

Food Standards (Application A1104 – Voluntary Addition of Vitamins & Minerals to Nut- & Seed-based Beverages) 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 dates specified in clause 2 of the variation.

Dated 16 February 2016



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 103 on 22 February 2016.

1 Name of instrument

This instrument is the *Food Standards (Application A1104 – Voluntary Addition of Vitamins & Minerals to Nut- & Seed-based Beverages) Variation*.

2 Commencement

- (1) Items 1 and 3 of the Schedule commence on 1 March 2016 immediately after the commencement of Standard 5.1.1 – Revocation and transitional provisions – 2014 Revision.
- (2) Item 2 of the Schedule commences on 1 September 2016.

3 Variation of standards and schedules

The Schedule varies a standard and schedules in the *Australia New Zealand Food Standards Code*.

Schedule

[1] **Standard 1.1.2** is varied by omitting from the definition of **food group** in subsection 1.1.2—2(3)

- (c) milk, skim milk, cream, fermented milk, yoghurt, cheese, processed cheese, butter, ice cream, condensed milk, dried milk, evaporated milk, and dairy analogues derived from legumes and cereals listed in section S17—4;

and inserting

- (c) milk, skim milk, cream, fermented milk, yoghurt, cheese, processed cheese, butter, ice cream, condensed milk, dried milk, evaporated milk, and dairy analogues derived from legumes, cereals, nuts, seeds, or a combination of these ingredients listed in section S17—4;

[2] **Schedule 9** is varied by omitting from the table to section S9—2

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| 2 | <ol style="list-style-type: none">(a) A cereal-based beverage that contains less than 3% m/m protein.(b) An evaporated or dried product made from cereals that, when reconstituted as a beverage according to directions for direct consumption, contains less than 3% m/m protein. | the product is not suitable as a complete milk replacement for children under 5 years. |
| 3 | <ol style="list-style-type: none">(a) A cereal-based beverage that contains:<ol style="list-style-type: none">(i) no less than 3% m/m protein; and(ii) no more than 2.5% m/m fat.(b) An evaporated or dried product made from cereals that, when reconstituted as a beverage according to directions for direct consumption, contains:<ol style="list-style-type: none">(i) no less than 3% m/m protein; and(ii) no more than 2.5% m/m fat.(c) Milk, or an analogue beverage made from soy, that contains no more than 2.5% m/m fat.(d) Evaporated milk, dried milk, or an equivalent product made from soy, that, when reconstituted as a beverage according to directions for direct consumption, contains no more than 2.5% m/m fat. | the product is not suitable as a complete milk food for children under 2 years. |

substituting

- 2 (a) A beverage made from cereals, nuts, seeds, or a combination of those ingredients, and that contains less than 3% m/m protein. the product is not suitable as a complete milk replacement for children under 5 years.
- (b) An evaporated or dried product made from cereals, nuts, or seeds, or a combination of those ingredients, and that when reconstituted as a beverage according to directions for direct consumption, contains less than 3% m/m protein.
- 3 (a) A beverage made from cereals, nuts, seeds, or a combination of those ingredients, and that contains:
 (i) no less than 3% m/m protein; and
 (ii) no more than 2.5% m/m fat. the product is not suitable as a complete milk replacement for children under 2 years.
- (b) An evaporated or dried product made from cereals, nuts, seeds, or a combination of those ingredients, and that when reconstituted as a beverage according to directions for direct consumption, contains:
 (i) no less than 3% m/m protein; and
 (ii) no more than 2.5% m/m fat
- (c) Milk, or an analogue beverage made from soy, that contains no more than 2.5% m/m fat.
- (d) Evaporated milk, dried milk, or an equivalent product made from soy, that, when reconstituted as a beverage according to directions for direct consumption, contains no more than 2.5% m/m fat.

[3] Schedule 17 is varied by omitting from the table to section S17—4

Analogues derived from cereals

Beverages containing no less than 0.3% m/m protein derived from cereals

Reference quantity—200 mL

Vitamin A	110 µg (15%)	125 µg
Thiamin	no claim permitted	0.10 mg
Riboflavin	0.43 mg (25%)	
Vitamin B ₆	no claim permitted	0.12 mg
Vitamin B ₁₂	0.8 µg (40%)	
Vitamin D	1.0 µg (10%)	1.6 µg
Folate	no claim permitted	12 µg
Calcium	240 mg (30%)	
Magnesium	no claim permitted	22 mg
Phosphorus	200 mg (20%)	
Zinc	no claim permitted	0.8 mg
Iodine	15 µg (10%)	

substituting

Analogues derived from cereals, nuts, seeds, or a combination of those ingredients

Beverages containing no less than 0.3% m/m protein derived from cereals, nuts, seeds, or a combination of those ingredients

Reference quantity—200 mL

Vitamin A	110 µg (15%)	125 µg
Thiamin	no claim permitted	0.10 mg
Riboflavin	0.43 mg (25%)	
Vitamin B ₆	no claim permitted	0.12 mg
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Iodine	15 µg (10%)	