

*Government Notice No. 188 of 2017***THE FOOD ACT****Regulations made by the Minister under section 18
of the Food Act**

1. These regulations may be cited as the Food (Amendment No. 2) Regulations 2017.
2. In these regulations –
“principal regulations” means the Food Regulations 1999.
3. Regulation 156 of the principal regulations is amended by deleting the words “artificial sweetener” wherever they appear and replacing them by the words “permitted sweetening substance”.
4. Regulation 163 of the principal regulations is revoked and replaced by the following regulation –

163. Permitted sweetening substance

(1) Permitted sweetening substance shall be any substance which is added to food for the purpose of sweetening it.

(2) Subject to paragraph (4), no person shall import, manufacture, store, offer for sale or sell any permitted sweetening substance or any food containing a permitted sweetening substance unless the substance is a permitted sweetening substance specified in the Fiftieth Schedule.

(3) No aspartame or saccharine shall be used as a permitted sweetening substance unless it satisfies the criteria specified in the Fifty-first Schedule.

(4) No person shall import, manufacture, store, offer for sale or sell any food containing steviol glycosides as a permitted sweetening substance unless the food complies with

the specifications of the Codex Alimentarius – Codex General Standard for Food Additives (Codex Stan 192-1995, Rev.).

(5) No person shall import, manufacture, store, offer for sale or sell any package containing a food to which a permitted sweetening substance has been added unless, in compliance with regulation 3, the package bears a label containing the words “THIS FOOD CONTAINS AS
(name of substance)

PERMITTED SWEETENING SUBSTANCE”.

(6) In this regulation –

“Codex Alimentarius” refers to a collection of standards, guidelines, codes of practice and other recommendations relating to food, food production and food safety, published by the Codex Alimentarius Commission, an intergovernmental body of the Food and Agriculture Organisation of the United Nations and the World Health Organisation.

5. Regulation 352 of the principal regulations is amended, in paragraph (2)(b)(vii), by deleting the word “artificial”.

6. Regulation 363 of the principal regulations is revoked and replaced by the following regulation –

363. Permitted sweetening substance in soft drink

No soft drink shall contain any permitted sweetening substance other than a sweetening substance specified in the Fiftieth Schedule.

7. Regulation 364 of the principal regulations is amended by revoking paragraph (d) and replacing it by the following paragraph –

- (d) a soft drink to which sugar or a permitted sweetening substance has been added unless its container bears a label to indicate that sugar or a specific permitted sweetening substance has been added.

8. The Twelfth Schedule to the principal regulations is amended, in the item "Preparation of permitted artificial sweetener and water only", by deleting the words "artificial sweetener" and replacing them by the words "sweetening substance".

9. The Forty-sixth Schedule to the principal regulations is amended by deleting the item "Xanthan gum" and its corresponding entries and replacing it by the item and its corresponding entries set out in the First Schedule to these regulations.

10. The Fiftieth Schedule to the principal regulations is revoked and replaced by the Fiftieth Schedule set out in the Second Schedule to these regulations.

11. The Fifty-first Schedule to the principal regulations is amended, in the heading, by deleting the words "**ARTIFICIAL SWEETENER**" and replacing them by the words "**SWEETENING SUBSTANCE**".

12. These regulations shall come into operation on 7 September 2017.

Made by the Minister on 7 September 2017.

FIRST SCHEDULE

[Regulation 9]

Xanthan gum	Complementary foods for infants and young children up to 12 years old	10,000 mg/kg
	<p>Coffee, coffee substitutes, tea, herbal infusions, and other hot cereal and grain beverages, excluding cocoa</p> <p>Dried pastas and noodles and like products</p> <p>Fermented milks (plain), heat-treated after fermentation</p> <p>Fermented milks (plain), not heat-treated after fermentation</p> <p>Fermented vegetable, including mushrooms and fungi, roots and tubers, pulses and legumes, and aloe vera and seaweed products, excluding fermented soybean products of food</p> <p>Fresh pastas and noodles and like products</p>	Limited by GMP

	<p>Frozen battered fish, fish fillets, and fish products, including molluscs, crustaceans, and echinoderms</p> <p>Frozen egg products, frozen fish, fish fillets and fish products, including molluscs, crustaceans, and echinoderms</p> <p>Frozen minced and creamed fish products, including molluscs, crustaceans, and echinoderms</p> <p>Liquid egg products</p> <p>Other sugars and syrups (e.g., xylose, maple syrup, sugar toppings)</p> <p>Pasteurised cream (plain)</p> <p>Salt substitutes</p> <p>Smoked, dried, fermented, and/or salted fish and fish products, including molluscs, crustaceans, and echinoderms</p> <p>Sterilized and UHT creams</p>	<p>Limited by GMP</p>
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	<p>Whipping and whipped creams, and reduced fat creams (plain)</p> <p>Dairy-based drinks, flavoured and/or fermented (e.g., chocolate milk, cocoa, eggnog, drinking yoghurt, whey-based drinks)</p> <p>Condensed milk and analogues (plain)</p> <p>Clotted cream (plain) and cream analogues</p> <p>Milk powder, cream powder and powder analogues (plain)</p> <p>Unripened cheese</p> <p>Ripened cheese</p> <p>Processed cheese</p> <p>Cheese analogues</p> <p>Dairy-based desserts (e.g., pudding, fruit or flavoured yoghurt)</p> <p>Liquid whey and whey products, excluding whey cheeses</p>	<p>Limited by GMP</p>
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	<p>Fat spreads, dairy fat spreads and blended spreads</p> <p>Fat emulsions mainly of type oil-in-water, including mixed and/or flavoured products based on fat emulsions</p> <p>Fat-based desserts, excluding dairy-based dessert products</p> <p>Edible ices, including sherbet and sorbet</p> <p>Processed fruit</p> <p>Dried vegetables, including mushrooms and fungi, roots and tubers, pulses and legumes, and aloe vera, seaweeds and nuts and seeds</p> <p>Vegetables, including mushrooms and fungi, roots and tubers, pulses and legumes, and aloe vera and seaweeds in vinegar, oil, brine, or soybean sauce</p>	<p>Limited by GMP</p>
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	<p>Canned or bottled (pasteurised) or retort pouch vegetable, including mushrooms and fungi, roots and tubers, pulses and legumes, and aloe vera and seaweeds</p> <p>Vegetable, including mushrooms and fungi, roots and tubers, pulses and legumes, and aloe vera, seaweed, and nut and seed purees and spreads (e.g., peanut butter)</p> <p>Vegetable, including mushrooms and fungi, roots and tubers, pulses and legumes, and aloe vera, seaweed, and nut and seed pulps and preparations (e.g., vegetable desserts and sauces, candied vegetables)</p> <p>Cooked or fried vegetables, including mushrooms and fungi, roots and tubers, pulses and legumes, and aloe vera and seaweeds</p> <p>Confectionery</p>	<p>Limited by GMP</p>
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	<p>Breakfast cereals, including rolled oats</p> <p>Pre-cooked pastas and noodles and like products</p> <p>Cereal and starch based desserts (e.g., rice pudding, tapioca pudding)</p> <p>Batters (e.g., for breading or batters for fish or poultry)</p> <p>Pre-cooked or processed rice products, including rice cakes (Oriental type only)</p> <p>Soybean products, excluding soybean-based seasonings and condiments</p> <p>Bakery wares</p> <p>Processed meat, poultry and game products in whole pieces or cuts</p> <p>Processed comminuted meat, poultry, and game products</p> <p>Edible casings (e.g., sausage casings)</p>	<p>Limited by GMP</p>
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	<p>Semi-preserved fish and fish products, including molluscs, crustaceans, and echinoderms</p> <p>Fully preserved, including canned or fermented fish and fish products, including molluscs, crustaceans, and echinoderms</p> <p>Dried and/or heat coagulated egg products</p> <p>Preserved eggs, including alkaline, salted, and canned eggs</p> <p>Egg-based desserts (e.g. custard)</p> <p>Table-top sweeteners, including those containing high-intensity sweeteners</p> <p>Seasonings and condiments</p> <p>Vinegars</p> <p>Mustards</p> <p>Soups and broths</p> <p>Sauces and like products</p> <p>Salads (e.g. macaroni salad, potato salad) and sandwich spreads, excluding cocoa and nut-based spreads</p>	<p>Limited by GMP</p>
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	<p>Yeast and like products</p> <p>Soy bean-based seasonings and condiments</p> <p>Protein products other than from soybeans</p> <p>Dietetic foods intended for special medical purposes</p> <p>Dietetic formulae for slimming purposes and weight reduction</p> <p>Dietetic foods (e.g., supplementary foods for dietary use)</p> <p>Food supplements</p> <p>Water-based flavoured drinks, including sport, energy, or electrolyte drinks and particulated drinks</p> <p>Beer and malt beverages</p> <p>Cider and perry</p> <p>Wines (other than grape)</p> <p>Mead</p> <p>Distilled spirituous beverages containing more than 15 per cent alcohol</p>	<p>Limited by GMP</p>
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	Aromatised alcoholic beverages (e.g. beer, wine and spirituous cooler-type beverages, low alcoholic refreshers) Ready-to-eat savouries Prepared foods	} Limited by GMP
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SECOND SCHEDULE

[Regulation 10]

FIFTIETH SCHEDULE

[Regulations 163(2) and 363]

LIST OF PERMITTED SWEETENING SUBSTANCE

PERMITTED SWEETENING SUBSTANCE	NUMBER SYSTEM
1. Acesulfame potassium	950
2. Aspartame	951
3. Calcium saccharine	
4. Cyclamic acid (and Na, K, Ca salt)	952
5. Glycyrrhizin	958
6. Hydrogenated glucose syrup	
7. Isomalt (Isomaltitol)	953
8. Lactitol	966
9. Maltitol and Maltitol Syrup	965
10. Mannitol	E421
11. Neohesperidine dihydrochalcone	959
12. Saccharine	954
13. Sodium saccharine	
14. Sorbitol	E420
15. Steviol glycosides	960
16. Sucralose (Trichlorogalactosucrose)	955
17. Thaumatin	957
18. Xylitol	967