



Contaminant Specifications 60b Exemption

60b Exemption

27 March 2017

TITLE

Animal Products Notice: Contaminant Specifications 60b Exemption

COMMENCEMENT

This Animal Products Notice comes into force on 27 March 2017

ISSUING AUTHORITY

This Animal Products Notice is issued pursuant to sections 60B, 159 (3), 167(1)(jb) and 167(1)(o) of the Animal Products Act 1999 for the purpose of exempting specified animal products that are intended for export from the requirements of the Animal Products Notice: Contaminant Specifications 2016, and having had regard to the requirements of the relevant overseas markets.

Dated at Wellington this 28th day of March 2017

[signed]

Sharon Wagener
Manager Food Assurance
Ministry for Primary Industries
(acting under delegated authority of the Director-General)

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Contents	Page
Introduction	3
Part 1: Requirements	4
1.1 Application	4
1.2 Interpretation	4
Part 2: Exemption	5
Schedule	6

Introduction

This introduction is not part of the Animal Products Notice, but is intended to indicate its general effect.

Purpose

The purpose of this notice is to exempt animal material and animal products from requirements in the Animal Products Notice: Contaminant Specifications where importing country requirements differ from New Zealand requirements.

Background

The Director-General is empowered by section 60B of the Animal Products Act 1999 to exempt any 1 or more classes or descriptions of animal material or animal product that is intended for export from New Zealand from the requirements of any food standards issued under the [Food Act 2014](#) or any standards specified by notice under [section 167](#) of this Act. Before granting an exemption, the Act requires the Director-General to be satisfied that it is appropriate to do so having regard to the requirements of the relevant overseas market.

The Manager Food Assurance, acting under delegated authority of the Director-General, issues this Notice granting the requested exemption.

Who should read this Animal Products Notice?

This notice applies to operators that supply animals, fish or birds for slaughter and processing, or wild animals for processing, intended for human consumption for export to specified countries.

Why is this important?

The 60B exemption process assists in the facilitation of trade through the provision of a mechanism for businesses which allows them to meet importing country legislative requirements that vary from New Zealand legislative requirements. This notice exempts animal material and animal products from the Animal Products Notice: Contaminant Specifications for export purposes.

Part 1: Requirements

1.1 Application

- (1) This notice applies to animal material and animal products that are for export from New Zealand to a country specified in this notice.
- (2) This Notice only applies to contaminants that are exogenous.
- (3) Nothing in this notice affects or limits any requirements imposed by or under the Animal Products Act 1999 relating to the production of any animal product that -
 - a) is not for export; or
 - b) is for export to a country other than a country specified in this notice.

1.2 Interpretation

- (1) In this notice, unless the context otherwise requires –
 - contaminant** means the substance and all derivatives of the substance including conversion products, metabolites, reaction products and all associated impurities considered to be of toxicological significance;
 - exogenous** means developing or originating outside an animal or part of an animal;
 - MPL** means maximum permissible level;
- (2) Any word defined by or under the Animal Products Act 1999 or the Food Act 2014, but not defined in this notice, has the same meaning as in the Act or regulations in which it is defined.
- (3) References to clauses and schedules are references to clauses in and schedules to this notice.

Part 2: Exemption

2.1.1 Exemption from specifications for export purposes

- (1) Animal and animal products are exempt from the MPL requirements in the Animal Products Notice: Contaminant Specifications 2016 if;
 - a) The animal material or animal product is for export to a country identified in column 1 of the schedule; and
 - b) The animal material or animal product meets the product description specified in column 2 of the schedule; and
 - c) The contaminant is specified in column 3 of the schedule; and
 - d) The level of contaminant does not exceed the maximum permissible level specified in column 4 of the schedule.

Schedule

Countries, product description and levels to which the exemption applies

Country	Product Description	Exogenous Contaminant	Maximum Permissible Level
China	Cephalopods (eviscerated)	Cadmium ¹	2.0 mg/kg

¹ inorganic or organic cadmium reported as cadmium