

[REDACTED]

From: [REDACTED]
Sent: Thursday, 22 May 2014 3:33 PM
To: [REDACTED]
Subject: RE: NZ High Court Decision on NBTs [SEC=UNCLASSIFIED]

Dear [REDACTED]

Thank you very much for the notification. We eventually managed to track down the ruling by Justice Mallon and it certainly created some interest. However, I think it is fair to say that from a FSANZ perspective there are no regulatory implications - mainly because the decision is concerned with the application and interpretation of legislative text that is different from that used in Standard 1.5.2 and which has a different regulatory purpose and context to that of the Food Standards Code.

Kind regards
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: Thursday, 22 May 2014 10:55 AM
To: [REDACTED]
Subject: NZ High Court Decision on NBTs

Dear [REDACTED]

The NZ High Court has overturned the NZ EPA's determination that an NBT (I think it was a ZFN1 or 2) was not a GMO.

<http://www.radionz.co.nz/news/national/245089/decision-over-gm-crops-quashed>

Given FSANZ's position that ZFN1 and 2 are unlikely to be captured under Food Standard 1.5.2, and OGTR assessing these technologies on a case by case basis, I'd be interested in an informal discussion with both of you in regard to any potential regulatory implications that this NZ decision could have in Australia? (The answer could be nil!)

Kind regards
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]