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**SALE OF FOOD ACT
(CHAPTER 283)**

FOOD (AMENDMENT) REGULATIONS 2021

In exercise of the powers conferred by section 56(1) of the Sale of Food Act, the Minister for Sustainability and the Environment makes the following Regulations:

Citation and commencement

1. These Regulations are the Food (Amendment) Regulations 2021 and come into operation on 1 October 2021.

Amendment of regulation 15

2. Regulation 15(2) of the Food Regulations (Rg 1) is amended by inserting, immediately after the words “under these Regulations”, the words “and whose purity conforms with the specification mentioned in paragraph (4) for the food additive”.

Amendment of regulation 18

3. Regulation 18(1) of the Food Regulations is amended by inserting, immediately after paragraph (d) of the definition of “steviol glycosides”, the following paragraphs:

“(e) Rebaudioside D produced by enzymatic conversion of purified Stevia leaf extract using the enzymes UDP-glucosyltransferase (EC 2.4.1.17) and sucrose synthase (EC 2.4.1.13), produced by genetically modified strains of *Pichia pastoris*;

(f) Rebaudioside E produced by enzymatic conversion of purified Stevia leaf extract using the enzymes UDP-glucosyltransferase (EC 2.4.1.17) and sucrose synthase (EC 2.4.1.13), produced by genetically modified strains of *Pichia pastoris*;

- (g) Rebaudioside AM produced by enzymatic conversion of stevioside extracted from *Stevia* leaf using the enzymes UDP-glucosyltransferase (EC 2.4.1.17) and sucrose synthase (EC 2.4.1.13), produced by genetically modified strains of *Escherichia coli* K-12 W311;”.

Amendment of regulation 31

4. Regulation 31 of the Food Regulations is amended —

- (a) by deleting the word “or” at the end of sub-paragraph (b) of paragraph (3), and by inserting immediately thereafter the following sub-paragraph:

“(ba) any salt containing mercury in excess of 0.1 ppm; or”; and

- (b) by deleting the words “cocoa or cocoa products” in paragraph (5) and substituting the words “cocoa, cocoa products or salt”.

Amendment of regulation 55

5. Regulation 55 of the Food Regulations is amended by inserting, immediately after paragraph (4), the following paragraph:

“(4A) Instant noodles may contain sodium polyacrylate in an amount not exceeding 2000 ppm.”.

Amendment of regulation 252

6. Regulation 252(6) of the Food Regulations is amended by deleting the full-stop at the end of sub-paragraph (h) and substituting a semi-colon, and by inserting immediately thereafter the following sub-paragraphs:

“(i) 2’-fucosyllactose/difucosyllactose mixture that contains at least 75% (w/w) 2’-fucosyllactose and 5% (w/w) difucosyllactose, and that is —

- (i) in the case of infant formula for an infant of or below 6 months of age — in an amount not exceeding 160 mg per 100 ml; or

- (ii) in the case of infant formula for an infant above the age of 6 months but not more than 12 months of age — in an amount not exceeding 120 mg per 100 ml;
- (j) Lacto-N-tetraose that is —
 - (i) in the case of infant formula for an infant of or below 6 months of age — in an amount not exceeding 80 mg per 100 ml; or
 - (ii) in the case of infant formula for an infant above the age of 6 months but not more than 12 months of age — in an amount not exceeding 60 mg per 100 ml.”.

Amendment of Part I of Fourth Schedule

7. Part I of the Fourth Schedule to the Food Regulations is amended by inserting, corresponding to the item “Desserts, fruit based, milk and cream”, the following entries in the appropriate columns as shown:

“

	1	2	3	4	5	6
Desserts, fruit based, milk and cream		1,000		1,000		

”.

Amendment of Part 1 of Eighth Schedule

8. Part 1 of the Eighth Schedule to the Food Regulations is amended by inserting, immediately below the item “Sucrose esters of fatty acids”, the following item:

“Sucrose oligoesters, type I and type II;”.