



**JOINT FAO/WHO FOOD STANDARDS PROGRAMME
CODEX COMMITTEE ON NUTRITION AND FOODS FOR SPECIAL DIETARY USES**

Fortieth Session

**Berlin, Germany
26 - 30 November 2018**

**Matters Referred by the Codex Alimentarius Commission
and/or Other Subsidiary Bodies**

A. DECISIONS OF THE 41st SESSION OF THE COMMISSION (CAC41)

MATTERS FOR INFORMATION

Standards and Related Texts Adopted at Step 5¹

1. CAC41 adopted the essential composition requirements for older infants and young children of the *Standard for Follow-Up Formula* (CXS 156-1987).
2. The Committee is invited to note the above information.

B. MATTERS ARISING FROM SUBSIDIARY BODIES AS RELATED TO THE WORK OF CCNFSDU

MATTERS FOR INFORMATION

The 75th Session of the Executive Committee of the Codex Alimentarius Commission (CCEXEC75)²

Revision of the Standard for Follow-up Formula

3. With regard to references to WHO/WHA documents in the draft CCNFSDU text on follow-up formula, CCEXEC75 provided the following advice intended to assist CCNFSDU in moving forward:
 - a. references should be considered on a case-by-case basis;
 - b. references may provide context and additional information to assist members in understanding and use of standards;
 - c. concepts and technical information could be incorporated into the text of the standard itself, rather than referencing sources external to Codex; and
 - d. references must be relevant to the scope of the standard itself, fall within the mandate of Codex, have a scientific basis, and have been developed through a transparent process.
4. CCEXEC75 noted that its advice did not preclude CCNFSDU from formulating specific requests for advice from CCEXEC at its next session, if appropriate.
5. CCEXEC75 also expressed its expectation that CCNFSDU would continue at its next session to complete the other elements, including scope, definitions and labeling, of the Standard for Follow-up formula.
6. CCEXEC75, recalling that similar issues relating to references had arisen in a number of Codex committees, noted that it may give further consideration to the benefit of providing generic advice to committees in this regard.
7. CCEXEC75 further agreed to include the following language on consideration of FAO and WHO policies in the forthcoming Codex Strategic Plan (under paragraph 4.2):

“In conducting its work, the Commission takes into account, where appropriate, the relevant policies, strategies and guidelines of FAO and WHO, consistent with fulfilling its unique mandate to protect the health of consumers and ensure fair practices in the food trade through the development of international food safety and quality standards.”

¹ REP18/CAC, para 62, Appendix IV

² REP18/EXEC2, paras 12-19

Scientific Advice

8. CCEXEC75 expressed its appreciation to FAO and WHO for the provision of scientific advice through JEMNU and to donors for their financial support.
9. The Committee is invited to note the above information.

The 50th Session of the Codex Committee on Food Additives (CCFA50)

Guidance on the alignment of food additive provisions and alignment plan³

10. CCFA50 agreed to publish the guidance document on the alignment of food additive provision as an information document on the Codex website and inform the relevant committees for their reference.

The 39th Session of the Committee on Methods of Analysis and Sampling (CCMAS39)

Endorsement of methods of analysis and sampling plans for provisions in Codex standards⁴

Methods of analysis for provisions in the *Standard for Infant Formula and Formulas for Special Medical Purposes Intended for Infants (CXS 72-1981)*

11. CCMAS39 noted the clarification from AOAC that AOAC 995.05 method for the determination of Vitamin D3 used an internal standard, which was necessary for analytical methods (included hot saponification as part of the sample preparation) and was fit for purpose. In view of this clarification, the Committee agreed to endorse the method as Type III and clarified the principle as HPLC-UV.
12. CCMAS39 also noted that ISO 20636 for determination of Vitamin D and ISO 21422 | IDF 242 for determination of chloride had been finalized and publication would be prior to CAC41, and agreed to endorse the method and recommend adoption by CAC41 pending publication.
13. CCMAS39 agreed to send the methods of analysis and performance criteria, as endorsed, to CAC41 for adoption. These methods were adopted by CAC41 (See table in Appendix I).
14. The Committee is invited to note the above information.

MATTERS FOR ACTION

The 75th Session of the Executive Committee of the Codex Alimentarius Commission (CCEXEC75)⁵

15. CCEXEC75 also requested that CCNFSDU consider a prioritization mechanism to better manage its work; and
16. The Committee is invited to consider the request.

The 39th Session of the Committee on Methods of Analysis and Sampling (CCMAS39)

Endorsement of methods of analysis and sampling plans for provisions in Codex standards⁶

Methods of analysis for provisions in the *Standard for Infant Formula and Formulas for Special Medical Purposes Intended for Infants (CXS 72-1981)*

17. CCMAS39 agreed to request CCNFSDU to clarify the provision for Vitamin D in CXS 72-1981 noting the disparity between the provision in CXS 72-1981 (Vitamin D3) and the *Advisory lists of nutrient compounds for use in foods for special dietary uses intended for infants and young children (CXG 10-1979)*, which indicated the source of Vitamin D as Vitamin D2 and Vitamin D3.
18. The Committee is invited to consider this request.

The 50th Session of the Codex Committee on Food Additives (CCFA50)

Consideration of the revocation of relevant food additive provisions⁷

19. CCFA50 agreed to recommend that CCNFSDU consider the revocation of the following provisions, taking into consideration the lack of JECFA specifications: potassium hydrogen malate (INS 351(i)), potassium malate (INS 351(ii)), monosodium tartrate (INS 335(i)), monopotassium tartrate (INS 336(i)), dipotassium tartrate (INS 336(ii)) in the *Standard for Processed Cereal-Based Foods for Infants and Young Children (CXS 74-1981)*.
20. The Committee is invited to consider this recommendation.

³ REP18/FA, paras 48(vii), (viii) and Appendix XI

⁴ REP18/MAS, paras 10-13, 22, Appendix II

⁵ REP18/EXEC2, paras 12-19

⁶ REP18/MAS, paras 10-13, 22, Appendix II

⁷ REP18/FA, paras 48(vii), (viii) and Appendix XI

APPENDIX I

PART 1. METHODS OF ANALYSIS ADOPTED BY THE 41ST CODEX ALIMENTARIUS COMMISSION

Methods of analysis for provisions in the Standard for Infant Formula and Formulas for Special Medical Purposes Intended for Infants (CXS 72-1981)

Commodity	Provision	Method	Principle	Proposed Type
Infant Formula	Biotin	EN 15607	HPLC-fluorescence	III
		AOAC 2016.02	HPLC-UV	II
	Vitamin D	EN 12821	HPLC-UV	III
		AOAC 995.05	HPLC-UV	III
		AOAC 2016.05 / ISO 20636	LC-MS	II
	Chloride	AOAC 2016.03 / ISO 21422 IDF 242	Potentiometry	II

PART 2. METHODS OF ANALYSIS REVOKED BY THE 41ST CODEX ALIMENTARIUS COMMISSION

Commodity	Provisions	Method
Infant formula	Vitamin D	AOAC 992.26