
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF HEALTH

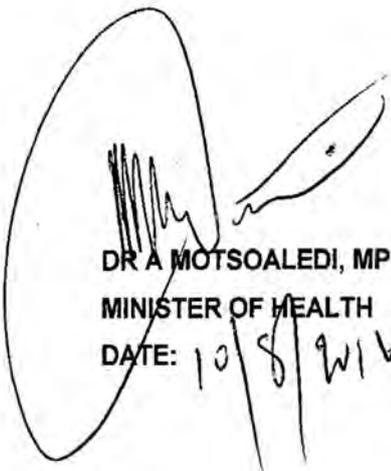
NO. 989

06 SEPTEMBER 2016

**FOODSTUFFS, COSMETICS AND DISINFECTANTS ACT, 1972
(ACT 54 OF 1972)****REGULATIONS RELATING TO THE REDUCTION OF SODIUM IN CERTAIN FOODSTUFFS
AND RELATED MATTERS: AMENDMENT**

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

Interested persons are invited to submit any substantiated comments or representations on the proposed regulations to the Director-General of the Department of Health, Private Bag X828, Pretoria, 0001 (for the attention of the Chief Director: Non Communicable Diseases), within 3 months of date of publication of this notice.



DR A MOTSOALEDI, MP
MINISTER OF HEALTH
DATE: 10/8/2016

SCHEDULE

GENERAL EXPLANATORY NOTE:

- [] Words in bold type in square brackets indicate omissions from existing regulations
Words underlined with a solid line indicate insertions in existing regulations.

Definitions

1. In these Regulations "the Regulations" means the Regulations published by Government Notice No. R. 214 of 20 March 2013.

Amendment of regulation 1

2. Regulation 1 of the Regulations is hereby amended by—

- (a) the substitution of the definition of '**processed meats**' for the following definition:

"**processed meats**' for the purpose of these Regulations means processed meat products in classes 6, **[7]**, 9, 10, 11 **[,12]** and 13 **[14]** of the South African National Standard SANS 885:2011, edition 3 or any future revision thereof, that has undergone any action that substantially altered its original state (including, but not limited to, heating, smoking, curing, **[fermenting,]** maturing, drying, marinating, **[drying,]** extraction or extrusion or any combination of these processes), but excludes-

- (a) raw processed meat sausages or similar products;
(b) 'Protected Designation of Origin' products;
(c) 'Protected Geographical indication' products, e.g., Mortadella;
(d) "Traditionally speciality guaranteed" products; and
(e) speciality products produced using traditional methods such as immersion and dry cured processes."

(b) the substitution of the definition of 'ready-to-eat savoury snacks' for the following definition:

"**ready-to-eat savoury snacks** means all savoury flavoured extruded / expanded or puffed snacks made from potato, corn, rice or other cereals, **[savoury, flavoured snacks made from pellets,]** savoury flavoured popcorn, filled and unfilled savoury biscuits, flavoured and/or salted peanuts **[and pretzels]**, excluding potato crisps, pretzels and savoury flavoured snacks made from pellets;"

Amendment of Regulation 2

3. Regulation 2 is hereby amended by the substitution of Table 1 for the following Table:

TABLE 1: REDUCTION OF TOTAL SODIUM (NA) CONTENT OF CERTAIN FOODSTUFFS

	Foodstuff category	Maximum Total Sodium per 100 g foodstuff	Dates on which the total Sodium reduction becomes effective
I	II	III	IV
1.	Bread	400 mg Na	30 June 2016
		380 mg Na	30 June 2019
2.	All breakfast cereals and porridges, whether ready-to-eat, instant or cook up, hot or cold	500 mg Na	30 June 2016
		400 mg Na	30 June 2019
3.	All fat spreads and butter spreads	550 mg Na	30 June 2016
		450 mg Na	30 June 2019
4.	Ready-to-eat savoury snacks, excluding salt-and-vinegar flavoured savoury snacks	800 mg Na	30 June 2016
		700 mg Na	30 June 2019
5.	Flavoured potato crisps, excluding salt-and-vinegar flavoured potato crisps	650 mg Na	30 June 2016
		550 mg Na	30 June 2019
6.	Flavoured, ready-to-eat, savoury snacks and potato crisps – salt-and-vinegar only	1 000 mg Na	30 June 2016
		850 mg Na	30 June 2019
7.	Processed meat (classes 6, 11 and 13 where products in category 13 relates to	850 1300 mg Na	31 March 2017
		650 1150mg Na	30 June 2019

	<u>cured of the South African National Standard SANS 885:2011)</u> [12 or 14 of the South African National Standard SANS 885:2011) – uncured]		
8.	Processed meat (classes [7]9, 10, and 13 where products in category 13 relates to uncured of the South African National Standard SANS 885:2011)[or 11 of the South African National Standard SANS 885:2011) – cured]	[950] 850mg Na	30 June 2016
		[850] 650mg Na	30 June 2019
9.	Raw-processed meat sausages (all types) and similar products	800 mg Na	30 June 2016
		600 mg Na	30 June 2019
10.	Dry soup powder (not the instant type) including dry soup powders intended to be reconstituted, cooked up and consumed as a soup and /or used to thicken and/or add flavour to any type of savoury dish.	5 500 mg Na	30 June 2016
		3 500 mg Na	30 June 2019
11.	Dry gravy powders and dry instant savoury sauces including all dry savoury gravy/sauce powders that require cooking or which are of the instant type, used as an accompaniment to a meal.	3 500 mg Na	30 June 2016
		1 500 mg Na	30 June 2019
12.	Dry savoury powders with dry instant noodles to be mixed with a liquid including quick cooking Asian style noodles composed primarily of dry noodles with a seasoning sachet.	1 500 mg Na	30 June 2016
		800 mg Na	30 June 2019
13.	Stock cubes, stock powders, stock granules, stock emulsions, stock pastes or stock jellies including concentrated stocks / stew products in various formats used to flavour dishes.	18 000 mg Na	30 June 2016
		13 000 mg Na	30 June 2019

Substitution of regulation 3

4. Regulation 3 of the Regulations is hereby substituted for the following regulation:

“(1) For all foodstuff categories, suitable sodium potentiometric method or elemental analysis, with either flame atomic absorption spectroscopy or inductively coupled plasma, for determining typical total sodium content which shall be applied for monitoring and law-enforcement purposes; provided that these methods may also be used for routine testing or for the purpose of nutritional information labelling of the typical total sodium content by manufacturers.

(2) The permitted tolerance for nutrient declaration in the labelling of sodium where no claim with a nutrition or health message is made, shall be not more than 20% in excess of the targeted sodium value, based on the product formulation or recipe; Provided that where a claim with any nutrition or health message is made, the sodium value shall be at or below the sodium targets set out in these Regulations.”

Substitution of regulation 4

5. Regulation 4 of the Regulations is hereby substituted for the following regulation:

“Effective dates

4. These Regulations, for the purposes of sodium content monitoring and the law enforcement thereof, shall come into effect on the dates listed in column IV of Table 1 when these foodstuffs are offered for sale on or after the mentioned dates.”

DEPARTMENT OF HEALTH

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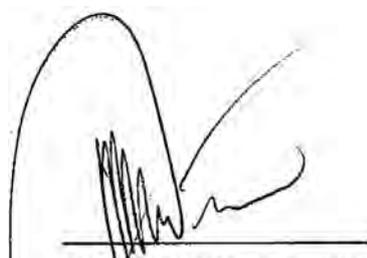
FOODSTUFFS, COSMETICS AND DISINFECTANTS ACT, 1972

(ACT NO. 54 OF 1972)

REGULATIONS RELATING TO MAXIMUM LEVELS OF METALS IN FOODSTUFFS

I, Dr A Motsoaledi, the Minister of Health intends, in terms of section 15(1) of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972), to make the Regulations in the Schedule.

Interested persons are invited to submit, within three (3) months of the date of publication of this Notice, any comments or representations on the proposed Regulations, to the Director- General of Health, Private Bag X828, Pretoria, 0001 or by *email* to *Tsiany@health.gov.za* (for the attention of the Director: Food Control).



DR A MOTSOALEDI, MP
MINISTER OF HEALTH
DATE: 9/8/2016

SCHEDULE

1. Definitions

In these Regulations a word or expression defined in the Act bears the meaning so assigned and, unless the context otherwise indicates –

"maximum level" means the highest acceptable level of a substance which is determined according to the edible content of the foodstuff, i.e. that part of the foodstuff that is normally consumed;

"metal" includes any chemical form of that metal; and

"the Act" means the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972).

2. General Provisions

(1) For the purpose of section 2(1)(b)(i) of the Act, foodstuff listed in column II of Table 1 of Annexure A is hereby deemed to be contaminated, impure or decayed, or is deemed to be harmful or injurious to human health, if it contains the metal in column I in amounts exceeding the corresponding level in column III when measured.

(2) A person may not import, manufacture or sell a foodstuff with levels that exceed the maximum level of metals prescribed by this regulation, unless stipulated otherwise in the relevant Regulation.

3. Repeal

(1) These Regulations repeal the following Regulations on the day that these Regulations come into operation:

- (a) The Regulations Relating to Maximum Levels of Metals in Foodstuffs published under Government Notice No.R.500 of 30 April 2004, as amended by Government Notice No. R. 545 of 23 May 2008,and;
- (b) The Regulations Regarding Food and Water Vessels published under Government Notice No. 1575 of 10 September 1971.

4. Commencement

- (1) These Regulations shall come into operation three months after the date of publication of the final Regulations.

ANNEXURE

Table 1: Maximum levels for metals in foodstuffs

Metal	Foodstuff	Maximum Level (mg/kg) or (mg/l)
Antimony(Sb)	Natural mineral water	0.005
Arsenic, total (As-tot)	Edible fats and Oil	0.1
	Fat spreads and blended spreads	0.1
	Natural mineral water	0.01
	Salt, food grade	0.5
Arsenic, Inorganic(As-in)	Rice, polished	0.2
	Rice, husked	0.35
Cadmium (Cd)	Brassica vegetables	0.05
	Bulb vegetables	0.05
	Fruiting vegetables, cucurbits	0.05
	Leafy vegetables	0.2
	Root and tuber vegetables	0.1
	Stalk and stem vegetables	0.1

Metal	Foodstuff	Maximum Level (mg/kg) or (mg/l)
	Legumes vegetables	0.1
	Cereal, Pulses and Legumes (Excluding wheat)	0.1
	Wheat	0.2
	Rice, polished	0.4
	Marine bivalve molluscs (Excluding oysters and scallops)	2.0
	Cephalopods (Without viscera)	2.0
	Natural mineral water	0.003
	Salt, food grade	0.5
Lead (Pb)	Cereal grains	0.2
	Pulses	0.2
	Brassica vegetables	0.1
	Leafy vegetables	0.3
	Legume vegetables	0.1
Lead (Pb)	Bulb vegetables	0.1
	Fruiting vegetables, cucurbits	0.05

Metal	Foodstuff	Maximum Level (mg/kg) or (mg/l)
Lead (Pb)	Fruiting vegetables, other than cucurbits (Excluding fungi, mushrooms and sweet corn)	0.05
	Fungi, mushrooms and sweet corn	0.1
	Root and tuber vegetables	0.1
	Berries and other small fruits (Excluding cranberry, currant and elderberry)	0.1
	Cranberry, currant and elderberry	0.2
	Fruits, except berries and other small fruits	0.1
	Canned fruit cocktail	0.1
	Canned tropical fruit salad	0.1
	Canned grape fruit	0.1
	Canned mandarin oranges	0.1
	Canned mangoes	0.1
	Canned pineapple	0.1
	Canned raspberries	0.1
	Canned strawberries	1.0
Jams (fruit preserves) and jellies	1.0	

Metal	Foodstuff	Maximum Level (mg/kg) or (mg/l)
	Mango chutney	1.0
	Preserved tomatoes	1.0
	Table olives	1.0
	Pickled cucumbers	1.0
	Processed tomato concentrates	1.5
	Canned vegetables (Excluding canned brassica, canned leafy vegetables and canned legume vegetables)	0.1
	Canned brassica, canned leafy vegetables and canned legume vegetables	1.0
	Canned asparagus	0.1
	Canned carrots	0.1
	Canned green beans and canned wax beans	1.0
	Canned mushrooms	0.1
	Canned green peas	1.0
	Canned mature processed peas	0.1
	Canned palmito	0.1
	Canned sweet corn	0.1

Metal	Foodstuff	Maximum Level (mg/kg) or (mg/l)
	Canned Brassica vegetables	1.0
	Canned Leafy vegetables	1.0
	Canned Legume vegetables	1.0
	Fruit juices, nectars and ready-to-drink juices (Excluding juices and nectars from berries and small fruits and passion fruit juices)	0.03
	Passion fruit juices, juices and nectars from berries and small fruits	0.05
	Canned chestnuts and canned chestnuts purée	1.0
	Meat of cattle, pigs and sheep	0.1
	Meat and fat of poultry	0.1
	Cattle, Edible offal of	0.5
	Pig, Edible offal of	0.5
	Poultry, Edible offal of	0.5
	Fish (Whole commodity, in general after removing the digestive tract)	0.3
	Edible fats and oils	0.1
	Fat spreads and blended spreads	0.1
	Natural mineral waters	0.01

Metal	Foodstuff	Maximum Level (mg/kg) or (mg/l)
	Milk	0.02
	Secondary milk products	0.02
	Infant formula, formula for special medical purposes intended for infants and follow-up formula (whole commodity).	0.01
	Infant formula, formula for special medical purposes intended for infants and follow-up formula (in the ready-to-use product)	0.02
	Salt, food grade	2.0
	Wine	0.2
Mercury (Hg)	Natural mineral waters	0.001
	Salt, food grade	0.1
Methylmercury	Fish (Except predatory fish)	0.5
	Predatory fish (Such as shark, swordfish, tuna and pike)	1.0
Tin (Sn)	Canned beverages	150
	Canned foods (Other than beverages)	250
	All uncanned meat and meat products	50