



## **Amendment No. 228**

The following instruments are separate instruments in the Federal Register of Legislation and are known collectively in the Food Standards Gazette as Amendment No. 228

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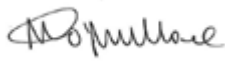
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**Food Standards (Application A1254 – Rosemary Extract as a Food Additive – extension of use)  
Variation**

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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.

23 May 2024



Matthew O'Mullane, General Manager Risk Management and Intelligence  
Delegate of the Board of Food Standards Australia New Zealand

**Note:**

This variation will be published in the Commonwealth of Australia Gazette No. FSC 168 on 31 May 2024. 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 A1254 – Rosemary Extract as a Food Additive – extension of use) 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

#### Schedule 15 — Substances that may be used as food additives

**[1] Subsection S15—5 (table, numbered heading “2.1 Edible oils essentially free of water”, table item dealing with Rosemary extract)**

Repeal the item, substitute:

392	Rosemary extract	50
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**[2] Subsection S15—5 (table, numbered heading “6.4 Flour products (including noodles and pasta)”, table item dealing with Rosemary extract)**

Repeal the item, substitute:

392	Rosemary extract	(a) 10	Only flour based snacks e.g. pretzels, fritters, and crackers; and cooked or instant noodles and pasta
		(b) 40	Only wheat or corn based tortilla

**[3] Subsection S15—5 (table, numbered heading “7.1.1 Fancy Breads”, after the table item dealing with Steviol glycosides)**

Insert:

<b>7.1.2</b>	<b>Breadcrumbs</b>	
392	Rosemary extract	40

**[4] Subsection S15—5 (table, numbered heading “8.3.1 Fermented, uncooked processed comminuted meat products”, after the table item dealing with Nitrates (potassium and sodium salts))**

Insert:

392	Rosemary extract	40
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**[5] Subsection S15—5 (table, numbered heading “8.3.2 Sausage and sausage meat containing raw, unprocessed meat”, table item dealing with Rosemary extract)**

Repeal the item, substitute:

392	Rosemary extract	(a) 40	Only sausage containing raw, unprocessed meat
		(b) 100	Only dried sausages

**[6] Subsection S15—5 (table, numbered heading “20.2.06 Starch based snacks (from root and tuber vegetables, legumes and pulses)”)**

Repeal the numbered heading, substitute:

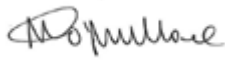
<b>20.2.0.6</b>	<b>Starch based snacks (from root and tuber vegetables, legumes and pulses)</b>	
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**Food Standards (Application A1273 – Steviol glycosides as a food additive in Food for special medical purposes) Variation**

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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.

23 May 2024



Matthew O'Mullane, General Manager Risk Management and Intelligence  
Delegate of the Board of Food Standards Australia New Zealand

**Note:**

This variation will be published in the Commonwealth of Australia Gazette No. FSC 168 on 31 May 2024. 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 A1273 – Steviol glycosides as a food additive in Food for special medical purposes) 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 variation commences on the date of gazettal.

**Schedule**

**Schedule 15—Substances that may be used as food additives**

[1] **Section S15—5 (table, numbered heading “13.5 Food for special medical purposes”, after the table item dealing with ‘Saccharin’)**

Insert:

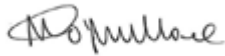
960	Steviol glycosides	75	Not for a *very low energy food. Not for a product formulated for infants.
		330	For a *very low energy food only.

**Food Standards (Application A1275 – Transglutaminase from GM *Bacillus licheniformis* as a processing aid) Variation**

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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.

23 May 2024



Matthew O'Mullane, General Manager, Risk Management and Intelligence  
Delegate of the Board of Food Standards Australia New Zealand

**Note:**

This variation will be published in the Commonwealth of Australia Gazette No. FSC 168 on 31 May 2024. 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 A1275 – Transglutaminase from GM Bacillus licheniformis as a processing aid) 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**

**Schedule 18—Processing aids**

**[1] Subsection S18—9(3) (table)**

Insert:

Transglutaminase (EC 2.3.2.13) sourced from <i>Bacillus licheniformis</i> containing the transglutaminase gene from <i>Streptomyces mobaraensis</i>	For use in	GMP
	(a) brewing; and	
	(b) in the manufacture and/or processing of the following types of food:	
	(i) bakery and other cereal-based products, including pasta and noodles;	
	(ii) cheese;	
	(iii) meat products;	
	(iv) fish products;	
	(v) fermented dairy products;	
	(vi) egg substitutes;	
	(vii) dairy analogues;	
	(viii) meat analogues; and	
	(ix) fish analogues.	

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**Food Standards (Application A1276 – Food derived from herbicide-tolerant soybean line MON94313) Variation**

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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 the variation.

Dated 22 May 2024



Christel Leemhuis, General Manager, Science and Risk Assessment  
Delegate of the Board of Food Standards Australia New Zealand

**Note:**

This variation will be published in the Commonwealth of Australia Gazette No. FSC 168 on 31 May 2024. 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 A1276 – Food derived from herbicide-tolerant soybean line MON94313) 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**

**Schedule 26—Food produced using gene technology**

**[1] Subsection S26—3(4) (table item 7, column headed “*Food derived from:*”)**

Insert:

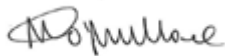
(s) herbicide-tolerant soybean line MON94313

**Food Standards (Application A1277 – 2'-FL from GM *Escherichia coli* K-12 (gene donor: *Helicobacter enhydrae*) in infant formula products) Variation**

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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.

23 May 2024



Matthew O'Mullane, General Manager, Risk Management and Intelligence  
Delegate of the Board of Food Standards Australia New Zealand

**Note:**

This variation will be published in the Commonwealth of Australia Gazette No. FSC 168 on 31 May 2024. 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 A1277 – 2'-FL from GM Escherichia coli K-12 (gene donor: Helicobacter enhydrae) in infant formula products) Variation*.

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

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

**3 Commencement**

The variation commences on the date of gazettal.

**Schedule**

**Schedule 3—Identity and purity**

**[1] Subsection S3—2(2) (table item dealing with 2'-fucosyllactose sourced from *Escherichia coli* K-12 containing the gene for alpha-1,2-fucosyltransferase from either *Helicobacter pylori* or *Bacteroides vulgatus*)**

Omit “either *Helicobacter pylori* or”, substitute “either *Helicobacter enhydrae*, *Helicobacter pylori*, or”

**[2] Section S3—40**

Omit “either *Helicobacter pylori* or”, substitute “either *Helicobacter enhydrae*, *Helicobacter pylori*, or”

**Schedule 26—Food produced using gene technology**

**[3] Subsection S26—3(7) (table item 1)**

Insert:

(d) *Escherichia coli* K-12 containing the gene for alpha-1,2-fucosyltransferase from *Helicobacter enhydrae*

1. May only be added to infant formula products.
2. During the exclusive use period, may only be sold under the brand 2'-FL-Inbiose.
3. For the purposes of condition 2 above, **exclusive use period** means the period commencing on the date of gazettal of the *Food Standards (Application A1277 – 2'-FL from GM Escherichia coli K-12 (gene donor: Helicobacter enhydrae) in infant formula products) Variation* and ending 15 months after that date.