

Food Standards (Application A1134 – Increased Concentration of Plant Sterols in Breakfast Cereals) 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 variation commences on the date specified in clause 3 of this variation.

Dated 22 May 2017



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 112 on 25 May 2017. 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 (Application A1134 – Increased Concentration of Plant Sterols in Breakfast Cereals) Variation*.

2 Variation to a standard in the *Australia New Zealand Food Standards Code*

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

3 Commencement

The variation commences on the date of gazettal.

Schedule

[1] Schedule 25 is varied by omitting from the entry for ‘*Phytosterols, phytostanols and their esters’ in the table to section S25—2

3. May only be added to breakfast cereals, not including breakfast cereal bars, if:
 - (a) the total fibre content of the breakfast cereal is no less than 3 g/50 g serve; and
 - (b) the breakfast cereal contains no more than 30 g/100 g of total sugars; and
 - (c) the *total plant sterol equivalents content is no less than 15 g/kg and no more than 19 g/kg.

substituting

3. May only be added to breakfast cereals, not including breakfast cereal bars, if:
 - (a) the total fibre content of the breakfast cereal is no less than 3 g/50 g; and
 - (b) the breakfast cereal contains no more than 30 g/100 g of total sugars; and
 - (c) the *total plant sterol equivalents content is the prescribed amount.
- 3A. For the purposes of condition 3(c) above:
 - (a) the prescribed amount during the exclusive use period is:
 - (i) for breakfast cereals sold under the brands *Sanitarium Health and Wellbeing* or *Weet-Bix* – an amount that is no less than 0.5 g per serving and no more than 2.2 g per serving; and
 - (ii) for all other breakfast cereals - an amount that is no less than 15 g/kg and no more than 19 g/kg; and
 - (b) the prescribed amount after the end of the exclusive use period is an amount that is no less than 0.5 g per serving and no more than 2.2 g per serving.
- 3B. For the purposes of condition 3A above, **exclusive use period** means the period commencing on the date of gazettal of the *Food Standards (Application A1134 – Increased Concentration of Plant Sterols in Breakfast Cereals) Variation* and ending 15 months after that date.