

CODEX ALIMENTARIUS COMMISSION



Food and Agriculture
Organization of the
United Nations



World Health
Organization

Viale delle Terme di Caracalla, 00153 Rome, Italy - Tel: (+39) 06 57051 - E-mail: codex@fao.org - www.codexalimentarius.org

Agenda Items 2, 4, 5, 6, 7, 8a

NFSDU/43 CRD20

JOINT FAO/WHO FOOD STANDARDS PROGRAMME

CODEX COMMITTEE ON NUTRITION AND FOODS FOR SPECIAL DIETARY USES

Forty-third Session

Düsseldorf, Germany

7 – 10 March with report adoption by virtual mode on 15 March 2023

Comments by Kenya

AGENDA ITEM 2/ 8A: MATTERS REFERRED BY THE CODEX ALIMENTARIUS COMMISSION AND OTHER SUBSIDIARY BODIES/ METHODS OF ANALYSIS

- a) Reply for CCFL relating to Nutrient profiles.

Comment: Kenya takes note of the reply from CCFSDU 21/42/2 report where CCFL46 agreed to inform CCNFSDU that work on the Guidelines for front of pack nutrition labelling had been completed.

- b) The request from CCMAS41 relating to the methods for fructans, beta-carotene and lycopene in infant formula.

Comments: Kenya proposes that a method of analysis should be recommended for determination for fructans and beta-carotene in infant formula. Among the requirements of CXS 72 there are specifications for Fructose and beta carotenes. There is also a limitation for Fructose in CXS74.

AGENDA ITEM 4: REVIEW OF THE STANDARD FOR FOLLOW-UP FORMULA (CXs 156-1987): PREAMBLE AND STRUCTURE

Comment: Kenya supports option (a) where the two parts of the standard will be in one standard. Justification: Kenya supports option (a) given that the products under discussion are conceptually similar in use over the complementary feeding period. We also take into consideration that this committee has previously published standards (infant formula) using this format and thus it would be ideal for the committee to be consistent in its work. Further, the use and referencing of the standard will be easier for the users when they are published in one standard.

PREAMBLE

Comment: Para 2: The national legislations on BMS (BMS Act of 2012 and its regulation- legal notice 184 of 2021) took into account the recommendations of the international code of marketing of Breast Milk Substitute. In addition, the recommendations of WHO Code have been incorporated in the body of the standard. Therefore, Kenya has no objection to its inclusion in the preamble.

AGENDA ITEM 5: REPLY TO CIRCULAR LETTER: CL 2022/74 REQUEST FOR COMMENTS ON THE GENERAL PRINCIPLES FOR ESTABLISHING NRVS-R FOR PERSONS AGED 6 - 36 MONTHS

Codex members and observers are invited to submit comments on the:

- a) General principles for establishing nutrient reference values (NRVs-R) for persons aged 6 – 36 months (CX/NFSDU 23/43/5, Appendix II, Part A);

General Comments: Kenya supports the principles as they are aligned with general principles for establishing NRVs for the general population.

- b) Pilot stepwise approach on the application of the General principles for establishing nutrient reference values (NRVs-R) for persons aged 6 – 36 months (CX/NFSDU 23/43/, Appendix II, Part B);

Comment:

1. Kenya supports the stepwise approach on application of the general principles.
 2. Kenya recommends the stepwise approach be published in the Codex Website under Information Documents.
- c) NRVs-R for persons aged 6 – 36 months for vitamin B12, iodine, vitamin B6, riboflavin, niacin and vitamin C (CX/NFSDU 23/43/, Appendix II, Part C.

Comment: Kenya supports the proposed NRVs-R for older infants and young children as recommended by the Electronic Working Group.

AGENDA ITEM 6: TECHNOLOGICAL JUSTIFICATION FOR SEVERAL FOOD ADDITIVES**Comment:**

1. Kenya supports the technological justification provided for the use of the following food additives :low acyl clarified gellan gum (INS 418) ,ascorbyl palmitate (INS 304),mixed tocopherol concentrates (INS 307b) phosphates (INS 339(i), 339(ii) and 339(iii) and INS 340(i), 340(ii) and 340(iii) including its purpose.
2. Regarding the plan/ programme for the consideration of the remaining food, Kenya seeks clarification on the classification of batch 3 (L(+)- lactic acid,Lecithins (INS 322i) Mono- and diglycerides (INS 471)) yet they have not been listed GL/10-1979.In addition ,Carob bean and Ascorbic acetate have not been included as indicated in CRD15 REV.

AGENDA ITEM 7: PRIORITIZATION MECHANISM / EMERGING ISSUES OR NEW WORK PROPOSALS**Comment:**

1. Kenya supports the adoption of the draft guideline for the preliminary assessment to identify and prioritize new work for CCNFSDU. We also take note of the new work proposed which should on that criteria.