

Serial Number 1946/162



THE FOOD AND DRUG TEMPORARY REGULATIONS 1946

B. C. FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 18th day of
September, 1946

Present :

THE RIGHT HON. P. FRASER PRESIDING IN COUNCIL

PURSUANT to the Sale of Food and Drugs Act, 1908, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Food and Drug Temporary Regulations 1946.

2. These regulations shall be read together with and deemed part of the Food and Drug Regulations 1946* (hereinafter called the principal regulations).

3. These regulations shall come into force on the 1st day of October, 1946.

4. While this regulation remains in force the principal regulations shall be read as if there were inserted therein, next after Regulation 58, the following regulation :—

“ 58A. Wherever in these regulations it is provided that citric acid or tartaric acid may be used in the preparation of any food, such citric acid or tartaric acid may be replaced in whole or in part by equivalent quantities of acetic acid or lactic acid or phosphoric acid, or by any mixture of these acids.”

5. While this regulation remains in force Regulation 83 of the principal regulations shall be read as if clause (1) were amended by omitting the words “ not less than 75 parts per centum of meat and not more than 6 parts per centum of starch ”, and substituting the words “ not less than 65 parts per centum of meat ”.

* Statutory Regulations 1946, Serial number 1946/136, page 327.

6. While this regulation remains in force Regulation 135 of the principal regulations shall be read as if there were inserted therein, next after clause (2) thereof, the following clause and headings:—

“ COMPOUND MUSTARD

“(3) (a) Compound mustard shall be a preparation containing not less than 85 parts per centum of mustard mixed with flour and with or without the addition of turmeric.

“ Labelling

“(b) There shall be written in the label borne on every package containing compound mustard, in 6-point lettering, a statement in the following form:—

“Compound Mustard: This preparation contains not less than 85 per cent. of mustard.”

“(c) Wherever the words ‘Compound Mustard’ appear in the label they shall be of uniform size.”

7. While this regulation remains in force Regulation 145 of the principal regulations shall be read as if clause (1) thereof (which relates to ice-cream) were amended—

(a) By omitting the words “not less than 10 parts per centum of milk fat”, and substituting the words “not less than 8 parts per centum and not more than 9 parts per centum of milk fat”:

(b) By omitting the words “It shall not contain any kind of vegetable fat”.

8. While this regulation remains in force Regulation 145 of the principal regulations shall be read as if there were inserted therein, next after clause (8) thereof, the following additional clause:—

“(9) Notwithstanding anything to the contrary in clause (1) of this regulation, there may be added to ice-cream, milk ices, and ices soluble saccharin in quantity not exceeding one and a half ounces in each 100 pounds of the mix.”

9. While this regulation remains in force the principal regulations shall be read as if there were inserted therein, next after Regulation 170, the following regulation:—

“170A. Notwithstanding anything to the contrary in Regulations 161 to 170 inclusive of these regulations, there may be added to fruit syrups, compound syrups, flavoured syrups, artificial syrups, and beverage flavours soluble saccharin in proportion not exceeding 3 grains to the pint; and to fruit non-fermented beverages, flavoured non-fermented beverages, and artificial non-fermented beverages soluble saccharin in proportion not exceeding 1 grain to the pint; and the quantity of sugar required by any of the aforementioned regulations may be reduced.”

10. While this regulation remains in force the principal regulations shall be read as if there were inserted therein, next after Regulation 179, the following heading and regulation:—

“ ADEPS LANAE (WOOL FAT)

“179A. *Adeps lanæ* (wool fat) shall be a wool fat with a melting-point not exceeding 43° c., with an acid value not exceeding 3, almost completely soluble in 100 parts of boiling dehydrated alcohol, and otherwise complying with the tests set out in the British Pharmacopœia, 1932, in the Monograph headed ‘*Adeps Lanæ*’.”

11. While this regulation remains in force, the principal regulations shall be read as if there were inserted, after Regulation 186, the following heading and regulation :—

“ DUSTING POWDERS

“ 186A (1) For the purpose of this regulation the words ‘ dusting powder ’ shall mean any powder which is intended only for application to the healthy skin, and shall include baby powders, body powders, face powders, and toilet powders.

“ (2) No person shall sell any baby powder, or any dusting powder which is recommended for use on the skin of a baby unless all talc and kaolin and other natural mineral ingredients contained in such powder have been sterilized by heating to a temperature of not less than 150° C. for a period of not less than one hour, and unless such ingredients and the powder have at all times thereafter been protected from contamination :

“ Provided that Purified Talc B.P. used as an ingredient in any such powder need not be heated as required in this clause.

“ (3) No person shall sell any baby powder, or any dusting powder which is recommended for use on the skin of a baby if such powder contains any bacterial spores or is found on bacteriological examination to contain *Clostridium tetani*, or *Clostridium welchii*, or *Bacillus anthracis*.

“ *Labelling*

“ (4) There shall be written in 6-point lettering in the label borne on every package containing a dusting powder the words ‘ This powder should not be applied to any broken skin surface or be used as a surgical dressing.’

“ (5) There shall be written in 6-point lettering in the label borne on every package containing a dusting powder that contains talc, kaolin, or any other natural mineral ingredient which has not been sterilized in accordance with the requirements of clause (2) of this regulation, the words : ‘ This powder has not been sterilized and should not be used on the skin of a baby.’ ”

W. O. HARVEY,
Clerk of the Executive Council.

Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette* : 19th day of September, 1946.

These regulations are administered in the Department of Health.