

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

In the previous notice on page 21 of APVMA Gazette No. 9, 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 (*MRL Standard*) Amendment Instrument (No. 4) 2021) 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

(4 May 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

Flonicamid

Permitted residue: Flonicamid [N -(cyanomethyl)-4-(trifluoromethyl)-3-pyridinecarboxamide] and its metabolites TFNA [4-trifluoromethylnicotinic acid], TFNA-AM [4-trifluoromethylnicotinamide] TFNG [N -(4-trifluoromethylnicotinoyl)glycine]

Tomato	T0.5
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[1.2] inserting for each of the following chemicals the foods and associated MRLs in alphabetical order

Cyantraniliprole

Permitted residue: Cyantraniliprole

Celery	T7
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Flonicamid

Permitted residue: Flonicamid [N -(cyanomethyl)-4-(trifluoromethyl)-3-pyridinecarboxamide] and its metabolites TFNA [4-trifluoromethylnicotinic acid], TFNA-AM [4-trifluoromethylnicotinamide] TFNG [N -(4-trifluoromethylnicotinoyl)glycine]

Fruiting vegetables, other than cucurbits	T0.5
Rape seed (canola)	0.5

Fluxapyroxad

Permitted residue: Fluxapyroxad

Oats	T0.2
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Mefentrifluconazole

Permitted residue: Mefentrifluconazole

Barley	T0.2
Oats	T0.2
Rape seed (canola)	T0.05
Wheat	T0.03

Mesotrione

Permitted residue: Mesotrione

All other foods except animal commodities	0.01
Linseed	T*0.01

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

Azoxystrobin

Permitted residue: Azoxystrobin

Beetroot	T*0.005
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Carbendazim

Permitted residue: Sum of carbendazim and 2-aminobenzimidazole, expressed as carbendazim

Mushrooms	T1
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Imazapyr

Permitted residue: Imazapyr

Broad bean (dry)	0.07
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Mefentrifluconazole

Permitted residue: Mefentrifluconazole

Edible offal (mammalian)	T0.3
Meat (mammalian) (in the fat)	T0.2

Spiroxamine

*Permitted residue: Commodities of plant origin:
Spiroxamine*

*Permitted residue: Commodities of animal origin:
Spiroxamine carboxylic acid, expressed as
spiroxamine*

Barley	0.03
Podded pea (young pods) (snow and sugar snap)	T0.6

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 (AEST) 1 JUNE 2021

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.

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:

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