



13 September 2024

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Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

Addendum

The following communication, dated 13 September 2024, is being circulated at the request of the delegation of Australia.

Title: Final text - Proposal P1028 Infant Formula

Reason for Addendum:	
<input type="checkbox"/>	Comment period changed - date:
<input type="checkbox"/>	Notified measure adopted - date:
<input type="checkbox"/>	Notified measure published - date:
<input type="checkbox"/>	Notified measure enters into force - date:
<input checked="" type="checkbox"/>	Text of final measure available from ¹ : Gazette notice amendment no. 231: https://www.foodstandards.gov.au/code/changes/gazette/Pages/default.aspx Australia New Zealand Food Standards Code: https://www.foodstandards.gov.au/code/Pages/default.aspx
<input type="checkbox"/>	Notified measure withdrawn or revoked - date: Relevant symbol if measure re-notified:
<input type="checkbox"/>	Content or scope of notified measure changed and text available from ¹ : New deadline for comments (if applicable):
<input type="checkbox"/>	Interpretive guidance issued and text available from ¹ :
<input type="checkbox"/>	Other:

Description: Through Proposal P1028 – Infant formula, Food Standards Australia New Zealand (FSANZ) has revised and clarified Standards and Schedules relevant to infant formula regulation in the Australia New Zealand Food Standards Code (the Code). The primary objective of Proposal P1028 was to ensure that infant formula products continue to be safe and suitable, while taking account of the latest scientific evidence, market developments, changes in the international regulatory context (including revised Codex Standards), and revised Australian and New Zealand policy guidance.

Amendments have been made to a number of Standards and Schedules in the Code. [Standard 2.9.1—Infant formula products](#) contains the primary amendments to the Code. Consequential amendments have been made to an additional seven Standards and five Schedules including:

¹ This information can be provided by including a website address, a pdf attachment, or other information on where the text of the final/modified measure and/or interpretive guidance can be obtained.

- [Schedule 29—Special purpose foods](#)
- [Standard 1.1.2—Definitions used throughout the Code](#)
- [Standard 1.2.3—Information requirements – warning statements, advisory statements and declarations](#)
- [Standard 1.3.1—Food additives](#)
- [Standard 1.5.1—Novel foods](#)
- [Standard 2.9.2—Food for infants](#)
- [Standard 2.9.3—Formulated meal replacements and formulated supplementary foods](#)
- [Standard 2.9.5—Food for special medical purposes](#)
- [Schedule 8—Food additive names and code numbers \(for statement of ingredients\)](#)
- [Schedule 15—Substances that may be used as food additives](#)
- [Schedule 19—Maximum levels of contaminants and natural toxicants](#)
- [Schedule 25—Permitted novel foods.](#)

The variations to the Code amend infant formula regulation. Relevant aspects include:

- re-drafting of Standard 2.9.1 and related provisions in Schedule 29 to reflect the differing requirements for subcategories of infant formula products (infant formula, follow-on formula and special medical purpose products for infants (SMPPi))
- revised nutrient composition values
- revised permissions for food additives, contaminants and processing aids
- addition of a definition for SMPPi, and associated revisions on nutrient composition, restriction on sale and standalone labelling permissions reflective of Standard 2.9.5 - Foods for Special Medical Purpose (FSMP)
- amendments and new provisions regarding safety-related labelling (including directions for use and storage, warning statements and age-related statements) and provision of information (including nutrition information, stage labelling and a prohibition of proxy advertising)
- amendments to clarify the requirements for novel foods when added to infant formula products.

There is a five year transition period, inclusive of stock-in-trade.
