

Proposal to amend Schedule 20 in the Australian New Zealand Food Standards Code

In the previous notice on page 19 of APVMA Gazette No. 21, 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 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 (MRL Standard) Amendment Instrument 2021 (No. 8)) 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.

A Sanitary and Phytosanitary (SPS) notification to the World Trade Organization (WTO) will be made.

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 in the Australia New Zealand Food Standards Code

19 October 2021

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 sunseting.

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: Dicamba

Permitted residue: Dicamba

Cotton seed	3
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Agvet chemical: Prothioconazole

Permitted residue—commodities of plant origin: Sum of prothioconazole and prothioconazole desthio (2-(1-chlorocyclopropyl)-1-(2-chlorophenyl)-3-(1H-1,2,4-triazol-1-yl)-propan-2-ol), expressed as prothioconazole

Permitted residue—commodities of animal origin: Sum of prothioconazole, prothioconazole desthio (2-(1-chlorocyclopropyl)-1-(2-chlorophenyl)-3-(1H-1,2,4-triazol-1-yl)-propan-2-ol), prothioconazole-3-hydroxydesthio (2-(1-chlorocyclopropyl)-1-(2-chloro-3-hydroxyphenyl)-3-(1H-1,2,4-triazol-1-yl)-propan-2-ol) and prothioconazole-4-hydroxydesthio (2-(1-chlorocyclopropyl)-1-(2-chloro-4-hydroxyphenyl)-3-(1H-1,2,4-triazol-1-yl)-propan-2-ol), expressed as prothioconazole

Pulses	*0.02
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[1.2] inserting for each of the following chemicals the foods and associated MRLs in alphabetical order

Agvet chemical: Bifenazate

Permitted residue: Sum of bifenazate and bifenazate diazene (diazene-carboxylic acid, 2-(4-methoxy-[1,1'-biphenyl-3-yl] 1-methylethyl ester), expressed as bifenazate

Cos lettuce	T20
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Agvet chemical: Bixlozone*Permitted residue: Bixlozone*

All other foods except animal food commodities	0.01
Broad bean (dry)	*0.01
Field pea (dry)	*0.01

Agvet chemical: Chlorantraniliprole*Permitted residue —plant commodities and animal commodities other than milk: Chlorantraniliprole**Permitted residue—milk: Sum of chlorantraniliprole, 3-bromo-N-[4-chloro-2-(hydroxymethyl)-6-[(methylamino)carbonyl]phenyl]-1-(3-chloro-2-pyridinyl)-1H-pyrazole-5-carboxamide, and 3-bromo-N-[4-chloro-2-(hydroxymethyl)-6-[[[(hydroxymethyl)amino]carbonyl]phenyl]-1-(3-chloro-2-pyridinyl)-1H-pyrazole-5-carboxamide, expressed as chlorantraniliprole*

Sorghum grain and millet	T1
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Agvet chemical: Dicamba*Permitted residue: Sum of dicamba, 3,6-dichloro-5-hydroxy-2-methoxybenzoic acid and 3,6-dichloro-2-hydroxybenzoic acid, expressed as dicamba*

Cotton seed	3
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Agvet chemical: Moxidectin*Permitted residue: Moxidectin*

Goat meat (in the fat)	T0.5
Goat, edible offal of	T0.05

Agvet chemical: Pendimethalin*Permitted residue: Pendimethalin*

Oats	T*0.05
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Agvet chemical: Prothioconazole

Permitted residue—commodities of plant origin: Sum of prothioconazole and prothioconazole desthio (2-(1-chlorocyclopropyl)-1-(2-chlorophenyl)-3-(1H-1,2,4-triazol-1-yl)-propan-2-ol), expressed as prothioconazole

Permitted residue—commodities of animal origin: Sum of prothioconazole, prothioconazole desthio (2-(1-chlorocyclopropyl)-1-(2-chlorophenyl)-3-(1H-1,2,4-triazol-1-yl)-propan-2-ol), prothioconazole-3-hydroxydesthio (2-(1-chlorocyclopropyl)-1-(2-chloro-3-hydroxyphenyl)-3-(1H-1,2,4-triazol-1-yl)-propan-2-ol) and prothioconazole-4-hydroxydesthio (2-(1-chlorocyclopropyl)-1-(2-chloro-4-hydroxyphenyl)-3-(1H-1,2,4-triazol-1-yl)-propan-2-ol), expressed as prothioconazole

Chick-pea (dry)	T0.5
Lupin (dry)	T0.1
Pulses [except chick-pea (dry); lupin (dry)]	*0.02

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

Agvet chemical: Abamectin

Permitted residue: Avermectin B1a

Blueberries	T0.1
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Agvet chemical: Cyantraniliprole

Permitted residue: Cyantraniliprole

Edible offal (mammalian)	0.05
Milk fats	0.07

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 and surveys. Technical information should be in sufficient detail to allow independent scientific assessment.

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

Submissions must be received by 16 November 2021 (28 days from date Gazette published). Submissions received after this deadline will only be considered by prior arrangement or 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.

Please note: submissions will be published on the APVMA's website, unless you have asked for the submission to remain confidential, or if the APVMA chooses at its discretion not to publish any submissions received (refer to the [public consultation coversheet](#)).

Please lodge your submission using the [public consultation coversheet](#), which provides options for how your submission will be published.

Note that all APVMA documents are subject to the access provisions of the *Freedom of Information Act 1982* and may be required to be released under that Act should a request for access be made.

For further information please contact:

MRL Contact Officer
Australian Pesticides and Veterinary Medicines Authority
GPO Box 3262
Sydney NSW 2001

Phone: +61 2 6770 2300

Email: enquiries@apvma.gov.au

Privacy

For information on how the APVMA manages personal information when you make a submission, see our [Privacy Policy](#).

Variations to Schedule 20 of the Australian New Zealand Food Standards Code

The APVMA has previously gazetted particular amendments which it had made to the APVMA MRL Standard and which have been proposed as variations to maximum residue limits (MRLs) for substances contained in agricultural and veterinary chemical products as set out as in Schedule 20 – Maximum residue limits of the Australia New Zealand Food Standards Code. This notice pertains to proposals (No. 6) gazetted on 13 July 2021 (No. APVMA 14).

Submissions have been sought on these proposals and the APVMA has written separately to each person or organisation that made a submission. All matters raised in the submissions have been resolved.

Under subsection 82(1) of the *Food Standards Australia New Zealand Act 1991*, the APVMA has, by legislative instrument, incorporated these variations to MRLs into Schedule 20. A copy of the Amendment Instrument (No. APVMA 6, 2021) accompanies this notice. For a complete and up-to-date version of Schedule 20, including these amendments together with their Explanatory Statement, please refer to the [Federal Register of Legislation](#).

Based on dietary exposure assessments and current health standards, the APVMA and Food Standards Australia New Zealand (FSANZ) are satisfied that these MRLs are not harmful to public health. 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 by minimising residues in foods consistent with the effective control of pests and diseases.

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.

A Sanitary and Phytosanitary notification to the World Trade Organization (WTO) was also made in relation to the variations to MRLs in Schedule 20 and comment was received in response to that notice which has been addressed.

A copy of these variations have been given to FSANZ.

The variations take effect as from the date of this notice.

This notice is published in accordance with subsection 82(7) of the *Food Standards Australia New Zealand Act 1991*.

For further information please contact:

MRL Contact Officer
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GPO Box 3262
Sydney NSW 2001

Phone: +61 2 6770 2300

Email: enquiries@apvma.gov.au

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Australian Government

**Australian Pesticides and
Veterinary Medicines Authority**

***Australia New Zealand
Food Standards Code —
Schedule 20 — Maximum residue limits Variation
Instrument No. APVMA 6, 2021***

I, Sheila Logan, delegate of the Australian Pesticides and Veterinary Medicines Authority, acting in accordance with my powers under subsection 11(1) of the *Agricultural and Veterinary Chemicals (Administration) Act 1992*, make this instrument for the purposes of subsection 82(1) of the *Food Standards Australia New Zealand Act 1991*.

Sheila Logan

Delegate of the Chief Executive Officer of the Australian Pesticides and Veterinary Medicines Authority

Dated this Thirteenth day of October 2021

Part 1 Preliminary

1 Name of instrument

This instrument is the *Australia New Zealand Food Standards Code — Schedule 20 – Maximum residue limits Variation Instrument No. APVMA 6, 2021 (Amendment Instrument)*.

2 Commencement

In accordance with subsection 82(8) of the *Food Standards Australia New Zealand Act 1991*, this instrument commences on the day it is published in the *Gazette*.

Note: A copy of the variations made by the Amendment Instrument was published in the Commonwealth of Australia Agricultural and Veterinary Chemicals Gazette.

3 Object

The object of this instrument is for the APVMA to make variations to Schedule 20 – Maximum residue limits in the *Australia New Zealand Food Standards Code* to include or change maximum residue limits pertaining to agricultural and veterinary chemical products.

4 Interpretation

In this instrument: —

APVMA means the Australian Pesticides and Veterinary Medicines Authority established by section 6 of the *Agricultural and Veterinary Chemicals (Administration) Act 1992*; and

Principal Instrument means Schedule 20–Maximum residue limits in the Australia New Zealand Food Standard Code as defined in Section 4 of the *Food Standards Australia New Zealand Act 1991* being the Code published in *Gazette* No. P 27 on 27 August 1987 together with any amendments of the standards in that Code. Schedule 20 was published in the *Food Standards Gazette* FSC 96 on Thursday 10 April 2015 and was registered as a legislative instrument on 1 April 2015 (F2015L00468).

Part 2 Variations to Schedule 20– Maximum Residue Limits

5 Variations to Schedule 20

The Schedule to this instrument sets out the variations made to the Principal Instrument by this instrument.

Schedule

Variations to Schedule 20 – Maximum residue limits

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

[1.1] inserting in alphabetical order

Agvet chemical: Fluazaindolizine

Permitted residue: Fluazaindolizine

All other foods except animal food commodities	0.1
Edible offal (mammalian)	*0.01
Eggs	*0.01
Fruiting vegetables, cucurbits	0.2
Fruiting vegetables, other than cucurbits	0.2
Galangal, rhizomes	0.3
Meat (mammalian)	*0.01
Milks	*0.01
Poultry, edible offal of	*0.01
Poultry meat	*0.01
Root and tuber vegetables	0.3

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

Agvet chemical: Benzyladenine

Permitted residue: Benzyladenine

Pistachio nut	T*0.05
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Agvet chemical: Metamitron

Permitted residue: Metamitron

Apple	0.01
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Agvet chemical: Pydiflumetofen

Permitted residue: Pydiflumetofen

Meat (mammalian)	*0.01
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[1.3] inserting for each of the following chemicals the foods and associated MRLs in alphabetical order

Agvet chemical: Benzyladenine

Permitted residue: Benzyladenine

All other foods except animal food commodities	0.01
Walnut	T*0.005

Agvet chemical: Metamitron

Permitted residue: Metamitron

Pome fruits	0.01
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Agvet chemical: Pydiflumetofen

Permitted residue: Pydiflumetofen

Meat (mammalian) (in the fat)	0.02
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Agvet chemical: Pyroxasulfone

Permitted residue—commodities of plant origin: Sum of pyroxasulfone and (5-difluoromethoxy-1-methyl-3-trifluoromethyl-1H-pyrazol-4-yl)methanesulfonic acid, expressed as pyroxasulfone

Permitted residue—commodities of animal origin: 5-Difluoromethoxy-1-methyl-3-trifluoromethyl-1H-pyrazole-4-carboxylic acid, expressed as pyroxasulfone

All other foods except animal food commodities	0.01
Safflower seed	T*0.01

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

Agvet chemical: Pydiflumetofen

Permitted residue: Pydiflumetofen

Edible offal (mammalian)	0.02
Pulses	0.4
