

Food Standards (Proposal P1025 – Code Revision) Variation

The Board of Food Standards Australia New Zealand gives notice of the making of this standard under section 92 of the *Food Standards Australia New Zealand Act 1991*. The Standard commences on 1 March 2016.

Dated 25 March 2015



Standards Management Officer
Delegate of the Board of Food Standards Australia New Zealand

Note:

This Standard will be published in the Commonwealth of Australia Gazette No. FSC 96 on 10 April 2015.

Standard 2.10.3 Chewing gum

Note 1 This instrument is a standard under the *Food Standards Australia New Zealand Act 1991* (Cth). The standards together make up the *Australia New Zealand Food Standards Code*. See also section 1.1.1—3.

Note 2 The provisions of the Code that apply in New Zealand are incorporated in, or adopted under, the *Food Act 2014* (NZ). See also section 1.1.1—3.

2.10.3—1 Name

This Standard is *Australia New Zealand Food Standards Code – Standard 2.10.3 – Chewing gum*.

Note Commencement:
This Standard commences on 1 March 2016, being the date specified as the commencement date in notices in the *Gazette* and the *New Zealand Gazette* under section 92 of the *Food Standards Australia New Zealand Act 1991* (Cth). See also section 93 of that Act.

2.10.3—2 Definition

Note In this Code (see section 1.1.2—2):

releasable calcium, Ca_r , means the amount of calcium, in mg/g of chewing gum, released into the mouth during 20 minutes of chewing that is calculated using the following equation:

$$Ca_r = \frac{(Ca_o \times W_o) - (Ca_c \times W_c)}{W_o}$$

where:

Ca_o is the original calcium concentration in the chewing gum in mg/g of chewing gum.

W_o is the weight of the original chewing gum in g.

Ca_c is the residual calcium in the gum after it has been chewed for 20 minutes in mg/g of chewing gum.

W_c is the weight of the chewed gum in g.

small package means a package with a surface area of less than 100 cm².

2.10.3—3 Addition of calcium to chewing gum

Calcium may be added to chewing gum only if:

- (a) the chewing gum contains no more than 0.2% residual sugars; and
- (b) the calcium is in a permitted form specified in section S17—3.

2.10.3—4 Claims about the presence of calcium in chewing gum

- (1) Despite subsection 1.2.7—12(1), a claim to the effect that chewing gum is a good source of calcium or *releasable calcium must not be made.

Note Subsection 1.2.7—12(1) and the table to section S4—3 regulate when nutrition content claims may be made, including nutrition content claims about a food being a good source of vitamins or minerals.

- (2) A claim about the presence of *releasable calcium in chewing gum may be made only if:
 - (a) the chewing gum contains no more than 0.2% residual sugars; and
 - (b) the chewing gum contains no less than 80 mg (10% RDI) of releasable calcium per serve; and
 - (c) the amount claimed is no more than 200 mg (25% RDI) of releasable calcium per serve; and
 - (d) the *supplier who makes the claim or includes it on a label or in an advertisement:
 - (i) has records that substantiate the matters listed in paragraphs (b) and (c); and
 - (ii) makes the records available to the *relevant authority upon request.

2.10.3—5 Labelling requirements

- (1) If a claim is made in accordance with section 2.10.3—4, the nutrition information panel must include:
 - (a) for chewing gum in a small package:
 - (i) the *average quantity of *releasable calcium per serve; and
 - (ii) the serving size; and
 - (b) for chewing gum other than in a small package—the average quantity of releasable calcium per serve and per 100 g; and
 - (c) in any case:
 - (i) the proportion of the *RDI (for calcium) of releasable calcium per serve; and
 - (ii) a statement to the effect that the average quantity of calcium is released during 20 minutes of chewing.
 - (2) For chewing gum in a small package:
 - (a) the information need not be set out in a nutrition information panel; and
 - (b) to avoid doubt, paragraph 1.2.8—14(1)(b) does not apply in relation to a claim made in accordance with section 2.10.3—4.
 - (3) For chewing gum other than in a small package, the nutrition information panel may be set out in the form specified in section S12—7.
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