



14 January 2009
[1-09]

APPLICATION – ADMINISTRATIVE ASSESSMENT

A1019	Date Received: 14 November 2008 Date Due for completion of Administrative Assessment: 5 December 2008 Date Administrative Assessment Completed: 4 December 2008	
Applicant: Kraft Foods		Potentially Affected Standards in the Code:
Title: Exclusive Use of Phytosterol Esters in Low-fat Cheese Brief Description of Application: To approve the exclusive use of phytosterol esters in low-fat cream cheese and low-fat processed cheese at levels equivalent to 0.8 g to 1 g of free phytosterols in a 20 g serve.		1.5.1 – Novel Foods (including exclusivity provisions) 1.3.4 – Identity and Purity 1.2.3 – Mandatory Warning and Advisory Statements and Declarations 2.5.4 - Cheese
Procedure: General Reasons why: Extension of use of phytosterol esters. The Applicant is seeking a new exclusive novel food permission under Standard 1.5.1	Cost Category (General Procedure): Up to 850 hours Reasons why: The assessment will require detailed toxicological, nutritional, consumer behaviour and dietary exposure assessments. There will be risk management considerations which may be complex, including labelling and legal drafting.	Estimated start work: First Qtr 2009

DECISION

Application accepted

Date: 4 December 2008

Has the Applicant claimed Confidential Commercial Information status?

Yes No

What documents are affected?

Appendices 6-15

Has the Applicant provided justification for Confidential Commercial Information status?

Yes No

Is the Application for a High Level Health Claim?

Yes No

If so, has the Applicant made an election to have FSANZ give public notice calling for submissions under s.51 of the FSANZ Act?

N/A

Has the Applicant sought special consideration e.g. novel food exclusivity, two separate applications which need to be progressed together e.g. a novel food and a related high level health claim.

Yes No

Details: Novel food exclusivity: The Applicant requests exclusive permission for the addition of phytosterol esters to low-fat processed cheese and low-fat cream cheese for the period of 15 months after gazettal as stated under subclause 3 (4) of Standard 1.5.1.

Charges

Does FSANZ consider that the application is subject to ECCB?

Yes No

If yes, indicate the reason:

The Applicant has requested exclusive use of the permission, if granted, for the period of 15 months following gazettal.

If yes, indicate due date for fees to be paid (20 business days after notification of Admin Assess made). Note that if fees are not received by this date, the Application is automatically rejected.

Due date for fees: 7 January 2009

Fees Paid: 7 January 2009

Does the Applicant want to expedite consideration of this Application?

Not applicable since it is subject to an ECCB

Application Handbook Requirements

<p>Which Guideline/s within the Part 3 of the <i>Application Handbook</i> apply to this Application: 3.5.2 – Novel foods</p> <p>Does the Application meet the requirements of the relevant Guideline/s? Yes <input checked="" type="checkbox"/> No</p> <p>Is the checklist completed? Yes <input checked="" type="checkbox"/> No</p> <p>What information is not provided?</p>
<p>Does the Application relate to a matter that may be developed as a food regulatory measure, or that warrants a variation of a food regulatory measure? Yes <input checked="" type="checkbox"/> No</p>
<p>Is the Application so similar to a previous application or proposal for the development or variation of a food regulatory measure that it ought not to be accepted? Yes No <input checked="" type="checkbox"/></p>
<p>Did the Applicant identify the Procedure that, in their view, applies to the consideration of this Application? Yes <input checked="" type="checkbox"/> No</p> <p>If yes, indicate which Procedure: General</p>
<p>Other Comments or Relevant Matters:</p>

CONSULTATION & ASSESSMENT TIMEFRAME

<p>Consultation Strategy: Proposed length of public consultation period: General Procedure (6 weeks)</p>	<p>Community Involvement Category: 3 Intensive, narrower focus</p>												
<p>Proposed Timeframe for Assessment:</p> <p>'Early Bird Notification' due:</p> <p>General Procedure:</p> <table> <tr> <td>Commence Assessment (clock start)</td> <td>early January 2009</td> </tr> <tr> <td>Completion of Assessment</td> <td>mid-May 2009</td> </tr> <tr> <td>Public comment</td> <td>late May–mid-July 2009</td> </tr> <tr> <td>Board to complete Approval</td> <td>mid-September 2009</td> </tr> <tr> <td>Notification to Ministerial Council</td> <td>late September 2009</td> </tr> <tr> <td>Anticipated gazettal if no review requested</td> <td>early December 2009</td> </tr> </table>		Commence Assessment (clock start)	early January 2009	Completion of Assessment	mid-May 2009	Public comment	late May–mid-July 2009	Board to complete Approval	mid-September 2009	Notification to Ministerial Council	late September 2009	Anticipated gazettal if no review requested	early December 2009
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