

FOOD REGULATIONS (AMENDMENT) 2009

PU(A) 113/2009

IN exercise of the powers conferred by section 34 of the **Food Act 1983**[*Act 281*], the Minister makes the following regulations:-

12 March 2009-12-17

1. Citation and commencement

- (1) These regulations may be cited as the **Food Regulations (Amendment) 2009**.
- (2) These Regulations come into operation on 1 September 2009.

2. Amendment of regulation 63

The Food Regulations 1985[*P.U. (A) 437/1985*], which are referred to as the "principal Regulations" in these Regulations, are amended in subregulation 63(3) by inserting after the word "and" the words "transglutaminase,".

3. Amendment of regulation 65

The principal Regulations is amended by substituting for paragraph 65(2)(b) the following paragraph:-

"(b) permitted food conditioner including:-

- (i) ammonium chloride, not exceeding 2,500 mg/kg of wheat flour or meal used;
- (ii) calcium and sodium salt of fatty acid lactylates and fumarates; and
- (iii) transglutaminase."

4. Amendment of regulation 106

Regulation 106 of the principal Regulations is amended:-

- (a) in paragraph 106(3)(a), by deleting the word "and" at the end of that paragraph;
- (b) in paragraph 106(3)(b), by substituting for the full stop at the end of that paragraph the words "; and"; and
- (c) by inserting after paragraph 106(3)(b) the following paragraph:-
"(c) may contain transglutaminase as a permitted food conditioner."

5. Amendment of regulation 146

The principal Regulations is amended in subregulation 146(2) by substituting for the words "and sodium isoascorbate" the words ", sodium isoascorbate and transglutaminase".

6. Amendment of regulation 147

Regulation 147 of the principal Regulations is amended:-

(a) in subparagraph 147(7)(e) (iii), by substituting for the full stop at the end of that paragraph a semicolon; and

(b) by inserting after subparagraph 147(7)(e) (iii) the following subparagraph:

"(iv) transglutaminase."

7. Amendment of regulation 394

Regulation 394 of the principal Regulations is amended:-

(a) in the shoulder note, by deleting the word ", ice";

(b) in subregulation (3), by substituting the words "Ice and steam" the word "Steam"; and

(c) in subregulations (4) and (5), by deleting the words ", ice" whenever appearing.

8. New regulation 394A

The principal Regulations are amended by inserting after regulation 394 the following regulation:-

"Standard for wholesome ice

394A. (1) Ice shall be the product derived from water that complies with the standard specified in regulation 394.

(2) No person shall use, cause or allow to be used, any ice in the preparation or manufacture of any food for sale, unless that ice complies with the condition specified in this regulation.

(3) No person shall cause or permit any ice to come into contact with food for sale, in the course of its preparation, storage, delivery or exposure for sale, unless that ice complies with the condition specified in this regulation.

(4) No person shall prepare ice from any source for the purpose of trade or business unless a licence as set out in the Twenty-Ninth Schedule has been granted by the Director.

(5) An application for a licence under subregulation (4) shall be made to the Director in such form and manner and be accompanied with such information and particulars, as the Director may specify, together with a processing fee of thirty ringgit which is not refundable.

(6) In approving any application under subregulation (4), the Director may impose any condition as he thinks fit relating to the source, extraction and collection, preparation, processing, packaging, handling and transportation of ice and the subsequent monitoring thereof.

(7) The fee for a licence issued under subregulation (4) shall be fifty ringgit and shall be renewed annually.

(8) The Director may at any time and without assigning any reason suspend or revoke any licence issued or may amend the conditions to which such license is subject."

9. Amendment of Eleventh Schedule

The Eleventh Schedule to the principal Regulations is amended in Table II:-

(a) in column (2) for the item "Bread", by inserting after particular "acid lactylates and fumarates" particular "transglutaminase";

(b) by inserting after the item "Bread" and particulars relating thereto, the following item and particulars:-

(1) <i>Food</i>	(2) <i>Food Conditioner</i>
"Cheese, processed cheese	transglutaminase"

(c) by inserting after the item "colouring preparation (liquid form)" and particulars relating thereto, the following item and particulars:-

(1) <i>Food</i>	(2) <i>Food Conditioner</i>
"cultured milk or fermented milk	transglutaminase"

(d) by inserting after the item "Fruit juice drink" and particulars relating thereto, the following item and particulars:-

(1) <i>Food</i>	(2) <i>Food Conditioner</i>
"Ice cream	transglutaminase"

(e) in column (2) for the item "Meat paste and manufactured meat", by inserting after particular "sodium isoascorbate" particular "transglutaminase";

(f) in column (2) for the item "Pasta" by inserting after particular "sodium silicate" particulars "sulphur dioxide, sulphites transglutaminase"; and

(g) by inserting after the item "Pasta" and particulars relating thereto, the following item and particulars:-

(1) <i>Food</i>	(2) <i>Food Conditioner</i>
"Prepared fish, fish ball or fish cake	transglutaminase"

10. New Twenty-Ninth Schedule

The principal Regulations are amended by inserting after the Twenty-Eighth Schedule the following Schedule:-

"TWENTY-NINTH SCHEDULE

[Regulation 394A]

FOOD ACT 1983

FOOD REGULATIONS 1985

Licence No.

LICENCE TO PREPARE ICE FOR THE PURPOSE OF TRADE OR BUSINESS

Licence is granted to
whose business address is..... to
prepare ice for the purpose of trade or business.

This licence is subject to conditions which may be imposed pursuant to regulation 394A.

Date:

.....

Director of Health Services,

Ministry of Health, Malaysia".