claim must meet the conditions for a 'no added sugar(s)' claim, noting that the amended 'no added sugar(s)' claim conditions will apply (see section 5.4 of the Call for submissions document).

Do you have any comments on this approach?:

9 FSANZ proposes to maintain the existing condition for intense sweeteners, sorbitol, mannitol, glycerol, xylitol, isomalt, maltitol syrup or lactitol. FSANZ proposes a food containing low energy sugars (mono- and disaccharides) listed in subsection S11—2(3) of schedule 11, as an ingredient (including an ingredient of a compound ingredient), not be permitted to display an 'unsweetened' claim (see section 5.4 of the Call for submissions document).

Do you have any comments on this approach?:

10 FSANZ is proposing a two-year transition period to allow producers, manufacturers and importers time to make any required labelling changes for products carrying 'no added sugar(s)' or 'unsweetened' claims to comply with the new claim conditions (see section 7 of the Call for submissions document).

Do you have any comments on this approach?:

Data and evidence

11 Do you have any data or are you aware of published data on the number of products with 'no added sugar(s)' or 'unsweetened' claims in Australia and/or New Zealand (see data used for this proposal at section 3.1 of the Call for submissions document)?

Not Answered

If yes, please upload your file here.:

No file uploaded

12 Do you have any evidence or are you aware of published literature on consumer understanding of and responses to 'no added sugar(s)' or 'unsweetened' claims on food products (see evidence used for this proposal at section 3.2 of the Call for submissions report and Supporting

Document 1)?

Not Answered

If yes, please upload your file here.:

No file uploaded

13 Do you have any data or know of any published data on the costs of labelling changes per stock keeping unit or package type (see data used for this proposal at Attachment E to the Call for submissions document)?

Not Answered

If yes, please upload your file here:

No file uploaded

Additional comments

Comments and other input

Additional comments and input:

As per attached submission file

Please upload additional files here.:

231108 P1062 DEFINING ADDED SUGARS FOR CLAIMS Submission.docx was uploaded

Feedback

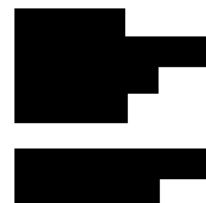
What is your level of satisfaction with using this platform to complete your submission?

Unsatisfied

Do you have any feedback you would like to provide to FSANZ regarding this new platform?

Not Answered

If yes, please provide details.:



DAIRY COMPANIES ASSOCIATION OF NEW ZEALAND
SUBMISSION TO FOOD STANDARDS AUSTRALIA NEW ZEALAND
(FSANZ)

On P1062: DEFINING ADDED SUGARS FOR CLAIMS:

8th October 2023

1. Summary:

- 1.1 The Dairy Companies Association of New Zealand (DCANZ) appreciates the opportunity to make a submission on the FSANZ proposal *P1062: Defining Added Sugars for Claims*.
- 1.2 DCANZ is particularly concerned at the use, in this proposal, of product description terminology, which is not consistent with product descriptions currently contained within the Joint Food Standards Code.

2. Background:

General

- 2.1 DCANZ is a voluntary association of dairy manufacturing and exporting companies. DCANZ represents members on common policy matters in New Zealand and internationally. Our 13 member companies collectively account for more than 98% of the milk processed in New Zealand and a vast majority of New Zealand's dairy exports.
- 2.2 The contact for this submission is Dianne Schumacher, Regulatory Manager (Dianne.schumacher@dcanz.com).

3. Detailed comments:

Inappropriate Use of Terminology

- 3.1 DCANZ is concerned that the term "cereal-based plant milk" is used within Proposal P1062. This terminology is not defined/used elsewhere in the Joint Food Standards Code and propose that this term be replaced with "cereal-based beverage" as per Standard 1.1.2.

DCANZ proposes the following amendment to the draft variation wording:

Proposed DRAFT Variation:	Suggested amendment:
<i>Schedule 4-3</i> <i>No added</i>	<i>Schedule 4-3</i> <i>No added</i>
<i>(g) The food for sale has not had the concentration of hexose monosaccharides and disaccharides in that food increased by hydrolysis of carbohydrates during the production of that food.</i>	<i>(g) The food for sale has not had the concentration of hexose monosaccharides and disaccharides in that food increased by hydrolysis of carbohydrates during the production of that food.</i>
<i>(h) Condition (g) does not apply if:</i>	<i>(h) Condition (g) does not apply if:</i>

(i) <i>The food for sale is a cereal-based plant milk manufactured using hydrolysis of carbohydrates; and</i>	(ii) <i>The food for sale is a cereal-based beverage manufactured using hydrolysis of carbohydrates; and</i>
(ii) <i>The concentration of hexose monosaccharides and disaccharides in that food is not >1.5%.</i>	(iii) <i>The concentration of hexose monosaccharides and disaccharides in that food is not >1.5%.</i>

- 3.2 We are also concerned that the development of *Proposal P1058 - Nutrition labelling of added sugars* is not progressing at the same pace as that of P1062, given the inter-relationship of these two proposals. Submissions and decisions made with respect to P1062 should be made with awareness of such issues as an agreed scope of P1058.