

# FOOD (AMENDMENT) REGULATIONS 2010

PU(A) 229/2010

8 July 2010

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

## 1. Citation

These regulations may be cited as the **Food (Amendment) Regulations 2010**.

## 2. Amendment of regulation 2

The **Food Regulations 1985**[P.U. (A) 437/1985], which are referred to as the "principal Regulations" in these Regulations, are amended in regulation 2 by inserting after the definition "extra wrapper" the following definitions:

' "genetically modified organisms" means an organism in which the genetic material has been changed through modern biotechnology in a way that it does not occur naturally by multiplication or natural recombination or both;'; and

"modern biotechnology" has the same meaning assigned to it under the **Biosafety Act 2007**[Act 678].'

## 3. New Part IIA

The principal Regulations, are amended by inserting after Part II the following Part:

### "Part IIA

#### **APPROVAL FOR SALE OF FOOD OBTAINED THROUGH MODERN BIOTECHNOLOGY**

3A. No person shall import, prepare or advertise for sale or sell any food and food ingredients obtained through modern biotechnology without the prior written approval of the Director."

## 4. Amendment of regulation 11

Regulation 11 of the principal Regulations are amended:-

(a) by inserting after subregulation (3) the following subregulation:

"(3A) For the purpose of subregulation (3), the origin of food and food ingredients obtained through modern biotechnology shall be stated as follows:

"gene derived from (common name of such animal)";

(b) by inserting after subregulation (5) the following subregulations:

"(6) For the purpose of paragraph (ea) of subregulations (1) and (5), the origin of food and food ingredients obtained through modern biotechnology shall be stated as follows:

"gene derived from (origin)".

(7) Food and food ingredients obtained through modern biotechnology shall be labelled as follows:

(a) in the case of food and food ingredients are composed of or contains genetically modified organisms, the words "genetically modified (name of the ingredient)" shall appear on the label;

(b) in the case of food and food ingredients are produced from, but does not contain genetically modified organisms, the words "produced from genetically modified (name of the ingredient)" shall appear on the label;

(c) for the purpose of paragraphs (a) and (b), in the case of single-ingredient foods, the information shall appear on the principal display panel in close proximity with the name of the food and shall be in not less than 10 point lettering;

(d) for the purpose of paragraphs (a) and (b), in the case multi-ingredient foods, the information shall appear in the list of ingredients immediately following the ingredients; and

(e) for the purpose of paragraph (d), the statement "contains genetically modified ingredient" shall be stated on the principal display panel in close proximity with the name of the food and shall be in not less than 10 point lettering."

## **5. Amendment of regulation 17**

Regulation 17 of the principal Regulations is amended by inserting after subregulation (3) the following subregulation:

(3A) Notwithstanding subregulation 17(3), where food and food ingredients obtained through modern biotechnology are displayed for retail sale other than in a package, any information required in subregulations 11(3a), (6) and (7) shall be displayed on or in connection with the display of the food.