

codex alimentarius commission



FOOD AND AGRICULTURE
ORGANIZATION
OF THE UNITED NATIONS

WORLD
HEALTH
ORGANIZATION



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Agenda Item 1

CX/FAC 05/37/1

October 2004

**JOINT FAO/WHO FOOD STANDARDS PROGRAMME
CODEX COMMITTEE ON FOOD ADDITIVES AND CONTAMINANTS**

Thirty-seventh Session

The Hague, the Netherlands, 25 – 29 April 2005

PROVISIONAL AGENDA

The Thirty-seventh Session of the Codex Committee on Food Additives and Contaminants and its Working Groups will be held at the “Nederlands Congres Centrum”, Churchillplein 10, The Hague, the Netherlands, as follows:

<u>Working Groups on:</u>	
General Principles of the General Standard for Food Additives	Thursday, 21 April 2005 from 10:00 to 18:30 hours
Codex General Standard for Food Additives	Friday, 22 April 2005 from 08:30 to 18:30 hours
Specifications	Saturday, 23 April 2005 from 10:30 to 12:30 hours
Harmonization of Terms Used by Codex and JECFA	Saturday, 23 April 2005 from 14:30 to 16:30 hours
Contaminants and Toxins in Foods	Sunday, 24 April 2005 from 09:00 to 18:30 hours
<u>Plenary Session:</u>	Monday, 25 April 2005 at 9:30 hours to Friday, 29 April 2005
PROVISIONAL TIMETABLE	
(25-29 April 2005)	
Day/Date	General Subject
Monday, 25 April	Food Additives
Tuesday, 26 April	Food Additives/Contaminants
Wednesday, 27 April	Contaminants
Thursday, 28 April	Preparation of Draft Report
Friday, 29 April	Adoption of Report

PROVISIONAL AGENDA

Agenda Item	Subject Matter	Document Reference
1	Adoption of the Agenda	CX/FAC 05/37/1
2	Appointment of the Rapporteur	
3 (a)	Matters Referred/of Interest to the Committee arising from the Codex Alimentarius Commission and other Codex Committees	CX/FAC 05/37/2
		CX/FAC 05/37/2, Add. 1
3 (b)	Matters of Interest arising from FAO/WHO	CX/FAC 05/37/3
4	63rd and 64th Meeting of the Joint FAO/WHO Expert Committee on Food Additives (JECFA)	
	(a) Summary Reports	
	63rd JECFA	
	64th JECFA	
	(b) Action Required as a Result of Changes in the Acceptable Daily Intake (ADI) Status and other Toxicological Recommendations	CX/FAC 05/37/4
FOOD ADDITIVES		
5	Endorsement and/or Revision of Maximum Levels for Food Additives and Processing Aids in Codex Standards	CX/FAC 05/37/5
		CX/FAC 05/37/5, Add. 1
		CX/FAC 05/37/5, Add.2
6	Consideration of the Codex General Standard for Food Additives (GSFA)	
	• Working document for information and support to the discussion on the GSFA	CX/FAC 05/37/6
	(a) Preamble of the General Standard for Food Additives	
	(i) Progress Report of the Working Group on the Working Principles of the GSFA	CX/FAC 05/37/7
	- Comments	CX/FAC 05/37/7-Add.1
	(ii) Report of the Meeting of the Working Group on the Working Principles of the GSFA	CRD 1
	(b) Report of the <i>ad hoc</i> Working Group on the Codex General Standard for Food Additives	CRD 2

- (c) Food Additives Provisions of the Codex General Standard for Food Additives
- (i) Draft and Proposed draft Food Additives Provisions requiring information on their use [ALINORM 04/27/12, App. IX](#)
- Comments (in response to CL 2004/9-FAC) [CX/FAC 05/37/8](#)
- Report of the Electronic Working Group (ALINORM 04/27/12, App. X) [CX/FAC 05/37/8, Add. 1](#)
(original language only)
- (ii) Proposed draft Food Additive Provisions at Step 3 and Proposals for New Uses [CX/FAC 05/37/9](#)
- Comments (in response to CL 2004/44-FAC) [CL 2004/44-FAC](#)
- [CX/FAC 05/37/10](#)
- [CX/FAC 05/37/10, Add.1](#)
(original language only)
- 7 **International Numbering System (INS) for Food Additives**
- Proposals for addition and/or amendments to the International Numbering System for Food Additives (in response to CL 2004/9-FAC) [CX/FAC 05/37/11](#)
- Report of the Working Group on International Numbering System CRD 3
- 8 Harmonization of Terms Used by Codex and JECFA [CX/FAC 05/37/12](#)
- Comments [CX/FAC 05/37/12-Add. 1](#)
- Report of the Working Group on the Harmonization of Terms used by Codex and JECFA CRD 4
- 9 Discussion Paper on Carriers [CX/FAC 05/37/13](#)
- Comments [CX/FAC 05/37/13-Add 1](#)
- 10 Inventory of Processing Aids (IPA), updated list [CX/FAC 05/37/14](#)
- [CX/FAC 05/37/14, Add. 1](#)
(original language only)
- 11 Discussion Paper on Flavouring Agents [CX/FAC 05/37/1](#)
- Comments [CX/FAC 05/37/15-Add 1](#)
- 12 Discussion Paper on the Terms of Reference for the FAO/WHO Joint Expert Consultation to Conduct a Comprehensive Assessment of Use of Active Chlorine (aspects relevant to CCFAC) [CX/FAC 05/37/16](#)
- Comments [CX/FAC 05/37/16-Add.1](#)
- [CX/FAC 05/37/16-Add.2](#)
(original language only)
- 13 **Specifications for the Identity and Purity of Food Additives**
- Specifications for the Identity and Purity of Food Additives arising from the 63rd JECFA Meeting [CX/FAC 05/37/17](#)
- Comments [CX/FAC 05/37/17-Add. 1](#)
(original language only)
- Report of the *ad hoc* Working Group on Specifications CRD 5

CONTAMINANTS

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|----|--|--|
| 14 | Endorsement and/or Revision of Maximum Levels for Contaminants in Codex Standards | CX/FAC 05/37/18
NOT ISSUED |
| 15 | Consideration of the Codex General Standard for Contaminants and Toxins in Foods (GSCTF) | |
| | (a) Report of the <i>ad hoc</i> Working Group on Contaminants and Toxins | CRD 6 |
| | (b) Schedule I of the General Standard for Contaminants and Toxins in Foods | CX/FAC 05/37/19
(English only) |
| | (c) Proposed draft Revision of the Codex General Standard for Contaminants and Toxins in Foods | CX/FAC 05/37/20 |
| | • Comments at Step 3 | CX/FAC 05/37/20-Add. 1 |
| 16 | Mycotoxins in Food and Feed | |
| | (a) Draft Code of Practice for the Prevention and Reduction of Aflatoxin Contamination in Tree Nuts | ALINORM 04/27/12-App. XX |
| | • Comments at Step 6 (in response to CL 2004/27-FAC) | CX/FAC 05/37/21 |
| | (b) Proposed draft maximum level for Aflatoxin in unprocessed and processed almonds, hazelnuts and pistachios | ALINORM 04/27/12-App. XXV |
| | • Comments at Step 3 (in response to CL 2004/9-FAC) | CX/FAC 05/37/22
CX/FAC 05/37/22,Add.1
(original language only) |
| | (c) Proposed draft Sampling Plan for Aflatoxin contamination in almonds, Brazil nuts, hazelnuts and pistachios | CX/FAC 05/37/23 |
| | • Comments at Step 3 | CX/FAC 05/37/23-Add.1 |
| | (d) Discussion Paper on Aflatoxin Contamination in Brazil Nuts | CX/FAC 05/37/24 |
| | • Comments | CX/FAC 05/37/24-Add.1 |
| | (e) Deoxynivalenol (DON) Contamination in Cereals (information submitted in response to CL 2004/9-FAC) | CX/FAC 05/37/25
CX/FAC 05/37/25-Add.1
(original language only) |
| | (f) Mycotoxin Contamination in Sorghum (information submitted in response to CL 2004/9-FAC) | CX/FAC 05/37/26 |
| 17 | Industrial and Environmental Contaminants in Foods | |
| | (a) Draft Maximum Level for Lead in Fish (at Step 7) | ALINORM 04/27/12-App. XVIII |
| | • Provisional List of Main Internationally Traded Fish Species (including proposal for maximum levels for lead in different fish species) (in response to CL 2004/9-FAC) | CX/FAC 05/37/27 |
| | (b) Proposed draft Maximum Levels for Tin (at Step 4) | ALINORM 04/27/12-App. XXIV |
| | (c) Draft Code of Practice for the Prevention and Reduction of Inorganic Tin Contamination in Canned Foods | ALINORM 04/27/12-App. XXI |
| | • Comments at Step 6 (in response to CL 2004/27-FAC) | CX/FAC 05/27/28 |

- (d) Draft and proposed draft Maximum Levels for Cadmium [ALINORM 04/27/12-App. XXIII](#)
- Comments at Step 6 and at Step 3 (in response to CL 2004/9-FAC and CL 2004/27-FAC) [CX/FAC 05/37/29](#)
- (e) Proposed draft Code of Practice for Source Directed Measures to Reduce Dioxin and Dioxin-like PCB Contamination in Foods [CX/FAC 05/37/30](#)
- Comments at Step 3 [CX/FAC 05/37/30-Add. 1](#)
- (f) 3-MCPD on Acid-HVPs and Acid HVP-containing products
- (i) Proposals for Maximum Levels (submitted in response to CL 2004/9-FAC) [CX/FAC 05/37/31](#)
- (ii) Discussion Paper on Chloropropanols [CX/FAC 05/37/32](#)
- Comments [CX/FAC 05/37/32-Add.1](#)
(original language only)
- (g) Discussion Paper on Acrylamide [CX/FAC 05/37/33](#)
- Comments [CX/FAC 05/37/33-Add. 1](#)
(original language only)
- (h) Discussion Paper on Polycyclic Aromatic Hydrocarbons (PAH) contamination [CX/FAC 05/37/34](#)
- Comments [CX/FAC 05/37/34-Add. 1](#)
(original language only)
 - [CX/FAC 05/37/34-Add.2](#)
(original language only)
- (i) Discussion Paper on the Guideline Levels for Methylmercury in Fish [CX/FAC 05/37/35](#)
- Comments [CX/FAC 05/37/35-Add. 1](#)
- (j) Draft revised Guideline Levels for Radionuclides in Foods for Use in International Trade [ALINORM 04/27/12, App. XXII](#)
- Comments at Step 6 (in response to CL 2004/27-FAC) [CX/FAC 05/37/36](#)

GENERAL ISSUES

- 18 Priority List of Food Additives, Contaminants and Naturally Occurring Toxicants Proposed for Evaluation by JECFA
- Comments (CL 2004/9-FAC) [CX/FAC 05/37/37](#)
 - Report of the Working Group on the Priority List [CX/FAC 05/37/37-Add.1](#)
(original language only)
 - [CX/FAC 05/37/37-Add.2](#)
(original language only)
- CRD 7
- 19 Other Business and Future Work
- 20 Date and Place of Next Session
- 21 Adoption of the Draft Report

NOTES ON THE PROVISIONAL AGENDA

Agenda Item 1 – Adoption of the Agenda (CX/FAC 05/37/1): The Committee will be invited to adopt the Provisional Agenda as the Agenda for the Session.

Agenda Item 2 – Appointment of the Rapporteur: The Committee will be invited to appoint a Rapporteur to the Session.

Agenda Item 3 (a) – Matters Referred/of Interest to the Committee arising from the Codex Alimentarius Commission and other Codex Committees (CX/FAC 05/37/2): The document is an information paper prepared by the Codex Secretariat concerning matters referred and/or of interest from the Codex Alimentarius Commission and other Codex Committees.

Agenda Item 3 (b) - Matters of Interest arising from FAO/WHO (CX/FAC 05/37/3): The document is an information paper prepared by the FAO/WHO.

AGENDA ITEM 4 – 63RD AND 64TH MEETINGS OF THE JOINT FAO/WHO EXPERT COMMITTEE ON FOOD ADDITIVES (JECFA):

Agenda Item 4 (a) – Summary Report: The FAO and WHO Joint Secretaries to JECFA will present a summary of the results of the 63rd and 64th JECFA Meeting (Geneva, Switzerland, June 2004; Rome, Italy, February 2005). The reports/summary reports are available online at: http://www.fao.org/es/ESN/jecfa/whatisnew_en.stm .

Agenda Item 4 (b) – Action Required as a Result of Changes in the Acceptable Daily Intake (ADI) Status and other Toxicological Recommendations (CX/FAC 05/37/4): Changes in the ADI status of food additives and/or other toxicological recommendations concerning contaminants as reported by the 63rd and 64th meetings of JECFA are summarized in working document CX/FAC 05/37/4.

FOOD ADDITIVES

Agenda Item 5 – Endorsement and/or Revision of Maximum Levels for Food Additives in Codex Standards (CX/FAC 05/37/5): As per the Codex Alimentarius Procedural Manual, the Codex Secretariat will make a report to the Committee concerning the endorsement of provisions for food additives in Codex Standards on the basis of proposals arising from other Codex Committees.

AGENDA ITEM 6 - CONSIDERATION OF THE CODEX GENERAL STANDARD FOR FOOD ADDITIVES (GSFA)

The 36th Session of the Committee accepted the offer of the Delegation of the United States of America to prepare a revised GSFA with proposed draft, draft and adopted food additives provisions (ALINORM 04/27/12, para. 77). The document is circulated under reference CX/FAC 05/37/6.

Agenda Item 6 (a) – Preamble of the Codex General Standard for Food Additives (GSFA) (CX/FAC 05/37/6): The 36th Session of the Committee agreed to establish a Working Group led by China with the following terms of reference: (a) review the currently-used working principles applied by the Committee when developing the GSFA; (b) adapt these working principles with the objective to improve the work, taking into consideration that the development of the GSFA need to reflect the following criteria: (i) the GSFA needs to be consistent with other standards adopted by the Codex Alimentarius Commission; (ii) the entries to the GSFA should be developed in a transparent manner; (iii) the GSFA needs to be developed in a fair and consistent way; and, (iv) the GSFA has been under development for more than 10 years, changes to the working principles should result in an acceleration rather than leading to further delay; (c) describe the proposed amended working principles in a separate document that will accompany the GSFA.

In a second step, the Working Group is asked to consider where these working principles would require the amendments of other documents adopted by the Commission; analyse, as part of its work, the relationship between provisions of the GSFA and those of Commodity Standards and shall propose procedures that will assure consistency among different sections of the Codex Alimentarius that address the use of food additives in standardized food; and, d) present to the next Session of the Committee a progress report and possibly, depending on the progress made, questions in order to receive further comments (ALINORM 04/27/12, para. 59). The progress report of the Working Group is circulated for comments under reference CX/FAC 05/37/7. Comments submitted contained in working document CX/FAC 05/37/7-Add. 1.

The Chairperson of the CCFAC has convened a meeting to discuss the Progress Report of the Working Group on the Working Principles of the GSFA and the comments received, prior to the 37th CCFAC. The report of the Meeting will be presented to the Committee under Conference Room Document 1.

Agenda Item 6 (b) – Report of the *ad hoc* Working Group on the Codex General Standard for Food Additives (CRD 2): The 36th Session of Committee decided to reconvene the *ad hoc* Working Group on the Codex General Standard for Food Additives prior to its 37th Session under the Chairmanship of the United States of America (ALINORM 04/27/12, para. 52). The report of the *ad hoc* Working Group on the Codex General Standard for Food Additives will be presented to the Committee under Conference Room Document 2.

Agenda Item 6 (c) - Food Additives Provisions of the Codex General Standard for Food Additives (ALINORM 04/27/12, Appendix IX): The 36th Session of the Committee asked the Codex Secretariat to request information on the use of the draft and proposed draft food additives provisions to Table 1 of the GSFA listed in Appendix IX of its report (ALINORM 04/27/12, para. 76). Comments submitted in response to CL 2004/9-FAC are contained in working document CX/FAC 05/37/8.

The Committee re-established the newly named Electronic Working Group under the direction of the United States of America and requested it to provide a report with recommendations to the 37th Session of the CCFAC on the draft maximum levels for food additives listed in Appendix X of its report. The Committee agreed that the report of the Electronic Working Group should also develop a rational and consistent proposal to address the proposed draft, draft and adopted provisions for phenolic antioxidants (BHA, BHT, TBHQ, and propyl gallate) in the GSFA (ALINORM 04/27/12, paras 70-71). The report of the Electronic Working Group is contained in working document CX/FAC 05/37/9.

The Committee agreed that the new proposed uses for food additives submitted in response to CL 2002/44-FAC, CL 2003/13-FAC and CL 2003/34-FAC should be included in the GSFA and circulated for comments at Step 3 under CL 2004/44-FAC (ALINORM 04/27/12, para. 77). In addition, the Committee agreed to request data on proposed uses of neotame (INS 961) and polyvinyl alcohol (INS 1203) for inclusion in the GSFA. Comments submitted in response to CL 2004/44-FAC are contained in working document CX/FAC 05/37/10.

Agenda Item 7 - International Numbering System (INS) for Food Additives (CX/FAC 05/27/11): Proposals for additions and/or amendments in response to CL 2004/9-FAC are contained in working document CX/FAC 05/37/11.

Agenda Item 8 - Harmonization of Terms Used by Codex and JECFA (CX/FAC 05/37/12): The 36th of the Committee agreed to harmonise the functional classes in the adopted and non-adopted provisions of the GSFA with the INS Table of Functional Classes and established a working group under the direction of the United Kingdom to prepare a working document containing a clear proposal for the harmonization of terms used by Codex and JECFA for circulation, comments, and consideration at its 37th Session. The Committee established a separate Working Group on the Harmonization of Terms used by Codex and JECFA to meet immediately prior to its 37th Session to discuss the working document and provide advice to the Committee (ALINORM 04/27/12, para. 107). Comments submitted in response to CX/FAC 05/37/12 are contained in working document CX/FAC 05/37/12-Add. 1. The report of the Working Group on the on the Harmonization of Terms used by Codex and JECFA is presented to the Committee under Conference Room Document 4.

Agenda Item 9 - Discussion Paper on Carriers (CX/FAC 05/37/13): In recognizing the difficulty to reach a common understanding on the definition of the term “carrier”, the 36th Session of the Committee agreed that a working group led by the United Kingdom would prepare a discussion paper that would address the definition and approaches for the inclusion of carriers in the GSFA, including the use of food additives as “nutrients carriers” as requested by the 25th Session of the Codex Committee on Nutrition and Foods for Special Dietary Uses (CCNSFDU) for circulation, comments, and consideration at its next Session (ALINORM 04/27/12, para. 89). Comments submitted in response to CX/FAC 05/37/13 are contained in working document CX/FAC 05/37/13-Add. 1.

Agenda Item 10 - Inventory of Processing Aids (IPA), updated list (CX/FAC 05/37/14): The 36th Session of the Committee, in recognizing the value of the IPA as a useful reference for countries, in particular developing countries, agreed to maintain the IPA for the time being and accepted the offer of the Delegation of New Zealand to prepare an updated version of the IPA for consideration at its next Session. In this regard, it was noted that reference to some enzyme preparations that were recently evaluated by JECFA, should be considered when updating the IPA (ALINORM 04/27/12, para. 88).

Agenda Item 11 – Discussion Paper on Flavouring Agents (CX/FAC 05/37/15): The 36th Session of the Committee agreed that a working group led by the United States of America would prepare a discussion paper, to consider possible options to integrate flavouring agents into the Codex system for circulation, comments, and consideration at its 37th Session (ALINORM 04/27/12, para. 215). Comments submitted in response to CX/FAC 05/37/15 are contained in working document CX/FAC 05/37/15-Add. 1.

Agenda Item 12 – Discussion Paper on the Terms of Reference for the FAO/WHO Joint Expert Consultation to Conduct a Comprehensive Assessment of Use of Active Chlorine (aspect relevant to CCFAC) (CX/FAC 05/37/16): The 36th Session of the Committee agreed to request FAO and WHO to convene a Joint Expert Consultation to conduct a comprehensive assessment of use of active chlorine, taking into account both benefits and risks. In recognizing the multiple aspects of the use of active chlorine, the Committee agreed on the need to clearly define the scope of the Expert Consultation. Therefore, it agreed that a working group led by Denmark would prepare the terms of reference for the expert consultation for the aspects relevant to the CCFAC for discussion at its next Session (ALINORM 04/27/12, para. 92). Comments submitted in response to CX/FAC 05/37/16 are contained in working document CX/FAC 05/37/16-Add. 1

Agenda Item 13 - Specifications for the Identity and Purity of Food Additives (CX/FAC 05/37/17): The document references specifications arising from the 63rd Meeting. Comments submitted in response to CX/FAC 05/37/17 are contained in document CX/FAC 05/37/17-Add. 1. The 36th Session of Committee decided to reconvene the *ad hoc* Working Group on Specifications prior to its 37th Session under the Chairmanship of the United States of America (ALINORM 04/27/12, para. 97). The report of the *ad hoc* Working Group on Specifications will be presented to the Committee under Conference Room Document 5.

CONTAMINANTS

Agenda Item 14 – Endorsement and/or Revision of Maximum Levels for Contaminants in Codex Standards (CX/FAC 05/37/18): As per the Codex Alimentarius Procedural Manual, the Codex Secretariat will make a report to the Committee concerning the endorsement of provisions for contaminants in Codex standards on the basis of proposals arising from other Codex Committees.

AGENDA ITEM 15 – CONSIDERATION OF THE CODEX GENERAL STANDARD FOR CONTAMINANTS AND TOXINS IN FOODS (GSCTF)

Agenda Item 15 (a) - Report of the *ad hoc* Working Group on Contaminants and Toxins (CRD 3): The 36th Session of the Committee decided to reconvene the *ad hoc* Working Group on Contaminants and Toxins prior to its 37th Session under the Chairmanship of the European Community (ALINORM 04/27/12, para. 114). The report of the *ad hoc* Working Group on Contaminants and Toxins will be presented to the Committee under Conference Room Document 6.

Agenda Item 15 (b) – Schedule I of the General Standard for Contaminants and Toxins in Foods (CX/FAC 05/37/19): The 36th Session of the Committee considered working document CX/FAC 04/36/16 and agreed to include Schedule I in the GSCTF in the format presented in working paper. It was noted that some editorial amendments needed to be made before its inclusion in the GSCTF. The Committee also agreed that the information contained in Annex IV (Annotated List of Contaminants and Toxins) should be part of a working document to be updated yearly and presented at each Session of the Committee for information and support for the discussion on the GSCTF. The Committee agreed that the working document should not contain any reference to revoked maximum levels. In taking this decision, the Committee agreed to amend the GSCTF by removing Annex IV and all references to it in the General Standard. The Committee requested the Delegations of the Netherlands and Japan to revise the working document, using a suitable database, for presentation at the its 37th Session (ALINORM 04/27/12, paras 117-119). Working document CX/FAC 05/37/19 contains: i) Schedule I; and ii) a complete list of Maximum Levels (adopted and under consideration by the Committee).

Agenda Item 15 (c) – Proposed draft revised Codex General Standard for Contaminants and Toxins in Foods (CX/FAC 05/37/20): The 36th Session of the Codex Committee on Food Additives and Contaminants agreed to revise the General Standard for Contaminants and Toxins in Foods to include those relevant paragraphs in the CCFAC Policy for Exposure Assessment of Contaminants and Toxins in Foods and food Groups that should be considered as advice for governments and, therefore, agreed to request the Codex Alimentarius Commission to approve this revision as new work for the Committee. The Committee entrusted this work to a working group led by Japan (ALINORM 04/27/12, para. 126).

The 27th Session of the Codex Alimentarius Commission approved the proposed draft revision of *the Codex General Standard for Contaminants and Toxins in Foods* as new work for the Committee (ALINORM 04/27/41, App. VI). Comments at Step 3 submitted in response to CX/FAC 05/37/20 are contained in working document CX/FAC 05/37/20-Add.1.

AGENDA ITEM 16: MYCOTOXINS IN FOOD AND FEED

Agenda Item 16 (a) - Draft Code of Practice for the Prevention and Reduction of Aflatoxin Contamination in Tree Nuts (ALINORM 04/27/12, App. XX): The 36th Session of the Committee forwarded the proposed draft Code for the Prevention and Reduction of Aflatoxin Contamination in Tree Nuts to the Codex Alimentarius Commission for preliminary adoption at Step 5 (ALINORM 04/27/12, para. 143).

The 27th Session of the Codex Alimentarius Commission adopted the *proposed draft Codex of Practice for the Prevention and Reduction of Aflatoxin Contamination in Tree Nuts* at Step 5 and advanced it to Step 6 as proposed (ALINORM 04/27/41, App. IV). Comments submitted at Step 6 in response to CL 2004/27-FAC are contained in working document CX/FAC 05/37/21.

Agenda Item 16 (b) - Proposed Draft Maximum Level for Aflatoxin in Unprocessed and Processed Almonds, Hazelnuts and Pistachios (ALINORM 04/27/12-App. XXV): The 36th Session of the Committee agreed to establish a proposed draft maximum level of 15 µg/kg (total aflatoxins) for unprocessed and processed almonds, hazelnuts, and pistachios, and to circulate for comments at step 3 and consideration at its 37th Session (ALINORM 04/27/12, para. 155). Comments at Step 3 submitted in response to CL 2004/9-FAC are contained in working document CX/FAC 05/37/22.

Agenda Item 16 (c) - Proposed Draft Sampling Plan for Aflatoxin Contamination in Almonds, Brazil Nuts, Hazelnuts and Pistachios (CX/FAC 05/37/23): The 36th Session of the Committee agreed to commence work on the development of sampling plans for aflatoxins in almonds, Brazil nuts, hazelnuts, and pistachios, subject to approval as new work by the Codex Alimentarius Commission. The Committee further agreed that a working group led by the United States of America would prepare sampling plans for aflatoxins in almonds, Brazil nuts, hazelnuts, and pistachios for circulation, comments, and consideration by the 37th Session of the Committee (ALINORM 04/27/12, para. 149).

The 27th Session of the Codex Alimentarius Commission approved the elaboration of *Proposed draft Sampling Plan for Aflatoxin contaminations in almonds, Brazil nuts, hazelnuts and pistachios* as new work for the Committee (ALINORM 04/27/41, App. VI). Comments at Step 3 submitted in response to CX/FAC 05/37/23 are contained in working document CX/FAC 05/37/23-Add.1.

Agenda Item 16 (d) - Discussion Paper on Aflatoxin Contamination in Brazil Nuts (CX/FAC 05/37/24): The 36th Session Committee agreed that the Delegation of Iran would prepare a revised Discussion Paper on Aflatoxin Contamination in Brazil Nuts which should consider, in-shell/shelled (peeled/unpeeled) Brazil nuts. The revision of the document, for circulation, comments, and consideration at the 37th Session of the Committee, should be made on the basis of the written comments submitted to and comments made at the 36th Session of the Committee and should take into account the ALARA Principle with due consideration of the JECFA assessment (ALINORM 04/12/27, para. 148). Comments submitted in response to CX/FAC 05/37/24 are contained in working document CX/FAC 05/37/24-Add. 1.

Agenda Item 16 (e) – Deoxynivalenol (DON) Contamination in Cereals (CX/FAC 05/37/25): The 36th Session of the Committee agreed to discontinue the consideration of the maximum levels for deoxynivalenol for the time being. Instead, it agreed to request information on: the occurrence of deoxynivalenol in cereals; the influence of processing, decontamination, sorting, etc. to lower the level of DON in a lot; national levels or guidelines levels for DON; sampling procedures and methods of analysis; etc for consideration by the 37th Session of the Committee (ALINORM 04/27/12, para. 158). Information and data submitted in response to CL 2004/9-FAC are contained in working document CX/FAC 05/37/25.

Agenda Item 16 (f) - Mycotoxin Contamination in Sorghum (CX/FAC 05/37/26): The 36th Session of the Committee noted that no data were received in response to CL 2003/13-FAC. In recognizing that sorghum was an important crop for many countries, in particular developing countries, and because of the need to move towards the establishments of maximum levels, the Committee agreed to request information on: source of contamination; type of mycotoxin involved; analytical methods and sampling procedures; consumer protection from the point of view of health; actual and potential problems in international trade; work already undertaken by other international organizations; etc. for discussion at its 37th Session (ALINORM 04/27/12, para. 160). Information and data submitted in response to CL 2004/9-FAC are contained in working document CX/FAC 05/37/26.

AGENDA ITEM 17: INDUSTRIAL AND ENVIRONMENTAL CONTAMINANTS IN FOODS

Agenda Item 17 (a) - Draft Maximum Level for Lead in Fish (ALINORM 04/27/12-App. XVIII) - Provisional List of Main Internationally Traded Fish Species (including Proposal for Maximum Levels for Lead in Different Fish Species) (CX/FAC 05/37/27): The 36th Session of the Committee agreed to retain the draft maximum level of 0.2 mg/kg for lead in fish at Step 7 and to review the level at its 37th Session in the light of the results of the assessment of the 53rd JECFA Meeting, the list of the main internationally traded fish to be elaborated by Denmark and comments received. (ALINORM 04/27/12, para. 165). The updated list of main internationally traded fish species is contained in working document CX/FAC 05/37/27.

Agenda Item 17 (b) - Proposed draft Maximum Levels for Tin (ALINORM 04/27/12-App. XXIV): The 36th Session of the Codex Committee on Food Additives and Contaminants decided to hold the current levels of 250 mg/kg (canned foods other than beverage) and 200 mg/kg (canned beverages) at Step 4 and reconsider these levels in the light of the 64th JECFA re-evaluation (ALINORM 04/27/12, para. 171).

Agenda Item 17 (c) - Draft Code of Practice for the Prevention and Reduction of Inorganic Tin Contamination in Canned Foods (ALINORM 04/12/27-App. XXI): The 36th Session of the Committee forwarded the renamed draft *Code of Practice for the Prevention and Reduction of Inorganic Tin Contamination in Foods* to the Codex Alimentarius Commission for preliminary adoption at Step 5 (ALINORM 04/27/12, para. 174).

The 27th Session of the Codex Alimentarius Commission adopted the *proposed draft Codex Code of Practice for the Prevention and Reduction of Tin Contamination in Foods* at Step 5 and advanced it to Step 6 as proposed (ALINORM 04/27/41-App.IV). Comments submitted at Step 6 in response to CL 2004/27-FAC are contained in working document CX/FAC 05/37/28.

Agenda Item 17 (d) – Draft and Proposed Draft Maximum Levels for Cadmium (ALINORM 04/27/12-App. XXIII): The 36th Session of the Committee forwarded the proposed draft maximum levels for cadmium in rice polished; wheat grain; potato; stem and root vegetables; leafy vegetables; and, other vegetables to the Codex Alimentarius Commission for preliminary adoption at Step 5 while returning the proposed draft maximum level for molluscs (including cephalopods) to Step 3 for circulation, comments, and consideration at its next Session (ALINORM 04/27/12, para. 182).

The 27th Session of the Codex Alimentarius Commission adopted the *proposed draft Maximum Levels for Cadmium in wheat grain; potato; stem and root vegetables; leafy vegetables; and other vegetables* at Step 5 and advanced them to Step 6 as proposed with the exception of the *proposed draft maximum level for cadmium in polished rice*, which was returned to Step 3 for further consideration by the 37th Session of the Codex Committee on Food Additives and Contaminants, due to the concern that the maximum level proposed could result in intakes exceeding the PTWI in certain populations. In noting that cadmium was scheduled for evaluation by JECFA in February 2005, the Commission requested CCFAC to take careful account of the results of this evaluation and encouraged countries to provide information and data to JECFA to facilitate its assessment (ALINORM 04/27/41, para. 68 and App. IV).

Comments submitted in response to CL 2004/9-FAC and CL 2004/27-FAC are contained in working document CX/FAC 05/37/29.

Agenda Item 17 (e) - Proposed draft Code of Practice for Source Directed Measures to Reduce Dioxin and Dioxin Like PCB Contamination of Foods (CX/FAC 05/37/30): The 36th Session of the Committee returned the proposed draft *Code of Practice for Source Directed Measures to Reduce Dioxin and Dioxin Like PCB Contamination of Foods* to Step 2 for revision by a working group led by Germany, for circulation, comments at Step 3, and further consideration at its 37th Session (ALINORM 04/27/12, para. 185). Comments submitted at Step 3 in response to CX/FAC 05/37/30 are contained in working document CX/FAC 05/37/30-Add.1.

Agenda Item 17 (f) – 3-MCPD on Acid-HVPs and Acid HVP-containing products

(i) Proposals for Maximum Levels (CX/FAC 05/37/31): The 36th Session of the Committee agreed to commence work on the establishment of a maximum level for 3-MCPD in acid HVPs and acid HVP-containing products while requesting comments on proposals for maximum levels for chloropropanols in these commodities (ALINORM 04/27/12, para. 193).

The 27th Session of the Codex Alimentarius Commission approved the elaboration of *Proposed draft a Maximum Level for 3-MCPD in acid HVPs and acid HVP-containing products* as new work for the Committee (ALINORM 04/27/41, App. VI). Comments on proposals for maximum levels for chloropropanols in acid HVPs and acid HVP containing products submitted in response to CL 2004/9-FAC are contained in working document CX/FAC 05/37/31.

(ii) Discussion Paper on Chloropropanols (CX/FAC 05/37/32): The 36th Session of the Committee on agreed that the delegation of the United Kingdom would prepare an updated Discussion Paper on Chloropropanols with proposals for maximum levels for 3-MCPD in acid-HVPs and food containing acid-HVP for circulation comments, and consideration at its 37th Session (ALINORM 04/27/12, para. 194). Comments submitted in response to CX/FAC 05/37/32 are contained in working document CX/FAC 05/37/32-Add. 1.

Agenda Item 17 (g) - Discussion Paper on Acrylamide (CX/FAC 05/37/33): The 36th Session of the Committee agreed that the Discussion Paper on Acrylamide would be revised, taking into account comments submitted at the 36th Session, by a working group led by the United Kingdom and the United States for circulation, comments, and further consideration at its 37th Session (ALINORM 04/27/12 para. 198). Comments submitted in response to CX/FAC 05/37/33 are contained in CX/FAC 05/37/33-Add. 1.

Agenda Item 17 (h) -Discussion Paper on Polycyclic Aromatic Hydrocarbons (PAH) contamination: (CX/FAC 05/37/34): The 36th Session of the Committee considered a proposal to develop a Code of Practice for reduction of Polycyclic Aromatic Hydrocarbons (PAH) contamination during food processing. In noting that these substances would be evaluated by JECFA in 2005, the Committee considered it premature to start elaboration of a Code of Practice and agreed that a working group led by Denmark would prepare a discussion paper to set out the issues concerning PAHs in foods, for circulation, comments, and further consideration at its 37th Session (ALINORM 04/27/12 para. 217). Comments submitted in response to CX/FAC 05/37/34 are contained in CX/FAC 05/37/34-Add. 1.

Agenda Item 17 (i) - Discussion Paper on the Guideline Levels for Methylmercury in Fish : (CX/FAC 05/37/35): The 36th Session of the Committee noted the request of the 53rd Session of the Executive Committee to consider whether the current Guideline Level for Methylmercury in Fish needed to be revised in the light of the recent risk assessment performed by JECFA and/or if any other risk management options, including formulation of specific dietary advice, would be appropriate. The Committee established a working group led by the EC to prepare a discussion paper on the possible need to revise the Guideline Level for Methylmercury in Fish including the examination of other possible management options for circulation, comments, and consideration at its 37th Session (ALINORM 04/27/12 para. 218). Comments submitted in response to CX/FAC 05/37/35 are contained in CX/FAC 05/37/35-Add. 1.

Agenda Item 17 (j) - Draft revised Guideline Levels for Radionuclides in Foods for Use in International Trade (ALINORM 04/27/12, App. XXII):

The 36th Session of the Committee forwarded the newly named proposed draft Codex Guideline Levels for Radionuclides in Food for Use in International Trade to the Codex Alimentarius Commission for preliminary adoption at Step 5 (ALINORM 04/27/12, para. 204).

The 27th Session of the Codex Alimentarius Commission adopted the *proposed draft Codex Guideline Levels for Radionuclides in Food for Use in International Trade* at Step 5 and advanced them to Step 6 as proposed (ALINORM 04/27/41 App. IV). Comments submitted at Step 6 in response to CL 2004/27-FAC are contained in working document CX/FAC 05/37/36.

GENERAL ISSUES

AGENDA ITEM 18 - PRIORITY LIST OF FOOD ADDITIVES, CONTAMINANTS AND NATURAL OCCURRING TOXICANTS PROPOSED FOR EVALUATION BY JECFA

Agenda Item 18 (a) - Comments (CX/FAC 05/37/37): The 36th Session of the Committee agreed to request comments for additions or amendments to its Priority List for consideration at its next Session (ALINORM 03/27/12, para. 211). Comments submitted in response to CL 2004/9-FAC are contained in working document CX/FAC 05/37/37.

Agenda Item 18 (b) - Report of the Working Group on the Priority List (CRD 7): The report of the Working Group on the Priority List will be presented to the Committee under Conference Room Document 7.

Agenda Item 19 – Other Business and Future Work: Other business and/or proposals for future work, subject to the approval of the Codex Alimentarius Commission or its Executive Committee, will be considered.

Agenda Item 20 – Date and Place of Next Session: The Committee will be advised of the tentative dates and place of the next Session.

Agenda Item 21 – Adoption of the Report: The Committee shall adopt a report of its 37th Session based on a draft provided by the Codex Secretariat.

Delegates are kindly requested to bring with them to the meeting all documents which have been distributed, as the number of additional copies which can be made available at the session is limited.