

Adoption of recent amendments to joint food standards under the Australia New Zealand Food Standards Code Notice

The Minister for Food Safety issues this notice and adopts the following recent amendments, as specified, to the joint food standards under the Australia New Zealand Food Standards Code, in accordance with sections 397 and 400 of the Food Act 2014.

1. Commencement
This notice comes into force on 21 August 2026.
2. Adoption of Amendments to the Australia New Zealand Food Standards Code
 - (a) This notice adopts Amendments 249, 250 and 251 to the joint food standards in the Australia New Zealand Food Standards Code.
3. Despite clause 2(a), this notice does not adopt those joint food standards that make up the Australia New Zealand Food Standard Code identified as applying only in Australia.

Issued at Wellington this 19th day of August 2026.

(Signed)

Hon Andrew Hoggard
Minister for Food Safety

Certified as in order for signature

(Signed)

Daniel Thomas Hilton
Solicitor
Legal Services
10 August 2026

Explanatory Note

This note is not part of the standards and has been included to explain their general effect.

The notice adopting recent amendments to joint food standards under the Australia New Zealand Food Standards Code, adopts amendments No. 249, 250 and 251 of the Australia New Zealand Food Standards Code into New Zealand domestic law (except any Australia-only variations).

Resulting from P1065, Amendment No. 249 amends standards 1.1.2, 1.2.8, 2.9.1, and 2.10.4, and schedules 3, 4, 15, 17, 18, 20, 22, and 29 to:

- Include compositional fat requirements for Special Medical Purpose Product for infants that were approved in Proposal P1028 but which were inadvertently omitted from the Code amendments.
- Correct omissions, inconsistencies, formatting issues and typographical errors in the Code.
- Update references in the Code.

Resulting from P1056, Amendment No. 250 amends standards 1.1.1, 1.1.2, 1.2.1, 1.5.1, 2.9.4, and 2.10.4 to:

- Prohibit the retail sale of caffeine as a food.
- Prohibit caffeine from all sources as an added ingredient in foods for retail sale unless specifically allowed elsewhere in the Australia New Zealand Food Standards Code.
- Restrict the retail sale of guarana extract with high caffeine concentrations.
- Introduce new labelling requirements for high caffeine coffee beverages.
- Permit caffeine in formulated supplementary sports foods within defined limits, including a maximum one-day quantity of 200mg.
- Introduce new labelling and packaging requirements for formulated supplementary sports foods that contain caffeine.

Resulting from A1304 and A1305, Amendment 251 amends schedule 18 to:

- Permit endo-1,4-beta-xylanase from a genetically modified strain of *Bacillus licheniformis* to be used as a processing aid in the production of distilled alcohol and starch and gluten fractions.
- Permit alpha-amylase from *Bacillus licheniformis* (containing the gene for alpha-amylase from the gene variant ANZ105) to be used as a processing aid in starch processing, to produce starch hydrolysates, and the production of potable alcohol.

This is the latest amendment issued to the Food Standards Code.

The notice comes into effect on the date specified in the notice.

Adopted joint food standard subject to Legislation Act 2019

An adopted joint food standard is a secondary legislation for the purposes of the Legislation Act 2019. It is therefore disallowable and must be presented to the House of Representatives. Any person has the right to make a complaint about the adopted joint food standard to the Regulations Review Committee.

Availability of Food Law

An outline of New Zealand food law, and further advisory information on this amendment can be viewed on the Ministry for Primary Industries (MPI) website <https://www.mpi.govt.nz/legal/legislation-standards-and-reviews/food-safety-legislation/introduction-to-food-safety-legislation> or can be obtained from:

Ministry for Primary Industries
Food Policy
PO Box 2835
Wellington

Copies of all New Zealand food law, including food standards, can be viewed free of charge at MPI, 38-42 Bowen Street, Wellington, New Zealand.

The Food Standards Code can be viewed on the Food Standards Australia New Zealand website: <http://www.foodstandards.govt.nz> or can be viewed free of charge at the Ministry for Primary Industries, 38-42 Bowen Street, Wellington.

Copies of the Code, or Amendments to the Code, can be purchased by subscription from: SAI Global, PO Box 5420, Sydney, NSW 2001, Australia, <http://infostore.saiglobal.com> or phone +61 2 8206 6060