

# Regulatory Day 2023

Regulatory updates on international markets

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# Codex

**Dr Vandanna Singh-Bogers**

Regulatory & Scientific Affairs Consultant

# Food labelling updates that would impact the labelling and trade of food products



CODEX

## Codex Committee on food labelling

Allergen Labelling

Use of technology to provide food information

E-Commerce

- Future Work
- Sustainability labelling claims
  - Trans fatty acids
  - Definitions for added sugars

# Allergen & Precautionary Allergen Labelling



CODEX

- The Codex Committee on Food Labelling has reviewed the allergen labelling in the general standard for the labelling of pre-packaged foods and is developing guidance on precautionary allergen labelling (PAL)
- Includes definitions for food allergens and coeliac disease
- There are two lists differentiating the list of allergens:
  - Shall be declared because they are known to trigger food allergen or coeliac disease
  - May also be required using a specified name in addition to or as part of the ingredient name base on available risk assessment data, for the respective population taking into account risk management considerations
- Sulphite present in a [ready-to-eat] food [or products as reconstituted according to the manufacturer's instructions] at a total concentration of 10 mg/kg or above, shall always be declared as 'sulphite'
- The guidelines for PAL will return to Step 2 for further drafting:
  - To be more consistent with the revised allergen labelling
  - To provide clear guidance on action levels that would lead to trigger PAL
  - To develop further guidance on conducting quantitative risk assessment or risk interpretation



- The revised text for allergen labelling will be submitted for adoption at Step 5
- The guidelines for PAL will return to Step 2 for further drafting

# Comparisons amongst current and revised allergens to be declared



Current allergen list	Revised mandatory allergen list	Revised allergen list may be mandatory based on RA
Cereals containing gluten – wheat, rye, barley, oats, spelt or their hybridized strains and product of these	Cereals containing gluten – wheat and other <i>Triticum</i> sp., rye and other <i>Secale</i> sp., barley and other <i>Hordeum</i> sp., and product thereof Includes spelt, Khorasan	Buckwheat & products thereof
Crustacea and products of these	Crustacea and products thereof	Celery and products thereof
Eggs and egg products	Eggs and egg products thereof	Oats & other <i>Avena</i> species (& their hybridized strains) & products thereof
Fish and fish products	Fish and fish products thereof	Lupin & products thereof
Peanuts, soybeans and products of these	Peanuts and products thereof	Mustard & products thereof
Milk and milk products (lactose included)	Milk and products thereof	Soybean & products thereof
	Sesame and products thereof	
Tree nuts and nut products	Specific tree nuts – almond, cashew, hazelnut, pecan, pistachio, walnut and products thereof	Specific tree nuts – Brazil nut, macadamia, pine nut & products thereof



# Use of technology

Maturity	Evolving 	Driver	Health & wellness 
Subject	Labelling	Product category	All processed food

- To provide guidance on food information accessed by consumers using technology via a reference on a pre-packaged food's label or labelling, instead of providing this mandatory food labelling information on the physical label
- Sufficient technological infrastructure within the geographic area or country
- General population should have widespread and adequate access to the technology
- Reasonable for consumers to use the technology during normal and customary circumstances of purchase & sufficient evidence for consumer understanding of the technology
- Health and safety information should not be provided exclusively using technology
- Food information that relates to an individual product (e.g. lot code & date marking) should not be provided exclusively using technology if there is a compromise related to that individual product

- For adoption at Step 5

# Proposed draft guidelines on the provision of food information on pre-packaged foods offered via e-commerce

Maturity	Evolving 	Driver	Safety & Quality 
Subject	Labelling	Product category	All processed food

- To provide food information on the product information e-page, similar to the physical food label, prior to the point of commercial sale, except for the:
  - Lot code and date mark indications
  - Nutrient declaration
  - Any other relevant Codex text
- To provide specific additional information for foods offered for sale via e-commerce
  - Statement to direct consumer to check food information on physical label before consumption
- Labelling exemptions for small package (SA < 10 cm<sup>2</sup>) similar to physical label

- For adoption at Step 5

Questions?





# Africa

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# Liquor Products Amendment Act

Maturity

Evolving



Driver

Safety & quality



Subject

Framework

Product category

Alcoholic beverages

SOUTH AFRICA

The Liquor Products Amendment Act aims to amend the Liquor Products Act, 1989, which came into effect on 1 Aug 2023. The agriculture, land reform and rural development department published proclamation 132 in Government Gazette [49064](#):

- Inserts certain definitions, amends and deletes others
- Provide for the renaming and reconstitution of the Wine and Spirit Board and to limit its powers
- Provide for requirements regarding beer, traditional African beer and other fermented beverages
- Bans sales or production of any product with an alcohol content of more than 0.5 % alc. for drinking purposes unless that product is a liquor product. Note the prior limit was 1%
- Repeals a provision in respect of the authorisations regarding certain alcoholic products
- Empowers the Minister to designate a person to issue export certificates
- Align certain provisions with the Constitution
- Extend the Minister's power to make regulations

- Proclamation 132 in Government Gazette [49064](#)

# Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972) Regulations relating to the labelling and advertising of foodstuffs

Maturity	Evolving 	Driver	Health & wellness 	Subject	Labelling	Product category	All processed food
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- New definitions are included for artificial sweeteners include steviol glycosides; best quality before date, carbohydrates, children (< 18 yrs), FoPNL, Nutrient profiling model for health and nutrition claims; partially wholegrain; portion, single ingredient commodity, trans fat (IPTFA)
- Revised definition for processed – food subjected to any process which alters its original state, vegetarian (vegan omitted)
- Presentation includes specific requirements related to colours not making FOPL logos poorly visible and white lettering on any background colour except black shall be prohibited
- Min. font size specified for some label elements, increased for other mandatory text and fixed for labels with reduced main panel surface areas
- Preceding text required for addresses
- Imported foods with a best quality before date shall have a minimum shelf life of 12 months
- Requirements for endorsements related to NCDs – independent + no FoPL logos
- Ingredient list required also for beer; particulars for processed meat & modifications to preservative labelling as carry-overs / processing aids; allergen font and other particulars, allergen cross contact particulars

# Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972) Regulations relating to the labelling and advertising of foodstuffs

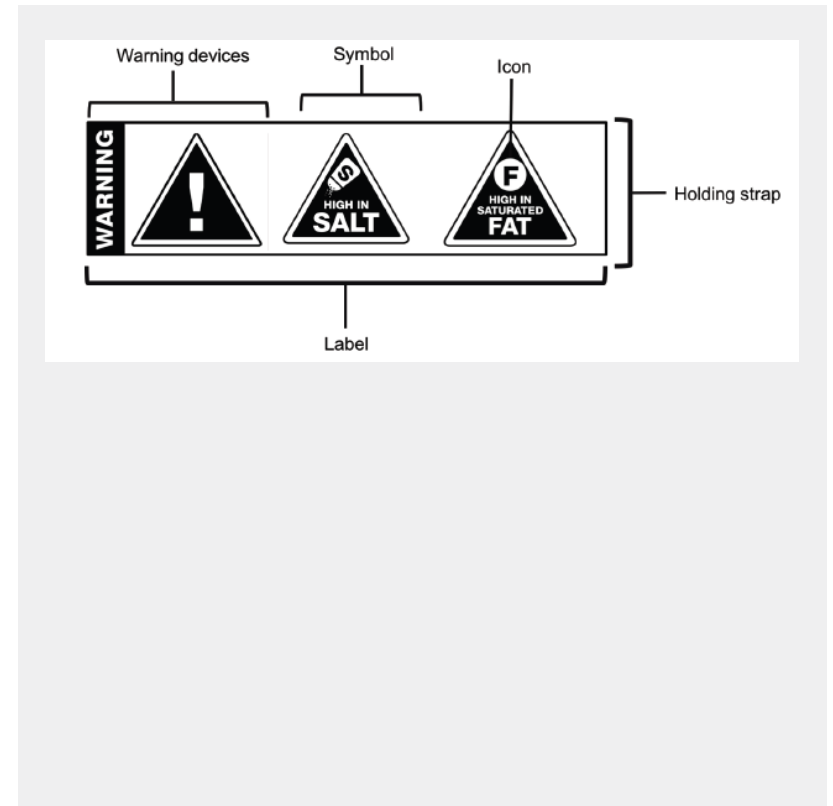
Maturity	Evolving 	Driver	Health & wellness 	Subject	FOP labelling	Product category	All processed food
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- Pre-packaged foodstuffs ready for sale to consumers or to a catering establishment are subject to Reg. 24(1) FoPL logo if applicable, unless sold from a bulk stock container
- Mandatory nutritional information table for all foodstuff labels with some exemptions (not significant) with specific formats, units of measure, rounding off and declaring values below limits of detection. Multiple analytical values are required
- Nutrition or health messages not addressed in the regulations are not permitted
- Foodstuffs required to carry a FoPL logo may not carry any claims relating to the enrichment of the foodstuff and these foods may not be enriched
- Claims related to energy, nutrition or health are not permitted if foodstuffs bear a FOPL logo or contain artificial sweeteners
- No marketing to children

# Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972) Regulations relating to the labelling and advertising of foodstuffs

Maturity	Evolving 	Driver	Health & wellness 	Subject	FOP labelling	Product category	All processed food
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- Foodstuffs are required to bear a mandatory FOPL logo if they contain added saturated fat, added sugar, and added sodium which exceed the nutrient cut-off values defined in the Regulation or contain any artificial sweeteners
- Alongside logos shall cover 25% of the FOP package; specific dimensions of each logo
- Advertisements should carry a warning symbol and must be audible or printed on at least one eighth of the total size or length of the advertisement
- Specific prohibitions for bottled water and restrictions with warnings for bottled water with added fructose
- Criteria for “standard” nutrition claims are aligned with Codex and the criteria of claims for additional micronutrients are also defined
- Regulations on FoPL and marketing restrictions enter into force six months after the date of publication. Other Regulations enter into force immediately or 12 months after



# Food and Feed Safety Control Bill

Maturity

Evolving & Established



Driver

Safety & quality



Subject

Framework

Product category

All processed food

- Bill to enhance food safety and consumer protection. Previous food safety laws placed more emphasis on food meant for exportation. Current draft law seeks to ensure domestic food is also addressed
- To establish the office of the food safety controller, appointed by the President with the primary objective to:
  - Establish a comprehensive framework for ensuring the safety of the food supply chain. It Introduces amendments for various existing laws
    - Public health, Dairy industry, fertilizers, animal foodstuffs, pest control products, meat control, standards, biosafety, plant health and Agriculture and Food Authority
  - Coordinate all involved public institutions
    - Public institutions to submit annual reports on their measures to ensure food and feed safety to the Office of the Controller
- Kenya has concluded its food control system assessment
  - Funded by the EU and is aligned with the African Union's Sanitary and Phytosanitary (SPS) Policy Framework for Africa. Assessments to continue in other 11 participating countries of the Common Market for Eastern and Southern Africa (COMESA)

- [Kenya Food and Feed Safety Control Bill tabled in parliament to enhance consumer protection | Food Safety Africa Magazine](#)

# Food and Feed Safety Control Bill

Maturity

Evolving &  
Established



Driver

Safety &  
quality



Subject

Framework

Product  
category

All processed  
food

- In July 2022, Mauritius published The Food Act, which covers the conditions for food importations, food business registrations and responsibilities, food withdrawal/ recall and liabilities
- In September 2023, the Ministry of Health and Wellness submitted the Draft Food Regulations, 2023
  - To fortify the food control framework in Mauritius to align with international food standards
  - Food composition for various food types
  - Food labelling, including pre-packaged foods
  - Packaging and requirements for food grade materials
  - Pre-approval of novel foods using gene technology and irradiated food
  - Examination both at border and domestic levels
  - Food hygiene
  - Food management systems
  - Contaminant levels

- [The Food Act, 2022](#)
- [The Draft Food Regulations 2023](#)

Questions?





# Caribbean

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# Food standards for various product categories

Maturity

Emerging &  
Evolving



Driver

Health &  
wellness



Subject

Labelling

Product  
category

All processed  
food

- Draft labelling of pre-packaged foods – specification
- Draft specification for white sugar
- Draft labelling of biodegradable products
- Draft nutrition labelling guidelines
- Revision of Rum Standard
- Proposal for development of Cocoa Standards (Part 1 & Part 2)

- FDCRS 5
- DCRS 28

# Final Draft Labelling of Foods – Pre-Packaged Foods Specification (Revision)

Maturity

Evolving



Driver

Health & wellness



Subject

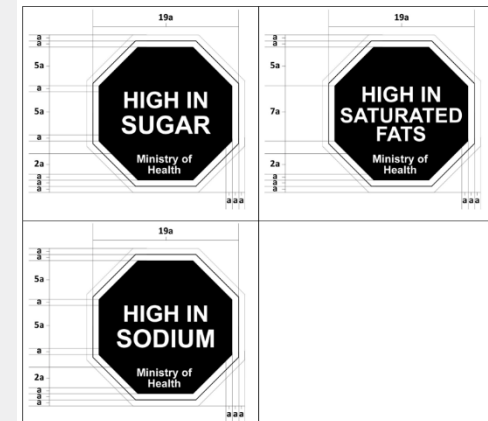
FOP labelling

Product category

All processed food



- The final draft labelling standard is currently in circulation amongst the national mirror committees for approval
- The final draft standard was updated and re-circulated to CARICOM Member States for approval. If approved, it will become an approved CARICOM Standard, which may be adopted by many of the 15 Member States spanning over an estimated period between 2024 and 2028
- Since 2018, the FDCRS 5 has been in development and was circulated on several occasions for public consultation. The current proposed front of pack nutrition labelling scheme has not changed significantly
- One format only is provided - octagonal warning messages for foods exceeding limits for added sugars, fats, saturated fats, trans fats, sodium and the presence of sweeteners. The criteria for defining products excessive in sodium, free sugars, other sweeteners, sodium, fat, trans fat and total fats guided by the 2016 PAHO Nutrient Profiling Model
- All pre-packaged food with FoPNL should have a complete Nutrition Facts panel
- FoPNL to be placed on secondary container of pre-packaged foods with an area of the main panel of the container less than 30 cm<sup>2</sup>

- FDCRS 5: 202x







# Aruba – NCD Reduction

Maturity	Evolving 	Driver	Health & wellness 
Subject	Nutrition	Product category	All processed food

- Aug 2023 – Reduce Salt Consumption Campaign



# Bahamas – NCD Reduction



Maturity	Established 	Driver	Health & wellness 
Subject	Nutrition	Product category	All processed food

- March 2023: the Bahamas STEPS 2019 Report – Non-Communicable Diseases and Risk Factors in the Bahamian Society

- The [Bahamas STEPS 2019 Report](#)



Aruba & Bahamas

# Belize - National Nutrition Policy

Maturity	Established 	Driver	Health & wellness 
Subject	Nutrition	Product category	All processed food

- June 2023 - Belize National Nutrition Policy was launched by the Ministry of Health & Wellness
  - A holistic approach
  - Improve dietary habits
  - Nutrition education
  - Accessibility to healthier food
- Leading to revising & implementing effective food and nutrition-related legislations and regulations

# Barbados & ECC – Bridgetown declaration NCD commitment

Maturity	Established 	Driver	Health & wellness 
Subject	Nutrition	Product category	All processed food

- Small island developing states (SIDS) member countries reaffirmed their commitment to reduce premature mortality from NCDs by one third. They committed to accelerate:
1. Regulation and fiscal measures to address the main risk factors of NCDs: physical activity, harmful use of alcohol, unhealthy diets
  2. Regulation of harmful marketing practices to children, fiscal and pricing policies to increase affordability of healthy foods
  3. Development and implementation of cross-sectoral food system policies aimed at increasing local food production, promote healthy diets, food & nutrition security and integrate them into policies for climate change mitigation and adaptation
  4. Developing a SIDS acceleration plan to STOP obesity & implement WHO recommended policy options (Global NCD Action Plan 2013-2030)

- [2023 Bridgetown Declaration on NCDs and Mental Health](#)

# Commitments requested from fast-food chains for healthier food options

Maturity	Evolving 	Driver	Health & wellness 	Subject	Nutrition	Product category	All processed food
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- August 2023: fast food chains and restaurants to outline recommendations for healthier options (Calories per meal, reducing fat and sugar)

- [Media Release - The Minister of Health Meets with Fast Food Chains and Restaurants | Ministry of Health](#)

Questions?



# North America

**Simon Linsley**

Senior Regulatory & Scientific Affairs Consultant



# Modernize food regulations to enable innovative and safe foods for people in Canada

Maturity	Evolving 	Driver	Safety & quality 	Subject	Food safety additives, processing aids	Product category	All foods
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- 4 components
- 2 complete
  - Creation of the regulatory frame work for Human Milk Fortifiers (2021)
  - Establish new regulatory framework for Supplement Foods (2022) – compliance 2026
- 2 remaining (Consultation Autumn 2023)
  - Modernise regulations for microbial safety criteria and testing
  - Streamline food additive rules – structure and titles

- Food and Drug Regulations
- [Minister of Health's December 2021 Mandate Letter](#)
- [Health Canada's Proposal to Modernize the Structure and Titles of the Lists of Permitted Food Additives - Canada.ca](#)

Item No.	Column 1 Food Additive	Column 2 Source	Column 3 Food	Column 4 Purpose of Use	Column 5 Maximum Level of Use or Maximum Level of Residue and Other Conditions	Notes / Additional remarks
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# Creating an agile framework for compositional standards

CANADA



- Canadian authorities do not believe the current food composition structure is responsive to changes in technology or consumer demand
- To prevent stifling innovation CFIA has proposed using “incorporation by reference” to allow food composition standards to be maintained and updated in a timely manner
- Change in mechanism rather than standards
- CFIA held an information session in October 2022, with an overview of the proposal
- A proposed amendment to the FDR is expected in Autumn 2023, with a public comment period for feedback

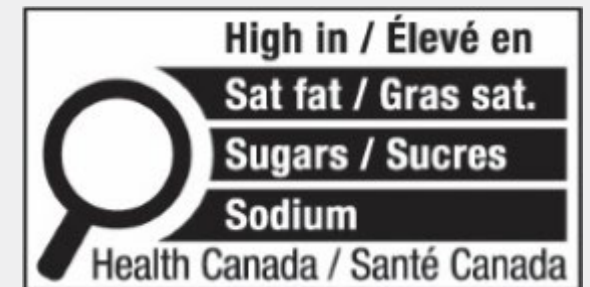
- Food and Drug Regulations
- [CFIA Forward Regulatory Plan 2025](#)

# Restriction of advertising to children



- Proposed amendments to the FDR to introduce new restrictions on advertising
  - Consultations 2016 and 2019
  - Expected publication for comments Autumn 2023
- Consultation considered restrictions on relating to two different levels
  - 5% DV
  - 15% DV
- Sat fat, sugars, sodium with non sugar sweeteners considered / or additional considerations
- Proposed definitions of “child directed” advertising included reference to marketing on television at certain times, vs the advertising of “unhealthy food” on all platforms

- Food and Drug Regulations
- [Health Canada Forward Regulatory Plan 2023-25](#)
- [Minister of Health’s December 2021 Mandate Letter](#)





# CBD

USA

Maturity	Evolving 	Driver	Safety & quality 	Subject	Composition	Product category	Dietary supplements
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- [FDA Concludes that Existing Regulatory Frameworks for Foods and Supplements are Not Appropriate for Cannabidiol, Will Work with Congress on a New Way Forward | FDA](#)
  - FDA prepared to work with Congress
  - CBD exposure is a concern
  - Risk management tools clear labels, prevention of contaminants, CBD content limits, + minimum purchase age and oversight for CBD-containing products for animals
  - Not clear how FDA could regulated CBD as food additive/dietary supplement
  - Use in animal foods also a risk (carry over milk, meat and eggs)
  - FDA will continue to take action to protect public

- Federal Food Drug and Cosmetic Act





# Labelling of specific foods



Maturity	Established 	Driver	Health & wellness 
Subject	Labelling	Product category	Infant foods, beer, medical foods

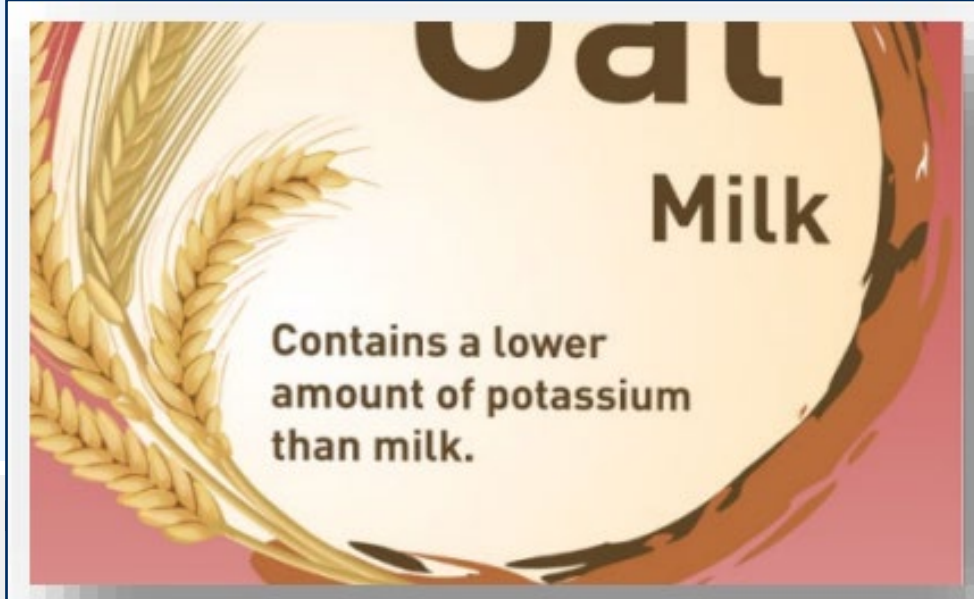
- [Labeling of Infant Formula – Second Edition](#) (March 2023)
- [Labeling of Certain Beers Subject to the Labeling Jurisdiction of the Food and Drug Administration](#) (April 2023)
- [Guidance for Industry: Frequently Asked Questions About Medical Foods - Third Edition](#) (March 2023)

- FDA Guidance documents

USA

# Nutrition

Maturity	Evolving 	Driver	Health & wellness 
Subject	Labelling	Product category	All foodstuffs

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# Allergens

USA

Maturity	Evolving 	Driver	Safety & quality 	Subject	Labelling	Product category	FDA regulated products
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- [Questions and Answers Regarding Food Allergen Labeling \(Edition 5\)](#) (November 2022)
- [\(DRAFT\) Questions and Answers Regarding Food Allergen Labeling \(Edition 5\)](#) (November 2022)
- [CPG Sec 555.250 DRAFT: Major Food Allergen Labeling and Cross-contact](#) (May 2023)



Allergen violations may be due to:

- Failure to meet allergen labeling requirements,
- Lack of adequate controls to significantly minimize or prevent allergen cross-contact, or
- Incomplete or inconsistent allergen information on the label

- Federal Food Drug and Cosmetic Act
- FALCPA 2004
- FASTER 2021





# GRAS

Maturity	Established 	Driver	Safety & quality 
Subject	Food additives & packaging	Product category	All foodstuffs

- Ingredients and packaging: [Best Practices for Convening a GRAS Panel](#) (December 2022)
  - Identify GRAS panel members including expertise
  - Reduce risk of bias
  - Limit publicly available data

- 21 CFR 170

# Heavy metals

Maturity	Evolving 	Driver	Safety & quality 
Subject	Contaminants	Product category	Baby and children & apple juice

- Metals: [\(DRAFT\) Action Levels for Lead in Food Intended for Babies and Young Children](#) (January 2023)
- Metals: [Guidance for Industry: Action Level for Inorganic Arsenic in Apple Juice](#) (June 2023)

- 21 CFR 109

USA



# Food Safety Modernization Act (FSMA)

USA

Maturity	Established 	Driver	Safety & quality 	Subject	Food safety	Product category	All foodstuffs
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- [Guidance for Industry: FDA's Voluntary Qualified Importer Program](#) (July 2023)
- [Small Entity Compliance Guide: Requirements for Additional Traceability Records for Certain Foods: What You Need to Know About the FDA Regulation](#) (May 2023)
- [Foreign Supplier Verification Programs for Importers of Food for Humans and Animals](#) (January 2023)
- [Refusal of Inspection by a Foreign Food Establishment or Foreign Government](#) (October 2022)
- [Laboratory Accreditation for Analyses of Foods - What You Need to Know; Small Entity Compliance Guide](#) (October 2022)

- Federal Food Drug and Cosmetic Act
- Food Safety Modernization Act (FSMA) 2011







# FTC Green Guides

Maturity	Evolving 	Driver	Environmental sustainability 
Subject	Claims	Product category	All foodstuffs

- FTC held a [consultation](#) on updates to the Green Guides in early 2023 (extended by 60 days)
- Carbon offsets and climate change
- Recyclable / Recycled content
- Sustainable

- 16 CFR 260

# TTB use of social media

Maturity	Evolving 	Driver	Health & wellness 
Subject	Advertising	Product category	Alcoholic beverages

- [TTBGov - TTB | Industry Circulars 2022-2](#)
- TTB regulations apply to all adverts in any media, including social media (network services, media sharing, crowdfunding)
- Addresses placement of mandatory information, includes guidance on mobile apps, and social media influencers

- 27 CFR 4.62, 5.233, 7.233

USA

Questions?



# South America

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Regulatory & Scientific Affairs Consultant

# Tax on ultra-processed foodstuff

Maturity

Established



Driver

Health & wellness



Subject

Tax

Product category

Ultra-processed foodstuff

Tax on:

- Ultra processed sugary beverages (e.g. soft drinks, fruit and vegetable juices, etc), as well as concentrates, powders and syrups which, after mixing or dilution, lead to the production of sweetened beverages
  - The taxable amount is the content in grams (g) of sugar per hundred milliliters (100 ml) of beverage;
- Ultra-processed foodstuffs high in added sugars, sodium and/or saturated fats
  - The taxable amount is the sales price. The tax rate will be 10% in 2023, 15% in 2024 and 20% from 2025 onwards

- [Law No. 2277](#) published on 13 December 2022
- Entry into force: 1 Nov 2023

# Tax on single use plastic

Maturity	Established 	Driver	Environmental sustainability 	Subject	Tax	Product category	Plastic packaging and food contact material
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## Tax on:

- Single-use plastic products used for wrapping or packaging goods (exempted products → Art. 5 [Law No. 2232/2022](#))
  - The tax IS applicable when selling, or importing for own consumption, single-use plastic products
  - The taxable amount is the weight in grams of the single-use plastic packaging

- [Law No. 2277](#) published on 13 December 2022
- Entry into force: 13 December 2022
- According to [Decree No. 219/2023](#) tax incurred in 2022 and 2023 is payable from February 2024, depending on the last digits of the NIT (Tax Identification Number)

# Front-of-pack labelling

Maturity	Established 	Driver	Health & wellness 	Subject	FOP labelling	Product category	All processed food
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## Amendments:

- Trans fat
- Sweeteners
- Salt/sodium → Sodium
- Added sugars → Sugars
- Saturated fats
  
- Modifies nutrient threshold
- Prohibits to use any nutrition or health claims
- Slightly modifies exempted foods list



- [Resolution No. 2492/2022](#), as amended
- Entry into force: 14 June 2023 (dif. timelines given to use of stickers)

# Restrictions on trans-fatty acids and partially hydrogenated oils

Maturity	Established 	Driver	Health & wellness 	Subject	Composition	Product category	All foods
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- Restrict the content of industrially produced trans-fatty acids to ALL foods to 2% of total fat
  - Exempted: fats from ruminant animals, including milk fat
- Ban the use of partially hydrogenated oils (PHO) and fats in the production of foods, ingredients and raw materials

- [Joint Resolution No. 16/2023](#)
- Entry into force: 20 May 2023
- Transitional period of 2 and 3 years, respectively, for the trans-fat limit in food products and raw materials/ ingredients; 4 years to ban PHO

# Front-of-pack labelling and advertisement

Maturity	Established 	Driver	Health & wellness 	Subject	FOP labelling	Product category	All processed food
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- Advertisement restrictions on products bearing FOP and/ or warning statement
- Ban advertising, promotion and/ or sponsorship of foodstuff aimed to minors
- Advertisement aimed for other consumers cannot:
  - Use cartoons, celebrities, offer gifts...
  - Highlight nutritional claims
  - Indicate the product improves health or helps prevent diseases, etc.
  - Be promoted or given free of charge

- [Disposition 6924/2022](#)
- Entry into force: 30 August 2022



# Alcohol labelling

Maturity	Emerging 	Driver	Health & wellness 	Subject	Warning statements	Product category	Alcoholic beverages
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- Addition of new warning statement for alcoholic beverages related to driving and alcohol consumption
- “SI VA A CONDUCIR, NO TOME ALCOHOL” (“IF YOU ARE GOING TO DRIVE, DON’T DRINK ALCOHOL”)

- CONAL (National Food Commission) meeting reports No. [149](#) and [150](#)
- Early development

# Public consultation on gluten free and health claims

Maturity

Evolving



Driver

Health & wellness



Subject

Claims

Product category

All foodstuff

ARGENTINA

- Public consultations to modify:
  - Gluten free products:
    - Modifies gluten free definition (inclusion of the term glutenins) and symbol
    - Claims would also cover beverages (e.g. gluten free beer)
  - Disposition No. 7730/2011 to update guidelines for the presentation and scientific evaluation of food health claims

- Consultation deadlines: 19 and 14 August 2023, respectively

# Front-of-pack labelling

Maturity

Established



Driver

Health & wellness



Subject

FOP labelling

Product category

All processed foods

- Sugars
- Saturated fats
- Sodium
- Regulation of this law to be issued by 30 September 2023. Draft regulation recently published

- [Law No. 7092](#)
- Published: 02 June 2023

PARAGUAY

# Consultation on front-of-pack labelling

Maturity

Evolving



Driver

Health & wellness



Subject

FOP labelling

Product category

All processed foods

PARAGUAY

- A consultation has been opened for the Draft Regulation of Law No. 7092 establishing the FOP labelling system in prepacked foods

- The Draft establishes:

- List of exempted products
- FOP format
- FOP to be displayed on main display panel
- Permissibility to use stickers to attach this info
- Restriction to display nutrition claims related to the nutrients highlighted in FOP
- 18 months of transitional period



- [Draft Regulation of Law No. 7092](#)
- Closing date: 2 October 2023



# Lactose claims

URUGUAY

Maturity	Established 	Driver	Health & wellness 	Subject	Claims	Product category	All foodstuff
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- Regulates the use of the following claims:
  - Lactose-free
  - Low-lactose
  - Reduced-lactose
- The maximum lactose and galactose content, expressed in grams per serving, must be stated in the nutrition table of these products

- [Decree No. 292/2022](#)
- Entry into force: 23 Sept 2023

# Proposed draft on the identity and quality standards for analogous plant-based products

BRAZIL

Maturity	Evolving 	Driver	Health & wellness 	Subject	Composition and labelling	Product category	Plant-based analogous
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- Ordinance SDA/MAPA No. 831/2023 submitted to Public Consultation the proposed draft to establish the **minimum identity and quality requirements, the visual identity and labelling rules for analogous **plant-based** products**
- Sales denomination of the product, on the main panel: “VEGETABLE ANALOGUE OF” followed by the sales denomination of the product of animal origin regulated by the Ministry of Agriculture and Livestock
- Include in the label the words: “this product is not a nutritional or functional substitute for its analogue of animal origin”

- [Ordinance SDA/MAPA No. 831/2023](#)
- Consultation deadline: 16 September 2023



# Alcohol labelling

CHILE

Maturity	Established 	Driver	Health & wellness 	Subject	Warning statements	Product category	Alcoholic beverages
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## Alcoholic beverages:

- Display of specific warning statements
- Display of energy value
- New rules on advertising



- [Decree No. 98 March 2023](#)
- Entry into force: 7 July 2024 (except for advertising rules: 7 July 2026)



# Public consultation on additives

CHILE

Maturity	Evolving 	Driver	Health & wellness 	Subject	Additives & processing aids	Product category	All foodstuff
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- Draft published in August 2022 for public consultation to modify Title III of the Foodstuffs Sanitary Regulation approved by Decree No. 977 of 1996, as amended, which sets out the list of permitted additives and their conditions of use in Chile
  - Additives maximum limits based on Codex and the EU additives Regulation
  - A “Food Category System” has been established based on the principles of the Codex Alimentarius, adapting some of its titles, definitions and examples to national particularities
  - It also includes provisions on labelling requirements and carry over principle

- Consultation closed on 30 November 2022



# Alcohol labelling

Maturity

Emerging



Driver

Health & wellness



Subject

Nutrition labelling

Product category

Alcoholic beverages

MERCOSUR is discussing the update of Resolution No. 46/03 on nutrition labelling requirements

- AR, BR & PY: voluntary declaration of the whole table or energy value only (per 100 ml or portion\*)
- UR: voluntary declaring alc. beverages nut. inf., as well as the format use, should be regulated at national level rather than MERCOSUR level

\* Portion: 10 g alcohol (UR, AR, BR & PY) or alc. Beverages <5% alc. content (UR, AR & PY) - 200 ml

- MERCOSUR Food Commission last reports (e.g. Reports No. 1 and 2 of 2023)

# Additives and processing aids

Maturity	Established 	Driver	Health & wellness 	Subject	Additives, processing aids	Product category	Dairy products
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[Resolution 15/23](#) approves technical regulation on the permissibility of food additives and processing aid for food category 1 – dairy products

- Includes definitions of dairy products
- The Resolution should be implemented by Member States before 29 December 2023
- Additives approved in [Resolution GMC No. 79/1994](#) on the identity and quality of cheese and listed in Part III of Resolution 15/23, Annex can be used for 18 months from the implementation of the Resolution at MS level

Questions?





# Australia/ New Zealand

**Raissa Do Vale**

Regulatory & Scientific Affairs Consultant





# Definitions for gene technology and new breeding techniques

Maturity	Evolving 	Driver	Safety & quality 
Subject	Technology	Product category	All foodstuff

- Proposal P1055 seeks to revise and expand the definition for ‘gene technology’ to capture all methods for genetic modification and to revise the definition for ‘food produced using gene technology’ to include specific product-based criteria for, excluding certain foods from pre-market safety assessment and approval as GM food
- Second consultation expected to open in late 2023

[Proposal P1055 – Definitions for gene technology and new breeding techniques \(foodstandards.gov.au\)](https://www.foodstandards.gov.au/proposal/P1055)

# Energy labelling on alcoholic beverages

Maturity	Evolving 	Driver	Health & wellness 
Subject	Nutrition labelling	Product category	Alcoholic beverages

- Proposal P1059 is considering amending the code to provide energy (kilojoule) labelling information on alcoholic beverages
- A shortened on-label nutrition information panel (NIP), containing average energy content only, is the current preferred option
- Consultation closed in March 2023

[Proposal P1059 - Energy labelling on alcoholic beverages \(foodstandards.gov.au\)](https://www.foodstandards.gov.au/proposal/P1059)

AU / NZ

Questions?





# Asia

**Mariko Kubo**

Head of Global Regulatory

# Allergy declaration for walnuts became mandatory

Maturity	Established 	Driver	Safety & quality 
Subject	Allergen	Product category	All foodstuff

- Allergy declaration for walnuts became mandatory
- Transition period is by 31 March 2025
- Guidance on allergen labelling for restaurants was published

• [食物アレルギー表示に関する情報 | 消費者庁 \(caa.go.jp\)](http://caa.go.jp)

# Detection of GM ingredients changed from 5% to “not detected” to claim non-GMO



Maturity	Established 	Driver	Safety & quality 
Subject	Claims	Product category	All foodstuff

- “Non-GMO” can voluntarily be claimed only when identify preserved (IP) handling is carried out, and detection of GM ingredients is “not detected”
- If IP handling is carried out and detection of GM ingredients is less than 5 % from corn or soy, you can voluntarily claim “identity preserved handling was carried out” etc. instead of “non-GMO”
- This came into force on 1 April 2023

• [新たな遺伝子組換え表示制度について \(caa.go.jp\)](http://caa.go.jp)



## Oral rehydration drink needs pre-market approval as food for special dietary uses



Maturity	Established 	Driver	Health & wellness 
Subject	Labelling and composition	Product category	Food for special dietary uses

Oral rehydration drink has been newly added to approval criteria form of food for special dietary uses and must be approved prior to marketing the product

- This came into force on 19 May 2023. The transition period is by the end of May 2025

[Amendment to "Regarding Labelling Permission for Foods for Special Dietary Uses" \(May 19, 2023 Consumer Food Table No. 237 Deputy Director-General of the Consumer Affairs Agency\)](#)

## Food hygiene responsibility has been transferred to the Consumer Affairs Agency

Maturity	Established 	Driver	Safety & quality 
Subject	Authority	Product category	None

- The responsibility of the establishments of standards and criteria relating to food hygiene will be transferred from Ministry of Health Labour and Welfare (MHLW) to Consumer Affairs Agency (CAA)
- MHLW will continue to be in charge of enforcement of foods in breach of standards
- This comes into force on 1 April 2024

[Act on the development of relevant laws to strengthen the functions of public health and other related administration](#)

# Discussion are ongoing to establish a new regulation on the use of cell culture technology

Maturity

Emerging



Driver

Environmental sustainability



Subject

Technology

Product category

Foodstuff

- Ministry of Health, Labour, and Welfare (MHLW) interviewed business operators engaged in research and development of foods made using cell culture technology (so-called “cultured meat”) about the current state of research and development twice on 16 March and 4 August in 2023 although it is not open to the public

- [薬事・食品衛生審議会 \(食品衛生分科会新開発食品調査部会\) | 厚生労働省 \(mhlw.go.jp\)](#)



# Proposal to revise standard for food fortification

CHINA

Maturity	Evolving 	Driver	Health & wellness 	Subject	Fortification	Product category	General food
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## Mass fortification:

- Voluntary
- Specified foods widely consumed by the general population

## When fortify voluntarily:

- A set of nutrients must be fortified with prescribed levels
- In addition, a list of nutrients may be fortified voluntarily with prescribed levels

## Business-oriented fortification:

- Voluntary
- Food category system

## When fortify voluntarily:

- A list of nutrients may be fortified voluntarily with prescribed levels

- [Second draft revised national standard for the use of fortificants in food \(GB 14880\)](#)
- Consultation ended in August 2023



# Draft labelling standard for foods for special dietary uses

CHINA



Key proposed changes include:

- Expands the scope of existing prohibitions on nutrition claims: Prohibits the use of nutrient content claims and function claims on all types of formulated products for infants and FSMP
- Mandates the wording ‘Foods for Special Dietary Uses’ in addition to product naming
- The scope of nutrition labelling requirements excludes foods for infants and young children and complete nutrition FSMP
- For nutrition labelling, includes saturated fats and sugars as mandatory declarations

*FSMP: Foods for special medical purposes*

- [Draft revised Standard for the Labelling of Prepackaged Foods for Special Dietary Uses \(GB 13432\)](#)
- Consultation ended in December 2022

# Development for novel food

Maturity

Evolving



Driver

Safety & quality



Subject

Technology

Product category

Novel food

SOUTH KOREA



## Developments for novel foods and alternative foods\*:

- Amendment to Enforcement Rule allows ingredients derived from novel technologies such as cell culture to apply for pre-market authorisation as 'Temporary Standards and Specifications'
- Amendment to Food Code introduces standards for alternative foods
- Draft Amendment regarding labelling of alternative foods; formulating other labelling requirements for alternative foods
- Revised authorisation process for additives used in novel foods

*\*Alternative foods refers to foods mimicking the sensory properties of counterpart foods by replacing animal-based ingredients with alternative ingredients (e.g. plant-based ingredients, microorganisms, edible insects and cell culture)*

- Amendment to [Enforcement Rule of Food Sanitation Act](#)
- Amendment to [Food Code](#) (the provisions regarding alternative foods effective on 1 Jan 2024)
- Draft Amendment to [Standard of Misleading Labelling](#) (deadline for consultation 24 Oct 2023)



## Draft GM authorisation and labelling

Maturity	Evolving 	Driver	Safety & quality 
Subject	Technology	Product category	GM

- Establishing detailed GM authorisation procedures by the competent food authority, replacing the withdrawn draft regulation from 2021
- Introducing new GM labelling requirements (front of pack GM statement)
- New positive list of GMM-derived enzymes

- [Draft Food Safety and Standards \(Genetically Modified Foods\) Regulations, 2022](#) (consultation ended Jan 2023)
- [FSS \(Food Products Standards & Food Additives\) Amendment 2022](#)

## Draft front of pack nutrition labelling

Maturity	Evolving 	Driver	Health & wellness 
Subject	Labelling	Product category	General food

- Voluntary for 48 months from the effective date, and mandatory thereafter
- Prescribed format - star rating system
- Methods of calculation
- Exempted food categories



Source: Food Standards and Safety Authority of India

- [Food Safety and Standards \(Labelling & Display\) Amendment Regulations, 2022](#)
- Deadline for consultation November 2022



# Proposal to revise nutrition claim regulation



TAIWAN

Key proposed changes include:

- Revises the conditions of use for “contain/ provide/ source” claims and nutrient function claims
- Authorises the use of nutrition claims for additional nutrients, e. g. certain vitamins and minerals
- Permission for repeat nutrition information
- Extends the scope of the regulation to include foods for special dietary uses

- Second [draft amendment](#) to regulation on Nutrition Claims for pre-packaged Foods
- Consultation deadline 16 October 2023



# New MRL system for veterinary drugs

SINGAPORE



- Establishes a list of maximum residue limits (MRLs) for veterinary drugs in certain food commodities
- Revises definition for ‘veterinary drug’ and introduces definition for ‘antimicrobial agent’ to be in line with Codex definitions

- [Food \(Amendment\) Regulations 2023](#)
- Entered into force on 28 April 2023





# Proposal to adopt Codex additive standard

PHILIPPINES

Maturity	Evolving 	Driver	Safety & quality 	Subject	Additives, processing aids	Product category	General food
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- Proposal to adopt Codex General Standard for Food Additives (GSFA) in the absence of Philippine National Standards (PNS)
- For products with PNS, following Codex GSFA or PNS
- Principles for the use of flavourings and processing aids
- After finalised, the revised guidelines will replace the current additive regulation

- [Draft Revised Guidelines on Food Additives and Processing Aids](#)
- Consultation ended in February 2023

Questions?





# Middle East

**Mariko Kubo**

Head of Global Regulatory



# Allergen labelling being reviewed



Maturity	Evolving 	Driver	Safety & quality 
Subject	Allergen	Product category	Prepacked food

Draft Standard “Labeling of Food Allergens on Prepackaged Food“ has been published to replace current rules

- It introduces new exceptions
- “Low/lactose-free” and “gluten-free” or “low-gluten” can be made, as long as the requirements are met
- “Free-from” claims/statements can be made, as well as the “contain/may contain” statements may be used

- [GSO - Labelling of Food Allergens on Prepackaged Food](#)

# Code of Practice on Food Allergen Management has been introduced



Maturity	Established 	Driver	Safety & quality 
Subject	Allergen	Product category	Prepacked food

- Recently (May 2023), GSO has adopted CODEX STAN 80:2023 on Code of Practice on Food Allergen Management for Food Business Operators

- [GSO CODEX STAN 80:2023](#)



# Nutrient profiling in discussion



Maturity	Evolving 	Driver	Health & wellness 
Subject	Nutrient profile	Product category	All foodstuff

A Draft Standard, “Requirements for Highly Nutritious Packaged Food” has been published which is expected to be formalised in 2023 or early 2024

- This Standard classifies packaged food products and classifies them into two categories: **high nutritional value** and low **nutritional value**

- [GSO - GCC Standardization Organization](#)
- [Requirements for Highly Nutritious Packaged Food](#)



# Nutritional composition of restaurant meals to be regulated in the near future

Maturity	Evolving 	Driver	Health & wellness 
Subject	Nutritional composition	Product category	All foodstuff

A Draft Standard, “Requirements of Meals with Balanced Nutrients Served in Food Establishments Away from Home” has been published which is expected to be formalised in 2023 or early 2024

- The providers will have to ensure that their products meet specific requirements for calories, carbohydrates, added sugar, protein, fats, saturated fats, and salt/ sodium. The standard emphasizes the importance of energy balance and provides recommended limits for different age groups

## Labelling of high-salt meals

Maturity	Established 	Driver	Health & wellness 
Subject	Labelling	Product category	Foodstuff



The Saudi Food & Drug Authority issued a new regulation requiring food establishments to label meals high in salt with a prominent "Saltshaker symbol" on menus and food delivery apps

- Foods exceeding 5 grams of salt (equivalent to 2000 mg sodium) will carry the label
- A grace period until July



- [SFDA.FD 5026:2023](#)

## Labelling of physical activities on menus



Maturity	Established 	Driver	Health & wellness 
Subject	Labelling	Product category	Foodstuff

Saudi Food and Drug Authority introduced a new regulation that requires food establishments to transparently display the **time period required to burn the calories** resulting from the consumption of the meal included in their food menu



- [UAE.S 5034: 2018](#)
- [SFDA 42:2018](#)



## Permission to use rPET

Maturity	Established 	Driver	Environmental sustainability 
Subject	rPET	Product category	Foodstuff

The Ministry of Industry and Advanced Technology (MoIAT) in the UAE having issued a Federal Law No. 105 of 2022 – this regulates the circulation of bottled drinking water in recycled plastic bottles. The decision allows the use of recycled polyethylene terephthalate (rPET) produced at MoIAT-approved recycling facilities that have obtained a certificate of conformity as per the UAE Regulation for Control on Food Contact Materials. In line with these efforts, a polyethylene terephthalate (PET) recycling plant will be set up in Abu Dhabi

- [Federal Law No. \(24\) of 1999](#)
- [Law No. 202 of 2020](#)
- [Law No. 69 for the year 2020](#)
- [Federal Law No. 105 of 2022](#)



## Ban on Single-use Plastics

Maturity	Established 	Driver	Environmental sustainability 
Subject	Single-use plastics	Product category	Foodstuff

Most Single-use Plastics (SUPs) will ban starting 2024, according to Ministerial Resolution No. 380 of 2022 issued on 10 January 2023



- The import, production or circulation of SUP shopping bags, regardless of the material used, will be prohibited
- Biodegradable plastic bags are also banned
- 1 January 2026 the import, production or circulation of most other single-use plastic products will be prohibited. This ban covers items such as soft-drink cups and caps, cutlery, plates and boxes

## Draft standard on labelling of pre-packaged foodstuffs

Maturity	Evolving 	Driver	Safety & quality 
Subject	Labelling	Product category	All foodstuff

A proposed update to the existing Standard 1546/2011 on the labelling of pre-packaged foods, has been introduced. The draft includes updates to several aspects, aligning them with international standards. These changes involve the allergens list, modifications to the common names of certain ingredients, food additive functions, flavour types (natural, natural identical, or artificial), declaration of product quantity, and date format options

## Green mark being discussed

Maturity	Emerging 	Driver	Environmental sustainability 
Subject	Eco-labelling	Product category	All foodstuff

Egypt - the Environment Performance Unit has initiated the establishment of a committee within the food industry sector to identify potential food products for environmental performance labelling or the green mark

- [Egypt Codex Alimentarius Commission bulletin](#)





Questions?



# Annex

# Botswana

Maturity	Established 	Driver	Safety & quality 
Subject	Labelling Cereals and mineral water	Product category	Additives

### Food composition



Cereals – Rice and sorghum grains intended for sale in Botswana. Pesticide and heavy metal limits are as established by CODEX. A specific table for heavy metals is provided for lead, cadmium and mycotoxins. Specific limits for mycotoxins and aflatoxin B1 are provided. Labelling requirements are established.

Bottled natural mineral water; water other than natural mineral water — Specification. This Botswana Standard specifies the physical, chemical and microbiological requirements for bottled water other than natural water for human consumption. It also specifies permissible treatments and the requirements for bottling and labelling.

- [BOS 63: 2022 Ed.2](#) & [BOS 273:2022 Edition 3.0](#)
- [BOS 143:2023 Edition 4.0](#) & [BOS 262:2023Edition 2.0](#)



# Ethiopia

Maturity	Established 	Driver	Health & wellness 
Subject	Import restrictions	Product category	Additives

### Product registration

Ban on 38 products. The foreign exchange shortage in the country is becoming critical and the Government of Ethiopia (GOE) has banned 38 different products which are considered luxury items which include packaged food, household items, furniture, beauty products and automobiles, and different type of liquor imports in a circular order written by the Ministry of Finance to the National Bank of Ethiopia (NBE) on 14 October 2022. The GOE has reached to this decision to utilize the limited hard currency available for import of important items like medicines, agricultural inputs, capital goods and raw materials for local industries. The order is open until further notice.

- [Ethiopia bans imports of 38 items including packed food](#)

# Food standards for various product categories



- Standards on herbs, spices, fruit, various types of flours, canned beans, dried meat
- Edible water-based ices and mixes, cake mixes, dairy based desserts
- Other parts of the cassava plant – leaves & forms of cassava (pellets)
- Fish Industry related standards and hygiene guidelines
- Acceptance criteria for food-grade recycled PET resin
- Alcoholic mixed beverage; Herbal and fruit infusions; Veg juices and drinks
- Canned fruits; Canned vegetables; Nutrient rich concentrated foods
- Electrolytic drinks; Goat cheese; Pasteurised, Reconstituted and Recombined and Toned Milk; Dairy based desserts
- Breakfast cereal

- KS 2839-1:2023; KS 1611:2022; KS EAS 1063:2022
- DKS 2975: 2022; KS 2954:2022; KS 1517:2022
- KS EAS 830 /831:2022, KS EAS 832:2022; KS EAS 1041:2022
- DKS 2987:2023; DKS 2956
- KS 2150:2021
- KS 2676:2017, DKS 2685; KS 1930:2009
- KS 1991; KS 2679; DKS 703; DKS 1517
- DKS 523 Parts 1 and 2



# Food standards for various product categories

EAST AFRICAN COMMUNITY & AFRICAN STANDARDS

Maturity	Evolving 	Driver	Safety & quality 	Subject	Labelling	Product category	Sauces Baked goods Coffee Spices Flavour extracts
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- Tomato-based products; chilli sauces. Fruit & veg ketchup; fruit & veg chutney
- Fruit chips and crisps; dried fruits; fruit juice pulps and nectars; fruit drinks; carbonated and non-carbonated soft drinks
- Biscuits; bread; breakfast cereal
- Pre-packed cooked beans; pasta products
- Ground meat
- Vitamin A fortified sugar
- Flavoured coffee, liquid coffee, coffee mixes; curry powder
- Packaged mineral water; potable water; packaged drinking water
- Specifications for natural cinnamon, coffee, orange, vanilla extracts
- Specifications: barley, wheat flour, dry faba bean, edible full fat soy flour, dry chickpeas, dry lima beans, dry soy beans

- DEAS 66-1; 66-2; 66-3
- DEAS 893: 2023; DEAS 1109; 1110
- DEAS 1108: 2022; 946
- DEAS 781: 2023
- DEAS 1161: 2023; 43
- DEAS 173: 2023; DEAS 770: 2022
- DEAS 1136
- DEAS 1087; 1088; 1089: 2022; 98
- DEAS 13:2022; DEAS 12; DEAS 153
- DEAS 1129, 1130, 1131, 1132
- DARS: 878, 470, 873, 865, 935, 866, 874, 872

# Food standards for various product categories

GAMBIA



- Baobab powder
- Draft Alcoholic Beverage Regulations
- Gambian Standard for Honey
- Moringa leaf products
- Draft Groundnuts Regulations
- Draft Labelling of Pre-packaged Foods Regulations

- GAMS 41:2022
- GAMSCODEXSTAN 12:1981
- GAMS 42: 2022

# Food standards for various product categories

RWANDA

Maturity	Established 	Driver	Safety & quality 	Subject	Labelling	Product category	Additives
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- Standards on banana juice, banana flour, banana based alcoholic beverages
- Plant flavoured alcoholic drink & liqueur
- Malted sorghum drinks: Part 2 - Soft drink (ubushera)
- Edible insects
- Fish flour
- Citrus fruit powder

- RS 358:2023, RS 470:2022, RS 343:2023
- RS 344:2023, RS 346:2022
- RS 496-2 2022
- RS 487-1:2022
- RS 362 2022
- RS 47 2022



# Food standards for various product categories

MALAWI





- Royal jelly – Specification
- Fruit crush – Specification
- Lentils, split peas, pearl millet grains, maize, sorghum – Specification
- Spirit cooler – Specification
- Cider and perry – Specification
- Maize grain – Specification
- Sorghum grains – Specification
- Synthetic syrups – Specification
- Kombucha drink – Specification

- Accessible upon purchase





# Tanzania

Maturity	Evolving 	Driver	Safety & quality 
Subject	Labelling ice cream	Product category	Additives

- Ice cream cone specification

AFDC 15(6519) P3 Ice Cream cone - Specification



# Uganda

Maturity	Evolving 	Driver	Safety & quality 
Subject	Labelling cake	Product category	Additives

- Cake specification

• DUS 1923: 2023

## Ghana



Maturity	Evolving 	Driver	Safety & quality 
Subject	Labelling	Product category	Additives

- Dried sardine and sardine-type pelagic fish — Part 2: Dried anchovies
- Dried sardine and sardine-type pelagic fish — Part 3: Salted Boiled Dried Anchovies

- D-ARS 1110-2:2023



## Zimbabwe

Maturity	Established 	Driver	Health & wellness 
Subject	Labelling	Product category	Additives

- Nutrition labelling-requirements
- Claims on food – general requirements
- Use of nutrition and health claims – requirements
- London dry gin

- ARS ZW HS 1713:2023      ZWS 1108:2023
- ARS ZW HS 1714:2023
- ARS ZW HS 1715:2023

# Food standards for various product categories

Maturity

Evolving



Driver

Health & wellness



Subject

Labelling salt, condiments, herbs & spices

Product category

Additives

- Draft Jamaican Specification for Jerk Seasoning and Jerk Sauce
- Draft Jamaican Standard Code of Practice for Good Agricultural Practices

- DJS 369: 2023 (ICS 67.220.10)
- DJS 215: 2023 (ICS 67.220.10)
- DJCP 9: 2023

JAMAICA