

Food Standards (P1038 – Vitamin & Mineral Claims & Sodium Claims about Food containing Alcohol) Variation

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 Standard commences on the date specified in clause 3 of this variation.

30 November 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 101 on 7 December 2015. This means that this date is the gazettal date for the purposes of clause 3 of the variation.

1 Name

This instrument is the *Food Standards (P1038 – Vitamin & Mineral Claims & Sodium Claims about Food containing Alcohol) Variation*.

2 Variation to Standards in the Australia New Zealand Food Standards Code

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

3 Commencement

The Schedule commences on the date of gazettal.

SCHEDULE

[1] Standard 1.2.7 is varied by

[1.1] inserting in clause 2 in alphabetical order, the following definitions

“**maximum claimable amount** means the maximum claimable amount as prescribed by clause 4 or clause 5 of Standard 1.3.2.”

“**reference quantity** means the reference quantity specified for the food in Column 2 of the Table to clause 3 of Standard 1.3.2.”

[1.2] deleting paragraph 3(b), substituting

“(b) a food that contains more than 1.15% alcohol by volume, other than a nutrition content claim about –

- (i) energy content, carbohydrate content or gluten content; or
- (ii) salt or sodium content about a food that is not a beverage; or”

[1.3] deleting the following from Column 2 of the entry for Vitamin or mineral (not including potassium or sodium) in Schedule 1

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	(a) the vitamin or mineral is mentioned in column 1 of the Schedule to Standard 1.1.1; and (b) a serving of the food contains at least 10% of the RDI or ESADDI for that vitamin or mineral; and (c) a claim is not for more of the particular vitamin or mineral than the maximum claimable amount as prescribed by clause 4 or clause 5 of Standard 1.3.2; and		
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	(d) the food is not a food standardised by Standard 2.6.4, Standard 2.9.2, Standard 2.9.3 or Standard 2.9.4.		
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and substituting –

	<p>(a) the vitamin or mineral is mentioned in column 1 of the Schedule to Standard 1.1.1; and</p> <p>(b) a serving of the food contains at least 10% of the RDI or ESADDI for that vitamin or mineral; and</p> <p>(c) a claim is not for more of the particular vitamin or mineral than the maximum claimable amount; and</p> <p>(d) the food is not a food standardised by Standard 2.6.4, Standard 2.9.2, Standard 2.9.3 or Standard 2.9.4.</p> <p>Paragraph (b) does not apply where –</p> <p>(i) a maximum claimable amount applies in relation to the vitamin or mineral; and</p> <p>(ii) the serving size is less than the reference quantity; and</p> <p>(iii) the reference quantity contains at least 10% of the RDI or ESADDI for the vitamin or mineral; and</p> <p>(iv) the maximum claimable amount is less than 10% of the RDI or ESADDI per serving.</p>		
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