

# codex alimentarius commission



FOOD AND AGRICULTURE  
ORGANIZATION  
OF THE UNITED NATIONS

WORLD  
HEALTH  
ORGANIZATION



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**Agenda Item 1**

**CX/FAC 06/38/1**  
December 2005

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

**Thirty-eighth Session**

**The Hague, The Netherlands, 24 – 28 April 2006**

**PROVISIONAL AGENDA**

The Thirty-eighth Session of the Codex Committee on Food Additives and Contaminants and its Working Groups will be held at the “World Forum Convention Center”, Churchillplein 10, The Hague, the Netherlands, as follows:

<b><u>Working Groups on:</u></b>	
General Principles of the General Standard for Food Additives	Thursday, 20 April 2006 from 10:00 to 18:00 hours
Codex General Standard for Food Additives	Friday, 21 April 2006 from 09:00 to 18:00 hours
Contaminants and Toxins in Foods	Saturday, 22 April 2006 from 09:00 to 18:00 hours
Harmonization of Terms Used by Codex and JECFA	Sunday, 23 April 2006 from 10:00 to 12:00 hours
Specifications	Sunday, 23 April 2006 from 14:00 to 16:00 hours
<b><u>Plenary Session:</u></b>	Monday, 24 April 2006 at 09:30 hours to Friday, 28 April 2006

**PROVISIONAL TIMETABLE**

**(24-28 April 2006)**

<b>Day/Date</b>	<b>General Subject</b>
Monday, 24 April	Food Additives
Tuesday, 25 April	Food Additives/Contaminants
Wednesday, 26 April	Contaminants
Thursday, 27 April	Preparation of Draft Report
Friday, 28 April	Adoption of Report

## PROVISIONAL AGENDA

Agenda Item	Subject Matter	Document Reference
1	Adoption of the Agenda	CX/FAC 06/38/1
2	Appointment of the Rapporteur	
3	Matters Referred by the Codex Alimentarius Commission and Other Codex Committees and Task Forces	<a href="#">CX/FAC 06/38/2</a> ; <a href="#">CX/FAC 06/38/2-Add.1</a>
4	<b>Matters of Interest arising from FAO/WHO</b>	<a href="#">CX/FAC 06/38/3</a>
4 (a)	65 <sup>th</sup> Meeting of the Joint FAO/WHO Expert Committee on Food Additives (JECFA)	
4 (b)	Action Required as a Result of Changes in the Acceptable Daily Intake (ADI) Status and other Toxicological Recommendations	<a href="#">CX/FAC 06/38/4</a>

## FOOD ADDITIVES

5	Endorsement and/or Revision of Maximum Levels for Food Additives and Processing Aids in Codex Standards	<a href="#">CX/FAC 06/38/5</a>
6	<b>Consideration of the Codex General Standard for Food Additives (GSFA)</b>	
6 (a)	<u>Preamble of the General Standard for Food Additives</u> Draft revision of the Preamble of the GSFA	<a href="#">ALINORM 05/28/12, App. VII</a>
	<ul style="list-style-type: none"> <li>• Comments at Step 6 (in response to CL 2005/36-FAC)</li> </ul>	<a href="#">CX/FAC 06/38/6</a> <a href="#">CX/FAC 06/38/6-Add.1</a>
	<ul style="list-style-type: none"> <li>• Report of the Working Group on the Working Principles of the GSFAH</li> </ul>	<a href="#">CX/FAC 06/38/7</a>
	<ul style="list-style-type: none"> <li>• Comments</li> </ul>	<a href="#">CX/FAC 06/38/7-Add.1</a> <a href="#">CX/FAC 06/38/7-Add.2</a>
	<ul style="list-style-type: none"> <li>• Report of the Meeting of the Working Group on the Working Principles of the GSFA</li> </ul>	CRD 1
6 (b)	<u>Food Additives Provisions of the Codex General Standard for Food Additives</u>	
	<ul style="list-style-type: none"> <li>• Working document for information and support to the discussion on the GSFA</li> </ul>	<a href="#">CX/FAC 06/38/8</a>
	<ul style="list-style-type: none"> <li>• Report of the <i>ad hoc</i> Working Group on the Codex General Standard for Food Additives</li> </ul>	CRD 2
	Additives Identified for Further Discussion	
	<ul style="list-style-type: none"> <li>• Comments (in response to CL 2005/34-FAC, CL 2005/45-FAC and CL 2005/50-FAC)</li> </ul>	<a href="#">CX/FAC 06/38/9</a> , Part 1 <a href="#">CX/FAC 06/38/9</a> , Part 2 <a href="#">CX/FAC 06/38/9-Add.1</a>
	<ul style="list-style-type: none"> <li>• Report of the Electronic Working Group</li> </ul>	<a href="#">CX/FAC 06/38/10</a>
	Discussion Paper on Food Additive Provisions in Glazes for Foods	<a href="#">CX/FAC 06/38/11</a>

Agenda Item	Subject Matter	Document Reference
7	Discussion Paper on the Development of Guidelines for Flavouring Agents <ul style="list-style-type: none"> <li data-bbox="272 327 453 356">• Comments</li> </ul>	<a href="#">CX/FAC 06/38/12</a> <a href="#">CX/FAC 06/38/12-Add 1</a> <a href="#">CX/FAC 06/38/12-Add 2</a>
8	Inventory of Processing Aids (IPA), updated list	<a href="#">CX/FAC 06/38/13</a>
9	<b>International Numbering System (INS) for Food Additives</b>	
9 (a)	Proposed draft Revision of the Codex <i>Class Names and International Numbering System</i> - CAC/GL 36-1989 <ul style="list-style-type: none"> <li data-bbox="272 604 1007 633">• Comments at Step 3 (in response to CL 2005/32-FAC))</li> </ul>	<a href="#">CL 2005/32-FAC</a> <a href="#">CX/FAC 06/38/14</a> <a href="#">CX/FAC 06/38/14-Add 1</a>
9 (b)	Report of the Working Group on the Harmonization of Terms used by Codex and JECFA	CRD 3
9 (b)	Proposals for addition and/or amendments to the International Numbering System for Food Additives (in response to CL 2005/38-FAC)	<a href="#">CX/FAC 06/38/15</a>
10	<b>Specifications for the Identity and Purity of Food Additives</b>	
	Specifications for the Identity and Purity of Food Additives arising from the 65 <sup>th</sup> JECFA Meeting	<a href="#">CX/FAC 06/38/16</a>
	<ul style="list-style-type: none"> <li data-bbox="272 1037 453 1066">• Comments</li> <li data-bbox="272 1077 1007 1106">• Report of the <i>ad hoc</i> Working Group on Specifications</li> </ul>	<a href="#">CX/FAC 06/38/16-Add. 1</a> CRD 4
<b>CONTAMINANTS</b>		
11	Endorsement and/or Revision of Maximum Levels for Contaminants in Codex Standards	<a href="#">CX/FAC 06/38/17</a>
12	<b>Consideration of the Codex General Standard for Contaminants and Toxins in Foods (GSCTF)</b>	<a href="#">CX/FAC 06/38/18</a>
12 (a)	Report of the <i>ad hoc</i> Working Group on Contaminants and Toxins	CRD 5
12 (b)	General Standard for Contaminants and Toxins in Foods	<a href="#">CX/FAC 06/38/19</a>
13	<b>Mycotoxins in Food and Feed</b>	
13 (a)	Proposed draft Appendix to the Code of Practice for the Prevention and Reduction of Aflatoxin Contamination in Tree Nuts <ul style="list-style-type: none"> <li data-bbox="272 1657 564 1686">• Comments at Step 3</li> </ul>	<a href="#">CX/FAC 06/38/20</a> <a href="#">CX/FAC 06/38/20-Add.1</a> <a href="#">CX/FAC 06/38/20-Add. 2</a>
13 (b)	Proposed draft Sampling Plan for Aflatoxin Contamination in Almonds, Brazil Nuts, Hazelnuts and Pistachios <ul style="list-style-type: none"> <li data-bbox="272 1836 564 1865">• Comments at Step 3</li> </ul>	<a href="#">CX/FAC 06/38/21</a> <a href="#">CX/FAC 06/38/21-Add.1</a>
13 (c)	Draft Maximum Level for Total Aflatoxins in Unprocessed Almonds, Hazelnuts and Pistachios and proposed draft Maximum Level for Total Aflatoxins in Processed Almonds, Hazelnuts and Pistachios	<a href="#">ALINORM 05/28/12, App. XXII</a>

Agenda Item	Subject Matter	Document Reference
	<ul style="list-style-type: none"> <li>Comments at Step 6 and Step 3 (in response to CL 2005/36-FAC and CL 2005/22-FAC)</li> </ul>	<a href="#">CX/FAC 06/38/22</a>
	<ul style="list-style-type: none"> <li>Discussion Paper with proposals for a Maximum Level for Aflatoxins in Processed Almonds, Hazelnuts and Pistachios</li> </ul>	<a href="#">CX/FAC 06/38/23</a>
	<ul style="list-style-type: none"> <li>Comments</li> </ul>	CX/FAC 06/38/23-Add. 1
13 (d)	Discussion Paper on Aflatoxin Contamination in Brazil Nuts	<a href="#">CX/FAC 06/38/24</a>
13 (e)	Discussion Paper on Deoxynivalenol (DON)	<a href="#">CX/FAC 06/38/25</a>
13 (f)	Discussion Paper on Maximum Level for Ochratoxin (OTA) in Wine	<a href="#">CX/FAC 06/38/26</a>
13 (g)	Discussion Paper on Ochratoxin A Contamination in Coffee and Cocoa	CX/FAC 06/38/27
14	<b>Industrial and Environmental Contaminants in Foods</b>	
14 (a)	Draft Maximum Level for Lead in Fish (at Step 7)	<a href="#">ALINORM 05/28/12, App. XXIII</a>
	<ul style="list-style-type: none"> <li>Discussion Paper on Maximum Level for Lead in Fish</li> </ul>	<a href="#">CX/FAC 06/38/28</a>
14 (b)	Draft Maximum Levels for Cadmium	<a href="#">ALINORM 05/28/12, App. XXVI</a>
	<ul style="list-style-type: none"> <li>Comments at Step 6 (in response to CL 2005/36-FAC)</li> </ul>	<a href="#">CX/FAC 06/38/29</a>
		<a href="#">CX/FAC 06/38/29-Add.1</a>
14 (c)	Proposed draft Code of Practice for the Prevention and Reduction of Dioxin and Dioxin-like PCB Contamination in Foods and Feeds	<a href="#">CX/FAC 06/38/30</a>
	<ul style="list-style-type: none"> <li>Comments at Step 3</li> </ul>	<a href="#">CX/FAC 06/38/30-Add. 1</a>
		<a href="#">CX/FAC 06/38/30-Add.2</a>
14 (d)	Proposed draft Code of Practice for the Reduction of Chloropropanols during the Production of Acid Hydrolyzed Vegetable Protein (HVPs) and Products that Contain acid HVPs	<a href="#">CX/FAC 06/38/31</a>
	<ul style="list-style-type: none"> <li>Comments at Step 3</li> </ul>	<a href="#">CX/FAC 06/38/31-Add. 1</a>
		<a href="#">CX/FAC 06/38/31-Add. 2</a>
14 (e)	Proposed draft Maximum Level for 3-MCPD in Liquid Condiments Containing HVPs	<a href="#">ALINORM 05/28/12, App. XXVIII</a>
	<ul style="list-style-type: none"> <li>Comments at Step 3 (in response to CL 2005/22-FAC)</li> </ul>	<a href="#">CX/FAC 06/38/32</a>
		<a href="#">CX/FAC 06/38/32-Add. 1</a>
	<ul style="list-style-type: none"> <li>Discussion Paper on Acid-HVP Containing Products and other Products containing Chloropropanols</li> </ul>	<a href="#">CX/FAC 06/38/33</a>
14 (f)	Proposed draft Maximum Levels for Tin	<a href="#">ALINORM 05/28/12, App. XXIV</a>
	<ul style="list-style-type: none"> <li>Comments at Step 3 (in response to CL 2005/22-FAC)</li> </ul>	<a href="#">CX/FAC 06/38/34</a>
		<a href="#">CX/FAC 06/38/34-Add. 1</a>
14 (g)	Discussion Paper on Acrylamide	<a href="#">CX/FAC 06/38/35</a>
	<ul style="list-style-type: none"> <li>Comments</li> </ul>	<a href="#">CX/FAC 06/38/35-Add. 1</a>

<b>Agenda Item</b>	<b>Subject Matter</b>	<b>Document Reference</b>
14 (h)	Discussion Paper on Polycyclic Aromatic Hydrocarbons (PAH) Contamination <ul style="list-style-type: none"><li>• Comments</li></ul>	<a href="#">CX/FAC 06/38/36</a> <a href="#">CX/FAC 06/38/36-Add. 1</a> <a href="#">CX/FAC 06/38/36-Add.2</a>
14 (i)	Discussion Paper on the Guideline Levels for Methylmercury in Fish <ul style="list-style-type: none"><li>• Comments</li></ul>	<a href="#">CX/FAC 06/38/37</a> CX/FAC 06/38/37-Add. 1
14 (j)	Proposed Draft revised Guideline Levels for Radionuclides in Foods for Use in International Trade <ul style="list-style-type: none"><li>• Comments at Step 3</li></ul>	<a href="#">CX/FAC 06/38/38</a> <a href="#">CX/FAC 06/38/38-Add. 1</a>

#### **GENERAL ISSUES**

15	Priority List of Food Additives, Contaminants and Naturally Occurring Toxicants Proposed for Evaluation by JECFA <ul style="list-style-type: none"><li>• Comments (in response to CL 2005/31-FAC)</li></ul>	<a href="#">CX/FAC 06/38/39</a> <a href="#">CX/FAC 06/38/39-Add. 1</a>
16	Other Business and Future Work	
16 (a)	Discussion Paper on the Development of a Maximum Level for Aflatoxins in Dried Figs	<a href="#">CX/FAC 06/38/40</a>
17	Date and Place of Next Session	
18	Adoption of the Draft Report	

## NOTES ON THE PROVISIONAL AGENDA

**Agenda Item 1 – Adoption of the Agenda (CX/FAC 06/38/1):** 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 – Matters Referred by the Codex Alimentarius Commission and Other Codex Committees and Task Forces (CX/FAC 06/38/2):** The document is an information paper prepared by the Codex Secretariat concerning matters referred from the Codex Alimentarius Commission and other Codex Committees and Task Forces.

**Agenda Item 4 - Matters of Interest arising from FAO/WHO (CX/FAC 06/38/3):** The document is an information paper prepared by the FAO/WHO.

**Agenda Item 4 (a) – 65<sup>th</sup> Meeting of the Joint FAO/WHO Expert Committee on Food Additives (JECFA):** The FAO and WHO Joint Secretaries to JECFA will present a summary of the results of the 65<sup>th</sup> JECFA Meeting (Geneva, Switzerland, June 2005). The report/summary report are available online at: [http://www.fao.org/es/ESN/jecfa/whatisnew\\_en.stm](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 06/38/4):** Changes in the ADI status of food additives and/or other toxicological recommendations concerning contaminants as reported by the 65<sup>th</sup> JECFA meeting are summarized in working document CX/FAC 06/38/4.

## FOOD ADDITIVES

**Agenda Item 5 – Endorsement and/or Revision of Maximum Levels for Food Additives in Codex Standards (CX/FAC 06/38/6):** 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)

**Agenda Item 6 (a) – Preamble of the Codex General Standard for Food Additives (GSFA) (ALINORM 05/28/12, App. VII):** The 28<sup>th</sup> Session of the Codex Alimentarius Commission adopted the proposed draft revised Preamble of the GSFA, including the diagram, at Step 5 and advanced it to Step 6 as proposed by the Committee (ALINORM 05/28/41, para. 71 and Appendix VIII). Comments at Step 6, submitted in response to CL 2005/36-FAC, are summarised in working document CX/FAC 06/38/6.

The 37<sup>th</sup> Session of the Committee agreed to establish an electronic Working Group led by China with the following terms of reference: i) To improve the management of the work on the General Standard on Food Additives; ii) To develop an accompanying text to the Proposed Procedure for Consideration of the Entry and Review of Food Additives in the GSFA; iii) To analyse the relationship between provisions of the GSFA and those of commodity Standards, to identify and propose options to move Commodity Standard food additive provisions into the GSFA (with the aim to have food additive provisions in a single place); iv) To propose corresponding revisions in the Codex Procedural Manual (ALINORM 05/28/12, para. 62). The report of the Working Group is circulated for comments under reference CX/FAC 06/38/7. Comments on the report of the Working Group are contained in working document CX/FAC 06/38/7-Add. 1.

The Committee decided to re-establish the physical Working Group on the General Principles of the General Standard for Food Additives under the chairmanship of China to meet before its 38<sup>th</sup> Session (ALINORM 05/28/12, para. 63). The report of the Meeting will be presented to the Committee under Conference Room Document 1.

**Agenda Item 6 (b) – Food Additives Provisions of the Codex General Standard for Food Additives:** The 37<sup>th</sup> Session of the Committee requested the Codex Secretariat to prepare every year an updated working document on the GSFA to reflect the most recent decisions of the Commission on the GSFA (ALINORM 05/28/12, para. 67). The document is circulated under reference CX/FAC 06/38/8.

The 37<sup>th</sup> Session of the Committee decided to reconvene the *ad hoc* Working Group on the Codex General Standard for Food Additives prior to its 38<sup>th</sup> Session under the Chairmanship of the United States of America (ALINORM 05/28/12, para. 68). 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.

#### Additives Identified for Further Discussion

The Committee agreed to only request comments on the food additive provisions that correspond to the priority additives identified for further discussion. The remaining food additive provisions in the GSFA should be held at the appropriate step in the Codex procedure until the CCFAC decides to consider these for further discussion. The Committee requested the Codex Secretariat to issue a separate Circular Letter requesting comments on the food additive provisions as contained in Appendix IX, with the understanding that if no information is received by the 38<sup>th</sup> CCFAC to justify these uses, these food additive provisions will be deleted from the draft GSFA (ALINORM 05/28/12, paras 81-82).

It agreed that further information would be requested on Neotame (INS 961), Polyvinyl alcohol (INS 1203) and Aspartame-acesulfame salt (INS 962) (ALINORM 05/28/12, para. 81)

The Committee also agreed to request information on the use of Luthein from *Tagetes erecta* L. (INS 161b) and Zeaxanthin (INS 161h) as colours for inclusion in the GSFA. In addition, it agreed to request information on Peroxyacid antimicrobial solutions containing 1-hydroxyethylidene-1,1-diphosphonic acid (HEDP) and how these antimicrobial solutions are used in order to decide whether they are processing aids or food additives. In particular, address the foods on which the solutions are used and whether the uses are followed by a potable water rinse (ALINORM 05/28/12, para. 42 and Appendix IV).

Comments, submitted in response to CL 2005/34-FAC, CL 2005/45-FAC and CL 2005/50-FAC on the above, are summarised in working document CX/FAC 06/38/9.

The Committee agreed to re-establish the Electronic Working Group on the GSFA, led by the United States, and requested it to provide a report with recommendations to the 38<sup>th</sup> Session of the CCFAC on the draft maximum levels for the food additives listed in Appendix VIII of its report (ALINORM 05/28/12, para. 70). The report of the Electronic Working Group on the GSFA is contained in working document CX/FAC 06/38/10.

#### Discussion Paper on Food Additive Provisions in Glazes for Foods

The Committee agreed that the Delegation of Canada would prepare a discussion paper to propose options for addressing, in a uniform and consistent manner, the food additive provision in glazes for foods for consideration of the 38<sup>th</sup> Session (ALINORM 05/28/12, para. 67). The document is circulated under reference CX/FAC 06/38/11.

**Agenda Item 7 - Discussion Paper on the Development of Guidelines for Flavouring Agents (CX/FAC 06/38/12):** The 37<sup>th</sup> Session of the Committee established an electronic Working Group, led by the United States, to prepare a discussion paper on the development of Guidelines for Flavouring Agents, taking into account the various terms and definitions used in Codex related to 'flavourings'. The discussion paper would also include a project document for starting new work for possible submission to the Codex Alimentarius Commission (ALINORM 05/28/12, para. 102). Comments, submitted in response to CX/FAC 06/38/12, are contained in working document CX/FAC 06/38/12-Add. 1.

**Agenda Item 8 - Inventory of Processing Aids (IPA), updated list (CX/FAC 06/38/13):** The 37<sup>th</sup> Session of the Committee accepted the offer of the Delegation of New Zealand to prepare a further updated version of IPA which would also include the proposals made at the meeting for consideration at the next session of the Committee. It further agreed that an introductory text with an explanation of changes, suggestions on the use of IPA and possible future work would be included in this document (ALINORM 05/28/12, para. 99).

**AGENDA ITEM 9 - INTERNATIONAL NUMBERING SYSTEM (INS) FOR FOOD ADDITIVES**

**Agenda Item 9 (a) - Proposed draft Revision of the Codex Class Names and International Numbering System – CAC/GL 36-1989 (CL 2005/32-FAC):** The 28<sup>th</sup> Session of the Codex Alimentarius Commission approved the revision of the *Codex Class Names and International Numbering System* as new work for the Committee (ALINORM 05/28/41, para. 93 and App. VIII). The 37<sup>th</sup> Session of the Committee agreed that, subject to the approval of new work, the revised Section II “Table of functional classes, definitions and technological functions” of “*Codex Class Names and International Numbering System for Food Additives*”, as contained in CRD 4, would be circulated for comments at Step 3 (ALINORM 05/28/12, para. 94). Comments at Step 3, submitted in response to CL 2005/32-FAC, are contained in working document CX/FAC 06/38/14.

The Committee agreed to reconvene the *ad hoc* Working Group on Harmonization of Terms used by Codex and JECFA prior to its 38<sup>th</sup> Session under the Chairmanship of the United Kingdom to consider the revised Section II along with comments submitted at Step 3 (ALINORM 05/28/12, para. 95). The Report of the *ad hoc* Working Group in will be presented to the Committee under Conference Room Document 3.

**Agenda Item 9 (b) - Proposals for addition and/or amendments to the International Numbering System for Food Additives (CX/FAC 06/28/15):**

The 32<sup>nd</sup> Session of the Committee agreed to request comments for additional revisions to the INS System on a standing basis (ALINORM 01/12, para. 74). Comments for additional revisions to the INS System, submitted in response to CL 2005/38-FAC, are contained in working document CX/FAC 06/38/15.

**Agenda Item 10 - Specifications for the Identity and Purity of Food Additives (CX/FAC 06/38/16):** The document references specifications arising from the 65<sup>th</sup> JECFA Meeting. Comments submitted in response to CX/FAC 06/38/16 are contained in document CX/FAC 06/38/16-Add. 1. The 37<sup>th</sup> Session of Committee decided to reconvene the *ad hoc* Working Group on Specifications prior to its 38<sup>th</sup> Session under the Chairmanship of the United States of America (ALINORM 05/28/12, para. 112). The report of the *ad hoc* Working Group on Specifications will be presented to the Committee under Conference Room Document 4.

**CONTAMINANTS**

**Agenda Item 11 – Endorsement and/or Revision of Maximum Levels for Contaminants in Codex Standards (CX/FAC 06/38/17):** 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 12 – CONSIDERATION OF THE CODEX GENERAL STANDARD FOR CONTAMINANTS AND TOXINS IN FOODS (GSCTF) –** The 37<sup>th</sup> Session of the Committee agreed to integrate the Annotated List of Contaminants and Toxins in Foods (Part 1 and Part 2) of the GSCTF into a separate document “Working document for information and use in discussions on the GSCTF”. The Delegations of Japan and the Netherlands agreed to revise the document, using a suitable database, for presentation at the next session of the Committee (ALINORM 05/28/12, paras 124-125). The working document is circulated under reference CX/FAC 06/38/18.

**Agenda Item 12 (a) - Report of the *ad hoc* Working Group on Contaminants and Toxins (CRD 5):** The 37<sup>th</sup> Session of the Committee decided to reconvene the *ad hoc* Working Group on Contaminants and Toxins prior to its 38<sup>th</sup> Session under the Chairmanship of the European Community (ALINORM 05/28/12, para. 122). The report of the *ad hoc* Working Group on Contaminants and Toxins will be presented to the Committee under Conference Room Document 5.

**Agenda Item 12 (b) – General Standard for Contaminants and Toxins in Foods (CX/FAC 06/38/19):** The 28<sup>th</sup> Session of the Codex Alimentarius Commission noted that Codex Maximum/Guideline Levels for Contaminants and Toxins were incorporated in Schedule I of the General Standard for Contaminants and Toxins in Foods (GSCTF), which had not been officially forwarded for adoption by the Commission. Therefore, the Commission agreed to postpone the revocation of individual Codex Maximum/Guideline Levels as proposed by the Committee to its next session, pending submission by CCFAC of Schedule I of the General Standard for Contaminants and Toxins in Foods (GSCTF) to the Commission (ALINORM 05/28/41, para. 90). The General Standard for Contaminants and Toxins in Foods, including Schedule I, is circulated under reference CX/FAC 06/38/19.

#### **AGENDA ITEM 13: MYCOTOXINS IN FOOD AND FEED**

**Agenda Item 13 (a) - Proposed draft Appendix to the Code of Practice for the Prevention and Reduction of Aflatoxin Contamination in Tree Nuts (CX/FAC 06/38/20):** The 28<sup>th</sup> Session of the Codex Alimentarius Commission approved the elaboration of an Appendix to the Code of Practice for the Prevention and Reduction of Aflatoxin Contamination in Tree Nuts to address additional measures for the prevention and reduction of Aflatoxin in Brazil Nuts as new work for the Committee (ALINORM 05/28/41, para. 93 and App. VIII). The 37<sup>th</sup> Session of the Committee agreed that, subject to the approval of the Commission, an electronic Working Group, led by Brazil, would prepare a proposed draft Appendix for circulation, comments at Step 3 and consideration at its next session (ALINORM 05/28/12, para. 131). Comments at Step 3 submitted in response to CX/FAC 06/38/20 are contained in working document CX/FAC 06/38/20-Add. 1.

**Agenda Item 13 (b) - Proposed Draft Sampling Plan for Aflatoxin Contamination in Almonds, Brazil Nuts, Hazelnuts and Pistachios (CX/FAC 06/38/21):** The 37<sup>th</sup> Session of the Committee returned to Step 2 the proposed draft Sampling Plan for Aflatoxin Contamination in Almonds, Brazil Nuts, Hazelnuts and Pistachios. It also agreed to request an electronic Working Group, led by the United States, to revise the document on the basis of new information becoming available in future, for circulation and comments at Step 3, and consideration at its next session (ALINORM 05/28/12, para. 144). Comments at Step 3 on the proposed draft Sampling Plan are contained in working document CX/FAC 06/38/21-Add. 1.

**Agenda Item 13 (c) – Draft Maximum Level for Total Aflatoxins in Unprocessed Almonds, Hazelnuts and Pistachios and proposed draft Maximum Level for Total Aflatoxins in Processed Almonds, Hazelnuts and Pistachios (ALINORM 05/28/12-App. XXII; CX/FAC 06/38/23):** The 28<sup>th</sup> Session of the Codex Alimentarius Commission adopted the proposed draft maximum level for total aflatoxins in unprocessed almonds, hazelnuts, and pistachios at Step 5 and advanced it to Step 6, as proposed by the Committee (ALINORM 05/28/41, para. 71 and Appendix VIII). The 37<sup>th</sup> Session of the Committee also decided to circulate for comments at Step 3 the proposed draft maximum level of total aflatoxins in processed almonds, hazelnuts, and pistachios (ALINORM 05/28/12, para. 141). Comments submitted at Step 6 in response to CL 2005/36-FAC and comments submitted at Step 3 in response to CL 2005/22-FAC are contained in working document CX/FAC 06/38/22.

The Committee also established an electronic Working Group, led by the European Community and Iran, to prepare a discussion paper with a proposal for a maximum level for aflatoxins in processed almonds, hazelnuts and pistachios, with appropriate justification, for circulation, comments and consideration at its next session (ALINORM 05/28/12, para. 140). Comments, submitted in response to CX/FAC 06/38/23, are contained in working document CX/FAC 06/38/23-Add. 1.

**Agenda Item 13 (d) - Discussion Paper on Aflatoxins Contamination in Brazil Nuts (CX/FAC 06/38/24):** The 37<sup>th</sup> Session of the Committee agreed to establish an electronic Working Group, led by Brazil, to prepare a revised Discussion Paper on Aflatoxins Contamination in Brazil Nuts for consideration at its next session (ALINORM 05/28/12, para. 147).

**Agenda Item 13 (e) – Discussion Paper on Deoxynivalenol (DON) (CX/FAC 06/38/25):** The 37<sup>th</sup> Session of the Committee decided to establish an electronic Working Group, led by the United States, to develop a discussion paper to provide comprehensive relevant data, including the occurrence of deoxynivalenol and the effects of processing on the levels of DON, for consideration at its next session (ALINORM 05/28/12, para. 150).

**Agenda Item 13 (f) - Discussion Paper on Maximum Level for Ochratoxin (OTA) in Wine (CX/FAC 06/38/26):** The 37<sup>th</sup> Session of the Committee agreed to establish an electronic Working Group, led by the European Community, to prepare a Discussion Paper on Maximum Level for Ochratoxin (OTA) in Wine for consideration at its next session (ALINORM 05/28/12, para. 228).

**Agenda Item 13 (g) - Discussion Paper on Ochratoxin A Contamination in Coffee and Cocoa (CX/FAC 06/38/27):** The 37<sup>th</sup> Session of the Committee agreed to establish an electronic Working Group, led by Ghana, to prepare a Discussion Paper on Ochratoxin A contamination in coffee and cocoa, which takes into account the JECFA evaluation, the outputs of the FAO Coordinated Project “Enhancement of Coffee Quality through the Prevention of Mould Formation” and other relevant information for consideration at its next session (ALINORM 05/28/12, para. 230).

#### **AGENDA ITEM 14: INDUSTRIAL AND ENVIRONMENTAL CONTAMINANTS IN FOODS**

**Agenda Item 14 (a) - Draft Maximum Level for Lead in Fish (ALINORM 05/28/12, App. XXIII; CX/FAC 06/38/28) :** The 37<sup>th</sup> Session of the Committee agreed to retain the draft maximum level for lead in fish at Step 7 and to decide the level at its next session on the basis of the information contained in a discussion paper, prepared by an electronic Working Group led by the Philippines, which compiles the information necessary to develop an appropriate maximum level for lead in fish (ALINORM 05/28/12, paras 156-157).

**Agenda Item 14 (b) - Draft Maximum Levels for Cadmium (ALINORM 05/28/12, App. XXVI):** The 28<sup>th</sup> Session of the Codex Alimentarius Commission adopted the proposed draft maximum levels for cadmium in marine bivalve molluscs (excluding oysters and scallops) and cephalopods (without viscera) and in polished rice at Step 5 and advanced them to Step 6, as proposed by the Committee (ALINORM 05/28/41, para. 71 and Appendix VIII). Comments at Step 6, submitted in response to CL 2005/36-FAC, are contained in working document CX/FAC 06/38/29.

**Agenda Item 14 (c) - Proposed draft Code of Practice for the Prevention and Reduction of Dioxin and Dioxin-like PCB Contamination in Foods and Feeds (CX/FAC 06/38/30):** The 37<sup>th</sup> Session of the Committee agreed to return the renamed proposed draft Code of Practice for the Prevention and Reduction of Dioxin and Dioxin-like PCB Contamination in Foods and Feeds to Step 2 for redrafting by an electronic Working Group, led by Germany, for circulation, comments at Step 3 and consideration at its next session (ALINORM 05/28/12, para. 180). Comments at Step 3, submitted in response to CX/FAC 06/38/30, are contained in working document CX/FAC 06/38/30-Add.1.

**Agenda Item 14 (d) - Proposed draft Code of Practice for the Reduction of Chloropropanols during the Production of Acid Hydrolyzed Vegetable Protein (HVPs) and Products that Contain acid-HVPs (CX/FAC 06/38/31):** The 28<sup>th</sup> Session of the Codex Alimentarius Commission approved the elaboration of Code of Practice for the Reduction of Chloropropanols during the Production of Acid Hydrolyzed Vegetable protein (HVPs) and Products that contain acid HVPs as new work for the Committee (ALINORM 05/28/41, para. 93 and App. VIII). The 37<sup>th</sup> Session of the Committee agreed that, subject to the approval of the Commission, an electronic Working Group, led by the United Kingdom, would prepare a proposed draft Code for distribution, comments at Step 3 and further consideration at its next session (ALINORM 05/28/12, para. 183). Comments at Step 3, submitted in response to CX/FAC 06/36/31, are contained in working document CX/FAC 06/38/31-Add. 1.

**Agenda Item 14 (e) - Proposed draft Maximum Level for 3-MCPD in Liquid Condiments Containing HVPs (ALINORM 05/28/12, App. XXVIII; CX/FAC 06/38/33):** The 37<sup>th</sup> Session of the Committee agreed to circulate the proposed draft maximum level for 3-MCPD in liquid condiments containing acid-HVP (excluding naturally fermented soya sauce) for comments at Step 3 and further consideration at its next session. Comments at Step 3, submitted in response to CL 2005/22-FAC, are contained in working document CX/FAC 06/38/32.

Due to the need to better define the products for which maximum levels should be set, the Committee agreed that an electronic Working Group, led by United Kingdom, would prepare a discussion paper that will define the different acid-HVP containing products and collect information on other products that contain 3-MCPDs (ALINORM 05/28/12, paras 189-190).

**Agenda Item 14 (f) - Proposed draft Maximum Levels for Tin (ALINORM 05/28/12, App. XXIV):** The 37<sup>th</sup> Session of the Committee agreed to circulate the proposed maximum levels for tin for comments at Step 3 and further consideration at its next meeting (ALINORM 05/28/12, para. 163). Comments at Step 3, submitted in response to CL 2005/22-FAC, are contained in working document CX/FAC 06/38/34.

**Agenda Item 14 (g) - Discussion Paper on Acrylamide (CX/FAC 06/38/35):** The 37<sup>th</sup> Session of the Committee agreed to establish a Working Group, led by the United Kingdom and the United States, to revise the Discussion Paper on Acrylamide, taking into account: the 64<sup>th</sup> JECFA evaluation of acrylamide; national mitigation strategies; role of food processors, food catering services, and consumers and to also include an outline of a Code of Practice and a project document for starting new work on the elaboration of the Code of Practice, for circulation, comments and consideration at its next session (ALINORM 05/28/12, paras 193 and 196). Comments, submitted in response to CX/FAC 06/38/35, are contained in CX/FAC 06/38/35-Add. 1.

**Agenda Item 14 (h) - Discussion Paper on Polycyclic Aromatic Hydrocarbons (PAH) Contamination (CX/FAC 06/38/36):** The 37<sup>th</sup> Session of the Committee agreed to establish a Working Group, led by Denmark, to revise the Discussion Paper on Polycyclic Aromatic Hydrocarbons (PAH) contamination with particular attention to the 64<sup>th</sup> JECFA evaluation and to also include an outline of a Code of Practice and a project document for starting new work on the elaboration of the Code of Practice, for circulation, comments and consideration at its next session (ALINORM 05/28/12, paras 199-200). Comments, submitted in response to CX/FAC 06/38/36, are contained in CX/FAC 06/38/36-Add. 1.

**Agenda Item 14 (i) - Discussion Paper on the Guideline Levels for Methylmercury in Fish (CX/FAC 06/38/37):** The 37<sup>th</sup> Session of the Committee agreed to establish a Working Group, led by European Community, to revise the Discussion Paper on the Guideline Levels for Methylmercury in Fish to consider: method of analysis of methylmercury; elaboration of the Terms of Reference for an Expert Consultation on risks and benefits of fish consumption; and elaboration of a possible request to JECFA, for circulation, comments and consideration at its next session (ALINORM 05/28/12, para. 203). Comments, submitted in response to CX/FAC 06/38/37, are contained in CX/FAC 06/38/37-Add. 1.

**Agenda Item 14 (j) – Proposed draft revised Guideline Levels for Radionuclides in Foods for Use in International Trade (CX/FAC 06/38/38):** The 37<sup>th</sup> Session of the Committee returned the draft revised Guideline Levels for Radionuclides in Foods for Use in International Trade to Step 2 for revision by a Working Group, led by the European Community and IAEA, for circulation, comments at Step 3 and consideration at its next session. It was further agreed that the Working Group would consider the current draft text in its entirety, with a particular emphasis on: revisions to the Scope of the guidelines to clarify that the guideline levels only apply in situations related to nuclear accidents or radiological events and do not apply to routine monitoring purposes; the separation of guideline levels specific to general and infant food categories (ALINORM 05/28/12, para. 215). Comments at Step 3, submitted in response to CX/FAC 06/38/38, are contained in CX/FAC 06/38/38-Add. 1.

## GENERAL ISSUES

**Agenda Item 15 - Priority List of Food Additives, Contaminants and Natural Occurring Toxicants Proposed for Evaluation by JECFA (CX/FAC 06/38/39):** The 37<sup>th</sup> Session of the Committee agreed to ask the Codex Secretariat, in coordination with the Joint Secretariat to JECFA, to request new proposals for additions or amendments to the Priority List for consideration at its next session in a separate Circular Letter, which would also include the questionnaire for submission (ALINORM 05/28/12, para. 225). Comments submitted in response to CL 2005/31-FAC are contained in working document CX/FAC 06/38/39.

**Agenda Item 16 – 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 16 (a) - Discussion Paper on the Development of a Maximum Level for Aflatoxins in Dried Figs:** The paper has been added to the provisional agenda at the request of the Turkish Government.

**Agenda Item 17 – Date and Place of Next Session:** The Committee will be advised of the tentative dates and place of the next Session.

**Agenda Item 18 – Adoption of the Report:** The Committee shall adopt a report of its 38<sup>th</sup> Session based on a draft provided by the Codex Secretariat.

Working documents as prepared will be uploaded onto the Codex website. They can be downloaded and printed by accessing the following URL: <http://www.codexalimentarius.net> 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.