



27 November 2020

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Dear Sir/Madam

The New Zealand Food & Grocery Council (NZFGC) wishes to present the following three comments on the Call for Submissions – Proposal P1051 Code Revision (2020). All references the standards are to the standards in the Australia New Zealand Food Standards Code and references to 'the Code' are references to the Australia New Zealand Food Standards Code.

Our comments focus on the draft variation and we use the notation in that variation.

#### **Standard 1.1.2 Definitions used throughout the Code**

[3] Subsection 1.1.2—3(2)

A new definition is proposed for inclusion:

*"Wheat flour includes wholemeal wheat flour"*

We note that in Schedule 22 there is an entry titled "Cereal grain milling fractions". This group includes milling fractions of cereal grains at the final stage of milling and preparation in the fractions, and includes processed brans. The commodities listed under this heading and description include the following:

*"Commodities: ....; Wheat flour; Wheat wholemeal."*

With the inclusion of the definition in Standard 1.1.2, the additional term in Schedule 22 for 'Wheat wholemeal' seems redundant.

#### **Standard 1.2.8 – Nutrition information requirements**

[19] Subsection 1.2.8—6(1) is to be repealed and substituted by the same subsection but with all references to '\*average quantity' to be replaced by 'average quantity'.

The substituted subsection retains one occurrence in subsection 1.2.8—6(1)(d)(ii) of '\*average quantity'. We wonder if this was purposeful or an error.

We also note that '\*average quantity' has been retained in subsections 1.2.8—7(5), 1.2.8—7(6) and 1.2.8—14(1)(a). We wondered if the intention was to use '\*average quantity' in the first occurrence of any subsequent subsections which appears to be the case for subsections 2.9.5—13, 2.9.5—14(4) and 2.9.5—15(5) but not in Subsection 2.10.3—5 which contains

three occurrences of 'average quantity' with only the first being '\*average quantity'. This still means that 1.2.8—6(1) is anomalous.

### **Schedule 15 Substances that may be used as food additives**

[39] In relation to Schedule 15—5 (table entry '2.2.2 Oil Emulsions (<80%)'), we note that four uncapitalised terms are substituted with the capitalisation of the terms. However, it appears that in the table for '5.4 Icings and frostings', capitalisation is still needed for the substances under the heading.

Yours sincerely

Katherine Rich  
**Chief Executive**