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GOVERNMENT NOTICE

DEPARTMENT OF HEALTH

No. R. 658

11 June 2009

FOODSTUFFS, COSMETICS AND DISINFECTANT ACT, 1972 (ACT 54 OF 1972)

DRAFT REGULATIONS RELATING TO COFFEE

The Minister of Health intends, in terms of section 15 (1) of the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972) to make the regulations in the Schedule.

Interested persons are invited to submit any substantiated comments or representations on the proposed draft amendment to the regulations, to the Director – General of Health, Private Bag X828, Pretoria, 0001 (for the attention of the Director: Food Control), within three months of the date of publication of this notice.

SCHEDULE

Definitions

1. In these regulations any expression to which a meaning has been assigned in the Act shall bear such meaning and, unless the context indicates otherwise -

“**Chicory**” means the dried roasted root of *Cichorium intybus*;

“**Coffee**” means the seed of one or more species of *coffea*;

“**Decaffeinated coffee**” means coffee from which a large portion of caffeine has been removed;

“**Ground coffee**” means coffee that is roasted and ground or otherwise prepared in a form suitable for making an infusion or decoction. It shall not

contain any exhausted or partially exhausted coffee, or any foreign substance; and

“the Act” means the Foodstuffs, Cosmetics and Disinfectants Act, 1972 (Act No. 54 of 1972)

Decaffeinated Ground Coffee

2. Decaffeinated ground coffee shall not contain more than 0.1 % caffeine and shall be labelled “decaffeinated ground coffee”.

Decaffeinated Instant Coffee

3. Decaffeinated instant coffee shall not contain more than 0.3 % caffeine and shall be labelled “decaffeinated instant coffee”.

Mixed Coffee or Coffee Mixture

4. Every mixture packed or sold, as “Mixed Coffee” or “Coffee Mixture” or under any similar name, with no ingredient other than coffee being mentioned in the name of the product, shall consist solely of coffee and chicory, and coffee shall constitute not less than three quarters of its weight. The name of every such mixtures shall be printed on the label.

Labelling

5. The label of every mixture containing coffee including “Mixed Coffee” as described in sub regulation (4) hereof shall bear a statement, showing the names of the ingredients and the approximate proportion or percentage of each.

Coffee Essence or Coffee Extract

6. Coffee essence or coffee extract shall be prepared only from coffee, with or without sugar (sucrose), or other edible carbohydrates and shall not contain less than 0.5% of caffeine.

Coffee and Chicory Essence

7. Coffee and Chicory essence or extract shall be prepared from coffee and chicory with or without sugar or other edible carbohydrates. It shall contain not less than 50 % of coffee extract and not less than 0.25 % of caffeine, and shall be labelled "Coffee and Chicory Essence" or "Coffee and Chicory Extract".

Chicory

8. Chicory shall contain no foreign substance other than a trace of earth or sand unavoidably mixed with it during the process of collection and a trace of fatty matter used in roasting. It shall yield not more than 7.5 per cent total ash, and the ash remaining undissolved after boiling for five minutes in an aqueous solution of Hydrochloric acid containing 10 percent of pure HCL, shall not exceed 3 percent.

Coffee and Milk

9. Coffee and milk shall be prepared only from milk, sugar and coffee or coffee extract, and shall contain not less than 0.12 % caffeine.

Short Title

10. These Regulations are called the Regulations Relating to Coffee, 2009 and shall come into operation on the date of final publication.



DR A. MOTSOALEDI, MP
MINISTER OF HEALTH

1/6/2009