
GOVERNMENT NOTICE

DEPARTMENT OF HEALTH

No. 455

26 May 2010

FOODSTUFFS, COSMETICS AND DISINFECTANTS ACT, 1972 (ACT NO. 54 OF 1972)

REGULATIONS RELATING TO ALL BOTTLED WATERS: AMENDMENT

The Minister of Health has, in terms of section 15 (1) of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No.54 of 1972), made the regulations in the Schedule.

SCHEDULE

1. In these regulations, “**the Regulations**” means the regulations published under Government Notice No. R 718 of 28 July 2006.

Amendment of the Title of the Regulations

2. The following title is hereby substituted for the title of the regulations:

“REGULATIONS RELATING TO ALL PACKAGED WATER”

Amendment of Regulation 1 of the Regulations

3. “Regulation 1 of the Regulation is hereby amended by –

(a) the substitution for the definition of “bottled water” of the following definition:

“packaged water” means water that is packed in hermetically sealed containers of various forms, capacities and approved safe and suitable materials and which is intended as a foodstuff for human consumption which –

- i) is a colourless, odourless and tasteless liquid that may contain carbon dioxide, naturally occurring or intentionally added; and
- ii) shall not contain added sugars, sweeteners, additives, infused aromas, ingredients, flavourings, alcohol, any other foodstuffs or nutrients - excluding in the case of prepared water only, added minerals”.

General Amendment to the Regulations

4. The Regulations are hereby amended by the substitution for the expression **“bottled water”** of the expression “packaged water” wherever it appears in the said regulations.

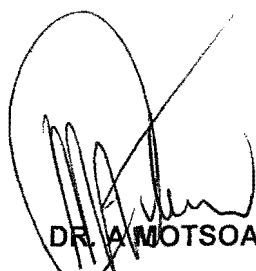
Amendment of the Annexure to the Regulations

5. The table of elements in the annexure of the regulations, as indicated underneath, is amended by:
 - (a) the substitution in column II of the current level of 0.5 mg/l for copper for the maximum level 1.0 mg/l.
 - (b) the substitution in column III of the current range of 0.5 – 1.0 mg/l for copper for the acceptable range 1 – 1.5 mg/l.
 - (c) the substitution in column II of the current expression “see item (f)” for fluoride for the expression “see item (g)”.
 - (d) the substitution in column II of the current level of 0.5 mg/l for manganese for the maximum level 0.4 mg/l.
 - (e) the substitution in column III of the current range of 0.05 – 0.1 mg/l for manganese for the acceptable range 0.4 – 1.0 mg/l.
 - (f) the addition of a footnote for nitrate:* 11.3 mg/l, calculated as Nitrogen (N).
 - (g) the insertion of the substance nitrite with the maximum level of 0.1 mg/l (calculated as nitrite).
 - (h) the addition of a footnote for nitrite:^ 0.03 mg/l, calculated as Nitrogen (N).
 - (i) the substitution of paragraph (g) of the Annexure of the following paragraph;

“Notwithstanding the provisions under (f), packaged water containing more than 1 mg/l fluoride, shall have the expression “contains fluoride” affixed in close proximity to the name of the water or in a prominent place on the label. If it contains more

than 1.5 mg/l fluoride, the expression "*this product is not suitable for infants and children under the age of seven years*", shall be affixed in close proximity to the name of the water or in a prominent place on the label".

(j) the deletion of paragraph (h) of the Annexure.



DR. A. MOTSOALEDI, MP
MINISTER OF HEALTH

DATE: 9/5/2010