Animal Feed Division
Feed Regulatory Renewal Update for AAFCO
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Items to be Discussed

1. Update on Agency Transformation initiatives

2. Update on Feed Regulatory Renewal
   • Consolidated Proposal

3. Additional projects

4. Next Steps
Recall CFIA's Transformation Agenda …

The CFIA has embarked on a comprehensive change agenda to strengthen its foundation of legislation, regulatory programs, and inspection delivery.

Goals:

- **Legal framework that is robust, flexible, and consistent** with international approaches and appropriate for 21st century
- **Regulations** that reduce unnecessary compliance burden and support innovation while maintaining public safety, as well as environmental and economic sustainability
- **Integrated Agency Inspection Model (iAIM)** that is based on common inspection activities and standard processes, and supported by a renewed training regime
Legislative Modernization - *Agriculture Growth Act*

- Tabled by Minister of Agriculture and Agri-Food on December 9, 2013
- Received Royal Assent February 25, 2015
- *Agriculture Growth Act* makes amendments to 7 CFIA Acts:
  - *Agriculture and Agri-Food Administrative Monetary Penalties Act*
  - *Feeds Act*
  - *Fertilizers Act*
  - *Health of Animals Act*
  - *Plant Protection Act*
  - *Seeds Act*
  - *Plant Breeders’ Rights Act*
Legislative Modernization - Update of *Feeds Act*

Some significant amendments made to *Feeds Act* by the *Agriculture Growth Act*:

- Adds regulation-making authorities to licence/register establishments and/or operators relative to import, export and domestic activities and to products

- Adds regulation-making authorities to require regulated parties to develop, implement and maintain quality management programs, preventive control plans etc.

- Enables incorporation of external reference documents by reference
Inspection Model - *Path Forward to Implementation*

- The finalized iAIM will be posted on the CFIA website (date to be determined)
- The final model provides the foundation to align the regulatory framework and allows for further consultation on policy issues, where required.
- Supporting business process mapping will provide the basis for implementation.
- Operationalization of the inspection model will utilize a phased-in approach (by Programs & activities)
Update on Feed Regulatory Renewal

A Consolidated Proposal has been prepared for final, pre-\textit{Gazette I} public consultation. The consolidated proposal will:

- Integrate first three modules consulted on
  - Demonstrate how feed ingredient assessment & authorization, hazard ID & preventive controls, and labelling will work together to provide a robust, risk-based regulatory framework

- Add proposal on facility licensing/enforcement
  - Demonstrate how new Agricultural Growth Act (AGA) authorities and the principles of iAIM will apply in a Feed context

- Address additional policy issues, including:
  - Proposals regarding scope of species subject to Feeds Regulations, oversight of feed imports & exports, traceability
Schematic – Proposed Modernized Framework

Key Regulatory Requirements
Species – Standards – Hazard ID – PCPs
Labelling – Traceability

Domestic
Ingredient Manufacturing / Products
Feed Manufacturing / Products
Distribution / Retail
On-farm Feed Manufacturing

Permissions
Consolidated Proposal

• Consolidated proposal incorporates input received from internal and external stakeholders
  • In 2013 and 2014 formal public consultations were held on three primary “modules” of the proposal
  • Internal focus groups were held with staff from Animal Feed Division and Operations Branch
  • Presentations made to internal governance committees
  • Early consultation with the Animal Nutrition Association of Canada
Update on Feed Regulatory Renewal (cont’d)

• Drafting of drafting instructions has begun in collaboration with Regulatory Legislative and Economic Affairs Division (RLEAD) and Legal Services

• Elements of Cost-Benefit Analysis (CBA) being identified in collaboration with RLEAD

• Work on several supporting projects associated with modernized regulatory framework is underway
Additional Projects

A number of additional projects are in progress to support the development of the modernized regulations.

These include:

1. Positive List of Approved Ingredients
2. Ingredient Collective Terms (proposal)
3. Permissible Claims (proposal)
4. Nutrient & Contaminant Maximum Limits
5. “Indirect” Feed Additives List
Positive List of Approved Ingredients

✓ Attention turning to preparing a positive list of approved ingredients suitable for incorporation by reference
✓ Cleaning up Schedules IV/V
✓ Reviewing definitions for accuracy and relevance
✓ “Pilot” review project initiated for oilseed products in collaboration with Canadian Oilseed Processors Association (COPA) in fall 2014
✓ Additional reviews planned for Emulsifiers, Viscosity Modifiers and Pelleting Aids in short term; other groupings to follow
Ingredient Collective Terms

Collective Terms Proposal

- Proposes collective terms which are a single term that refers to a name given to a group of feed ingredients used for a common purpose.
- Allows greater flexibility for labelling products that are least cost formulated
- Collective terms don’t cover all ingredients, just those that are frequently substituted
- Distributed to stakeholders for review and comment (due July 17)
Permissible Claims

- Proposing to create a list with claims that can be made on feed labels without CFIA pre-market registration
  - Any conditions of the claim must be met
  - The claim must be truthful and verifiable
  - Anyone can make these claims within the scope of the scheme
  - Data/info to support claim made on labels must be available upon request
- Claims not on the list can still be authorized via the registration process
- Intend to utilize incorporation by reference to allow for future updates
Nutrient & Contaminant Maximum Limits

- Currently maximums are set in the Regulations in Section 19 and Table 4
- Proposing to remove Table 4
- Working to create a document which lists maximum limits for nutrients (where appropriate) and contaminants
- Intend to incorporate this by reference to allow future updates
“Indirect” Feed Additives List

✓ Indirect Feed Additives are typically used in the manufacture of ingredients and are not added directly to mixed feeds.

✓ Includes waste water treatment aids, flocculants, conditioners for steam

✓ Working on an approach for these as there are known safety concerns with some of these products

✓ Proposing a list of acceptable/approved indirect feed additives.
Next Steps

✓ Distribute consolidated proposal for public review and comment once internal approvals are complete

✓ Continue development of Gazette-ready package
  • Preparation of regulatory drafting instructions for Department of Justice team to work from
  • Collaborate in preparation of Cost-Benefit Analysis and other TBS-required documentation / analyses

✓ Review provisions of U.S. FDA FSMA animal food safety final rule
  • Anticipating publication in August 2015
  • Will set stage for potential feed systems recognition process between Canada and US
QUESTIONS
Feed Regulatory Modernization Project

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