

Australia New Zealand Food Standards Code – Transitional Variation 2015 (Proposal P1035 – Gluten Claims about Foods containing Alcohol)

The Board of Food Standards Australia New Zealand gives notice of the making of this variation under section 92 of the *Food Standards Australia New Zealand Act 1991*. The variation commences on the date specified in clause 2 of the variation.

Dated 28 August 2015



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

Note:

This variation will be published in the Commonwealth of Australia Gazette No. FSC 99 on 3 September 2015.

1 Name of instrument

This instrument is the *Australia New Zealand Food Standards Code – Transitional Variation 2015 (Proposal P1035 – Gluten Claims about Foods containing Alcohol)*.

2 Commencement

This instrument commences on 1 March 2016 immediately after the commencement of Standard 5.1.1 – Revocation and transitional provisions — 2014 Revision.

3 Variation to Standards in the *Australia New Zealand Food Standards Code*

The Schedule varies Standards in the *Australia New Zealand Food Standards Code*.

SCHEDULE

[1] Standard 1.1.2 is varied by

[1.1] omitting subparagraph (b)(ii) of the definition of **claim requiring nutrition information** in subsection 1.1.2—2(3) and substituting

- (ii) an endorsement; or
- (iii) a *prescribed beverage gluten free claim.”

[1.2] inserting in subsection 1.1.2—2(3) in the appropriate alphabetical position

“**prescribed beverage** means:

- (a) a *standardised alcoholic beverage; or
- (b) a beverage containing no less than 0.5% alcohol by volume.”

“**prescribed beverage gluten free claim** means a nutrition content claim in relation to the gluten content of a *prescribed beverage that uses the descriptor ‘free’ in conjunction with gluten, or a synonym of that descriptor.”

[2] Standard 1.2.7 is varied by omitting from section 1.2.7—4 “energy content or carbohydrate content”, and substituting “energy content, carbohydrate content or gluten content”

[3] Standard 1.2.8 is varied by omitting the definition of **claim requiring nutrition information** from the first Note to section 1.2.8—4 and substituting

“**claim requiring nutrition information**:

- (a) means:
 - (i) a nutrition content claim; or
 - (ii) a health claim; and
- (b) does not include:
 - (i) a declaration that is required by an application Act; or
 - (ii) an endorsement; or
 - (iii) a *prescribed beverage gluten free claim.”