

Supporting document 1

List of proposed amendments (at Approval) – Proposal P1033

Code Maintenance XII

- 1. STANDARD 1.1.1**
Location: clause 2, definition of bulk cargo container
Issue: (g) does not follow on from the lead-in sentence
Response: Use definition in P1025 – Code Revision.
- 2. STANDARD 1.1.1**
Location: subclause 11(1)
Issue: 'a' is missing from the first line.
Response: insert 'a'.
- 3. STANDARD 1.1A.6**
Location: Purpose
Issue: NZFGC suggested that the Purpose be amended to remove the reference to medical foods (consequential to P242).
Response: Reference removed
- 4. STANDARD 1.1A.6**
Location: subclause 2(3)
Issue: new subclause inserted by *Proposal P242 – Food for Special Medical Purposes – Consequential Variation Amendment 2012 (No. 1)* has a colon instead of a dash + reword as P1023 has been gazetted and will come into effect by the time CMP XII is gazetted (expected early Nov 2014).
Response: Reword to remove reference to P1023 and to make the meaning clearer and correct punctuation error.
- 5. STANDARD 1.2.1**
Location: paragraph 2(2)(da)
Issue: Incorrectly refers to subclause 24(5) of Standard 1.2.7, this should be subclause 25(5).
Response: Amend the reference from subclause 24(5) to 25(5).
- 6. STANDARD 1.2.1**
Location: paragraph 3(1)(f)
Issue: Incorrect spelling of 'discernible' (spelt as 'discernable' in text).
Response: Correct spelling.
- 7. STANDARD 1.2.1**
Location: clause 4
Issue: (c) does not follow on from the word 'for'.
Response: move 'for' from the end of the lead-in sentence to the start of both (a) and (b).

- 8. STANDARD 1.2.1**
Location: paragraph 5(1)(e)
Issue: Name of Standard 1.2.11 is incorrect (Country of Origin Requirements).
Response: Change to Country of Origin Labelling.
- 9. STANDARD 1.2.4**
Location: Schedule 2
Issue: Change to description of 470 – which was incorrectly formatted (columns reversed) in CMP X and could not be changed.
Response: Amend description as intended – Name needs to be consistent with Sched 2 of Std 1.3.1 (JECFA nomenclature).
- 10. STANDARD 1.2.4**
Location: Schedule 2
Issue: Ammonium bicarbonate (503) should be replaced with 'Ammonium carbonate 503'. Ammonium bicarbonate is the same chemical as another entry ammonium hydrogen carbonate, while ammonium carbonate is not listed. The new entry (and current remaining entry) is consistent with JECFA nomenclature.
Response: Replace with Ammonium carbonate (503)
- 11. STANDARD 1.2.4**
Location: Schedule 2
Issue: Advantame does not have an INS number. This has recently been determined.
Response: Update with INS number (969).
- 12. STANDARD 1.2.4**
Location: Schedule 2
Issue: Entries for yeast mannoproteins missing (inadvertently not included in A605).
Response: Include yeast mannoproteins (455).
- 13. STANDARD 1.2.4**
Location: Schedule 2
Issue: Editorial notes relating to tocopherols relating to the gazettal of P1013.
Response: Delete as not needed after 11 October 2014 (CMP XII gazettal is expected early Nov 2014).
- 14. STANDARD 1.2.5**
Location: Editorial note following subclause 2(2)
Issue: Refers to the definition of small package as being in Standard 1.2.1, since moved to Standard 1.1.1.
Response: Amend.
- 15. STANDARD 1.2.7**
Location: clause 18
Issue: Missing number (1) from first subclause.
Response: insert (1).
- 16. STANDARD 1.2.7**
Location: Schedule 3 (page 26)
Issue: US spelling for 'utilization' in selenium entry.
Response: Correct to 'utilisation'.
- 17. STANDARD 1.2.7**
Location: Schedule 6
Issue: Inconsistent use of colons instead of dashes (clauses 4, 5, 6, 7) (from P293).
Response: Replace colons with dashes.

- 18. STANDARD 1.2.8**
Location: Definition of average energy content
Issue: missing full stop at the end of the definition (from P293)
Response: Insert
- 19. STANDARD 1.2.8**
Location: paragraph 5(1)(h)
Issue: Full stop at end of (h) should not be there as subclause continues after list.
Response: Remove full stop and replace with a semi colon.
- 20. STANDARD 1.2.9**
Location: Editorial note following subclause (2(1))
Issue: Mention of review commitment.
Response: Remove reference as not appropriate for inclusion in an Editorial note.
- 21. STANDARD 1.2.9**
Location: paragraph 3(b)
Issue: The word 'of' is missing from 'size [of] type'.
Response: Add 'of'.
- 22. STANDARD 1.2.9**
Location: Editorial note following clause 3
Issue: Refers to definition of small package in Standard 1.2.1 – this definition is now in Standard 1.1.1. Delete the note altogether as not required.
Response: Amend the text to update the cross-reference within the Code.
- 23. STANDARD 1.3.1**
Location: subparagraph 11(a)(i)
Issue: Update FEMA GRAS list to include #26 (Feb 2013).
Response: Update reference.
- 24. STANDARD 1.3.1**
Location: clause 11
Issue: EC has now adopted an approved flavouring list.
Response: Include a reference to:
Annex 1 of Council Regulation (EU) No 872/2012 of 1 October 2012 adopting the list of flavouring substances [2012] OJ L267/1
<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2012:267:0001:0161:EN:PDF>
- 25. STANDARD 1.3.1**
Location: Schedule 1
Issue: 13.3 heading refers to 'Formula meal replacements' whereas this should be 'Formulated meal replacements'.
Response: Change 'Formula' to 'Formulated'.
- 26. STANDARD 1.3.1**
Location: Schedule 1 and Schedule 2
Issue: Advantame (currently listed Sch 2 only) and yeast mannoproteins (currently listed in Schedule 1 only) do not have INS numbers. These have recently been determined.
Response: Update with INS numbers.

- 27. STANDARD 1.3.1**
Location: Schedule 1
Issue: Aspartame (951) in Schedule 1 under food category 14.1.3 under electrolyte drinks and electrolyte drink bases is missing its INS Number (used for all other entries).
Response: Insert INS number.
- 28. STANDARD 1.3.1**
Location: Schedule 1
Issue: Editorial note relating to tocopherols added by P1023.
Response: Delete as not needed after 11 October 2014 (CMP XI gazettal is expected early Nov 2014).
- 29. STANDARD 1.3.2**
Location: Table to clause 3
Issue: Several references to clause 8 under Fruit juice et al – clauses 6–9 were removed as part of P293.
Response: Amend references (clause 8 is now clause 5).
- 30. STANDARD 1.3.3**
Location: Table to clause 14
Issue: Permissions for hydrogen peroxide added in A1068 – should be ‘or’ permissions not ‘and’.
Response: Put ‘or’ at the end of each para as per P1025.
- 31. STANDARD 1.3.4**
Location: clause 2
Issue: As the EU now has a (new) set of additive specifications, these should be included as additional primary source + update (c).
Response: Add the following entry:
The updated EU regulation is Commission Regulation (EU) No 231/2012
<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2012:083:0001:0295:EN:PDF>
+ update (c) with citation from P1025.
- 32. STANDARD 1.3.4**
Location: Clause 3(i)
Issue: Need to update ref to Specifications and Standards for Food Additives (7th Ed) 2000 for Japan. Is now the 8th Ed 2007. Ministry of Health and Welfare Notification No. 370, 1959 (latest revision: MHLW Notification No.336, 2010)
<http://www.jetro.go.jp/en/reports/regulations/pdf/foodext201112e.pdf>.
Response: Update citation.
- 33. STANDARD 1.3.4**
Location: Schedule (Specification for selenium-enriched yeast)
Issue: ‘for’ is missing from title.
Response: Insert ‘for’.
- 34. STANDARD 1.5.3**
Location: Table to clause 4
Issue: The entry for litchi is after longan.
Response: Correct the alphabetical listing.

- 35. STANDARD 1.5.3**
Location: subclause 6(3)
Issue: Refers to 'clause' 2(1), not 'subclause'.
Response: Amend 'clause' to 'subclause'.
- 36. STANDARD 1.6.1**
Location: 1.6.1 Schedule
Issue: Spelling of desiccated is incorrect (currently 'dессicated').
Response: Correct spelling.
- 37. STANDARD 2.1.1**
Location: Table of Provisions
Issue: Reference to clause 4 needs to be amended to reflect Amendment No. 93 and references to clauses 5 and 1A need to be included to reflect Amendments No. 97 and 111.
Response: Amend and include references.
- 38. STANDARD 2.1.1**
Location: Subclause 5(3)
Issue: Semi-colon should be a '—'.
Response: Amend.
- 39. STANDARD 2.5.3**
Location: Clause 2
Issue: P1013 (CMP IX) (Amendment 124) replaced the clause and inadvertently did not include the original subclause (4) which related to the protein requirements in the Table to subclause 2(2) applying exclusively to fermented milk made from cow's milk. In addition, subclause (4) was also inadvertently left in the compilation of the Standard although it was deleted as part of Amendment 124 – this administrative oversight will be rectified on ComLaw.
Response: Re-insert the subclause.
- 40. STANDARD 2.5.7**
Location: subclause 2(1)
Issue: P1013 (CMP IX) amended the subclause and inadvertently removed the reference to evaporated milk.
Response: Re-insert the reference.
- 41. STANDARD 2.6.2**
Location: Table of Provisions
Issue: Clauses 2A and 2B are not listed (from Amendment 110).
Response: Insert clause references.
- 42. STANDARD 2.7.4**
Location: Editorial Note following the Purpose
Issue: The *Australian Wine and Brandy Corporation Act 1980* has been superseded by the *Wine Australia Corporation Act 1980* (re-named).
Response: Amend reference.
- 43. STANDARD 2.9.1**
Location: Table of Provisions
Issue: Clause 9A is missing (inserted as part of Amendment No. 105).
Response: Insert reference.

44. STANDARD 2.9.2

Location: subclause 6(2)
Issue: Extra word 'of', but consider rewording phrase 'more than of 3 g/100 kJ of protein' as currently ambiguous because it could be interpreted as /100 kJ of energy from protein rather than the intent which is /100 kJ energy from fat, protein and carbohydrate.
Response: Reword phrase to clarify meaning.

45. STANDARD 2.9.5

Location: Subclause 3(2)
Issue: Refers to subclause 6(4) of Standard 1.5.3, which has been now been deleted
Response: Remove reference to subclause 6(4).

46. STANDARD 2.10.3

Location: Editorial note following clause 5
Issue: Refers to small package definition in Standard 1.2.1. Under P242 this was moved into Std 1.1.1 + 2nd sentence is missing reference to clause 8A in Standard 1.2.8 + wording + wording needs to be amended to refer to 'claims requiring nutrition information', rather than 'nutrition claims'
Response: Amend the 1st sentence to correct the cross-reference. Amend the 2nd sentence to include a reference to clause 8A and amend wording.

47. STANDARD 3.2.2

Location: subclause 3(2)
Issue: The words defining a fund raising event duplicate the words in the definition in Standard 1.1.1.
Response: Delete the words 'that is, events that raise funds solely for community or charitable causes and not for personal financial gain' in the clause as they are not necessary given the definition in Standard 1.1.1.

48. STANDARD 3.2.2

Location: 5(2)(b)
Issue: CMP X amended the para, but resulted in 'of the food' being mentioned twice.
Response: Delete one occurrence of 'of the food'.

49. STANDARD 3.2.2

Location: subclause 24(4)
Issue: The third and fourth paragraphs of the definition of 'outdoor dining area' are not numbered correctly.
Response: Renumber the third and fourth paragraphs of the definition as '(c)' and '(d)' respectively.