



15 May 2017

Project Officer Proposal P1045
Food Standards Australia New Zealand
PO Box 10559
The Terrace
WELLINGTON 6036

Dear Sir/Madam

Proposal P1045 – Code Revision (2017)

Thank you for the opportunity to comment on this proposal. The Ministry for Primary Industries (MPI) has the following comments to make.

MPI has identified a further issue, which is relatively minor in nature, and suggests that the issue is addressed as part of P1045:

New Issue:

STANDARD 1.1.2

Location: Subparagraph 1.1.2—9(1)(a)(i)

Issue: Cross-reference for 'biologically active substance' is missing.

Response: Include asterisk.

As well as the suggested issues/responses regarding missing asterisks, MPI suggest that the placing of asterisks in subparagraph 1.1.2—9(1)(a)(i) be further reviewed as the mention of dietary fibre and first occurrence for carbohydrate are not asterisked, but the second occurrence of carbohydrate is. MPI is of the view that having consistent use of asterisks, as per 1.1.1—16(4), in this subparagraph will assist the users of the Food Standards Code (the Code).

Comments on proposed amendments:

In relation to proposed changes identified in points 17 and 18, MPI prefers the direct reference to per 100g and per 100mL in Tables 4 and 5 primarily for ease of use. We also understand that according to 1.1.1—16(4), asterisks cannot be used in tables. MPI is of the view that if the proposed changes are made, this would necessitate the addition of a note at the beginning of Schedule 5 containing the definition of "unit quantity" in order to continue to ensure ease of use. These types of cross-reference notes are already used throughout the Code at the beginning of Standards and Schedules. MPI understand the impetus for this proposed change is to ensure consistency with other provisions in the Code, however when per 100g or per

100ml is directly used in Tables 4 and 5, then it removes the need to look up the definition of “unit quantity”. As a compromise, having this definition within the same Schedule will help.

Finally, in relation to proposed changes identified in point 19, MPI requests more information (e.g. in the Approval Report) from FSANZ as to why the inclusion of phytylmenquinone in Schedule 29 is considered redundant. We note that it was originally inserted in response to a submission for the infant formula standard (P93). However, we also note that it is not a form of vitamin K permitted by Codex Alimentarius. Therefore, we question whether its addition is “redundant” because it is there in error or for some other reason (eg, it is no longer available or supported as a source of vitamin K).

