



Australian Government
**Department of Agriculture,
 Water and the Environment**

Imported food holding order—failing food

Section 15(1) of the *Imported Food Control Act 1992* (the Act)

Holding order number:

Date:

Section A: The basis for this Order

Section 15(1)(a) of the Act

An inspection, or inspection and analysis, of examinable food that this Order covers indicates the food, or a part of the food, to be failing food.

or

Section 15(1)(b) of the Act

I am satisfied that there are reasonable grounds for believing that food that this Order covers would, on inspection, or inspection and analysis, be identified as failing food.

Section B: Food that this Order covers

This Order covers food identified in the table below that is imported into Australia after the making of this Order.

| | |
|---------------------|--------------------------------------|
| Country of origin | United States |
| Product description | LIL NITRO GUMMY BEAR (Confectionary) |
| Producer name | NESTLE |

Until this Order is revoked, food that this Order covers must be held in a place to be approved by an authorised officer in writing, until an inspection, or inspection and analysis, required under the Imported Food Inspection Scheme, has been completed.

Section C: The circumstances under which this Order will be revoked

This Order remains in force until the Secretary (or delegate) revokes it. The Secretary (or delegate) will immediately revoke this Order if satisfied that the circumstances specified for its revocation have occurred when:

- five consecutive batches of foods described in this order have, upon inspection or inspection and analysis, been found not to be a failing food; or
- the foods described in this order have, upon the expiration of a two-year period, been found not to be a failing food.

Delegate position number

Date

16514

13.11.2020

Delegate of the Secretary appointed under Section 41 of the Act for the purposes of Section 15 of the Act.