

Proposal to Amend Schedule 20 of the Australia New Zealand Food Standards Code

In the previous notice on page 22 of APVMA Gazette No. 24, the APVMA gazetted amendments which it has approved to vary maximum residue limits (MRLs) for substances contained in agricultural and veterinary chemical products as set out as in the APVMA's *MRL Standard*.

Under section 82 of the *Food Standards Australia New Zealand Act 1991*, the APVMA is proposing to incorporate those variations (*Agricultural and Veterinary Chemicals Code Instrument No. 4 (MRL Standard) Amendment Instrument 2018 (No. 11)*) to MRLs into Schedule 20—Maximum residue limits in the Australia New Zealand Food Standards Code.

MRLs contained in Schedule 20 provide the limits for residues of agricultural and veterinary chemicals that may legitimately occur in foods. By this means, Schedule 20 permits the sale of treated foods and protects public health and safety by minimising residues in foods consistent with the effective control of pests and diseases.

The APVMA and Food Standards Australia New Zealand (FSANZ) are satisfied, based on dietary exposure assessments and current health standards, that the proposed limits are not harmful to public health.

The agreement between the Australian Government and the New Zealand Government concerning a Joint Food Standards System, excludes MRLs for agricultural and veterinary chemicals in food from the system setting joint food standards. Australia and New Zealand independently and separately develop MRLs for agricultural and veterinary chemicals in food.

FSANZ will make a Sanitary and Phytosanitary (SPS) notification to the World Trade Organization (WTO).

The APVMA invites comment on these proposals. Details on how to make a submission appear near the end of this notice, below the details of the proposed amendment.

The APVMA will consider any public comments made in response to this proposal. If the APVMA decides to proceed with the proposal, it will further notify any variations it makes to Schedule 20 in the APVMA Gazette. The variations will take effect as from the date of that subsequent notice.

PROPOSED VARIATION TO SCHEDULE 20 OF THE AUSTRALIA NEW ZEALAND FOOD STANDARDS CODE

4 December 2018

Note: Subsection 82(2) of the *Food Standards Australia New Zealand Act 1991* provides that variations to standards are legislative instruments, but are not subject to disallowance or sunset.

To commence: on gazettal of variation

[1] The table to section S20–3 in Schedule 20 is varied by

[1.1] omitting from each of the following chemicals, the foods and associated MRLs

Agvet chemical: Azoxystrobin

Permitted residue: Azoxystrobin

| | |
|-------------------------------|-------|
| Adzuki bean (dry) | T0.7 |
| Broad bean (dry) (fava bean) | T0.05 |
| Chick-pea (dry) | T0.5 |
| Common bean (dry) (navy bean) | T0.7 |
| Field Pea (dry) | T0.05 |
| Lentil (dry) | T0.5 |
| Lupin (dry) | T0.05 |
| Mung bean (dry) | T0.7 |

Agvet chemical: Bixafen

Permitted residue—commodities of plant origin: Bixafen

Permitted residue—commodities of animal origin: Sum of bixafen and N-(3',4'-dichloro-5-fluorobiphenyl-2-yl)-3-(difluoromethyl)-1H-pyrazole-4-carboxamide (bixafen-desmethyl), expressed as bixafen

| | |
|--------|-------|
| Pulses | *0.01 |
|--------|-------|

Agvet chemical: Fluensulfone

Permitted residue: Sum of fluensulfone, 3,4,4-trifluorobut-3-ene-1-sulfonic acid (M-3627) and 5-chloro-thiazole-2-sulfonic acid (M-3625)

| | |
|--------------|----|
| Sweet Potato | T1 |
|--------------|----|

Agvet chemical: Imidacloprid

Permitted residue: Sum of imidacloprid and metabolites containing the 6-chloropyridinylmethylene moiety, expressed as imidacloprid

| | |
|--|------|
| Assorted tropical and sub-tropical fruits – inedible peel [except banana] | T1 |
| Bergamot | T5 |
| Burnet, salad | T5 |
| Coriander, seed | T5 |
| Dill, seed | T5 |
| Fennel, bulb | T0.1 |
| Fennel, seed | T5 |
| Ginger, Japanese | T5 |

Agvet chemical: Phosphorous acid*Permitted residue: Phosphorous acid*

| | |
|---------------------------|------|
| Root and tuber vegetables | T100 |
|---------------------------|------|

[1.2] inserting for each of the following chemicals the foods and associated MRLs in alphabetical order

Agvet chemical: Amisulbrom*Permitted residue: Amisulbrom*

| | |
|---|------|
| All other foods except animal commodities | 0.02 |
| Potato | T0.3 |

Agvet chemical: Azoxystrobin*Permitted residue: Azoxystrobin*

| | |
|--------|-----|
| Pulses | 0.3 |
|--------|-----|

Agvet chemical: Bixafen*Permitted residue—commodities of plant origin: Bixafen**Permitted residue—commodities of animal origin: Sum of bixafen and N-(3',4'-dichloro-5-fluorobiphenyl-2-yl)-3-(difluoromethyl)-1H-pyrazole-4-carboxamide (bixafen-desmethyl), expressed as bixafen*

| | |
|-----------------------------|-------|
| Pulses [except lupin (dry)] | *0.01 |
| Lupin (dry) | T0.1 |

Agvet chemical: Cyprodinil*Permitted residue: Cyprodinil*

| | |
|---------------|----|
| Bayberries | T3 |
| Bayberry, red | T3 |

Agvet chemical: Diafenthiuron*Permitted residue: Sum of diafenthiuron; N-[2,6-bis(1-methylethyl)-4-phenoxyphenyl]-N'-(1,1-dimethylethyl)urea; and N-[2,6-bis(1-methylethyl)-4-phenoxyphenyl]-N'-(1,1-dimethylethyl)carbodiimide, expressed as diafenthiuron*

| | |
|---|-------|
| All other foods except animal commodities | 0.01 |
| Rape seed (canola) | *0.01 |

Agvet chemical: Dinotefuran*Permitted residue—commodities of plant origin:
Dinotefuran**Permitted residue—commodities of animal origin:
Sum of Dinotefuran and 1-methyl-3-(tetrahydro-3-furylmethyl) urea (UF) expressed as dinotefuran*

| | |
|---|------|
| All other foods except animal commodities | 0.02 |
| Mung bean (dry) | 0.3 |

Agvet chemical: Ethephon*Permitted residue: Ethephon*

| | |
|---|-----|
| All other foods except animal commodities | 0.1 |
| Blueberries | T10 |

Agvet chemical: Fludioxinil*Permitted residue—commodities of animal origin:
sum of fludioxinil and oxidizable metabolites,
expressed as fludioxinil**Permitted residue—commodities of plant origin:
fludioxinil*

| | |
|---------------|----|
| Bayberries | T2 |
| Bayberry, red | T2 |

Agvet chemical: Indoxacarb*Permitted residue: Sum of Indoxacarb and it's R-isomer*

| | |
|---------------|----|
| Bayberry, Red | T1 |
|---------------|----|

Agvet chemical: Phosphine*Permitted residue: All phosphides, expressed as
hydrogen phosphide (phosphine)*

| | |
|--------|--------|
| Garlic | T*0.01 |
|--------|--------|

Agvet chemical: Phosphorous acid*Permitted residue: Phosphorous acid*

| | |
|---|------|
| Root and tuber vegetables (except potato) | T100 |
| Potato | T700 |

Agvet chemical: Praziquantel*Permitted residue: Praziquantel*

| | |
|------|--------|
| Tuna | T*0.01 |
|------|--------|

Agvet chemical: Spinetoram*Permitted residue: Sum of Ethyl-spinosyn-J and Ethyl-spinosyn-L*

| | |
|---------------|------|
| Bayberry, red | T0.5 |
| Fig | T0.1 |

Agvet chemical: Tebuconazole*Permitted residue: Tebuconazole*

| | |
|------------------------------|------|
| Sweet corn (corn-on-the-cob) | T0.7 |
|------------------------------|------|

[1.3] omitting for each of the following chemicals, the maximum residue limit for the food and substituting

Agvet chemical: Azoxystrobin*Permitted residue: Azoxystrobin*

| | |
|--------------------|------|
| Rape seed (canola) | 0.01 |
|--------------------|------|

Agvet chemical: Bifenthrin*Permitted residue: Bifenthrin*

| | |
|----------|----|
| Cherries | T3 |
|----------|----|

Agvet chemical: Clothianidin*Permitted residue: Clothianidin*

| | |
|---------------|-------|
| Almonds | T0.05 |
| Citrus fruits | 0.5 |

Agvet chemical: Fluopyram*Permitted residue—commodities of plant origin: Fluopyram**Permitted residue—commodities of animal origin: Sum of fluopyram and 2-(trifluoromethyl)-benzamide, expressed as fluopyram*

| | |
|--------------------------|-----|
| Edible offal (mammalian) | 0.3 |
| Pome fruits | 1 |

Agvet chemical: Imidacloprid*Permitted residue: Sum of imidacloprid and metabolites containing the 6-chloropyridinylmethylene moiety, expressed as imidacloprid*

| | |
|--------|-------|
| Carrot | T0.05 |
|--------|-------|

Agvet chemical: Sulfoxaflor*Permitted residue: Sulfoxaflor*

| | |
|---------------|------|
| Chirimoya | T0.5 |
| Custard apple | T0.5 |
| Ilama | T0.5 |

| | |
|-------------|------|
| Soursop | T0.5 |
| Sugar apple | T0.5 |

Agvet chemical: Tebuconazole*Permitted residue: Tebuconazole*

| | |
|---------------------------------|---|
| Pulses [except soya bean (dry)] | 1 |
|---------------------------------|---|

INVITATION FOR SUBMISSIONS

Written submissions are invited from interested individuals and organisations to assist the APVMA in considering the proposal to vary Schedule 20—Maximum residue limits in the Australia New Zealand Food Standards Code. Submissions should be strictly confined to relevant matters that the APVMA must consider (such as public health and safety) which are associated with the occurrence of the proposed residues in foods. Comments received outside these grounds will not be considered by the APVMA. Claims made in submissions should be supported wherever possible by referencing or including relevant studies, research findings, trials, surveys etc. Technical information should be in sufficient detail to allow independent scientific assessment.

Please note that FSANZ will make a SPS notification to the WTO and submissions related to impacts on international trade should be made to FSANZ in response to that notification.

Submissions must be made in writing and should be clearly marked as a 'submission on the proposed amendment to Schedule 20' and quote the correct amendment number.

DEADLINE FOR PUBLIC SUBMISSIONS: 6 pm (ADST) 9 January 2019

SUBMISSIONS RECEIVED AFTER THIS DEADLINE WILL ONLY BE CONSIDERED BY PRIOR ARRANGEMENT

Submissions received after this date will only be considered if agreement for an extension has been given prior to this closing date. Agreement to an extension of time will only be given if extraordinary circumstances warrant an extension to the submission period.

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