

DMB

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

Display Date	6-7-99
Publication Date	6-8-99
Certifier	J. M. [Signature]

21 CFR Part 178

[Docket No. 97F-0421]

Indirect Food Additives: Adjuvants, Production Aids, and Sanitizers; Technical Amendment

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule; technical amendment.

SUMMARY: The Food and Drug Administration (FDA) is amending a final rule that appeared in the **Federal Register** of January 19, 1999 (64 FR 2854). The document amended the food additive regulations to provide for the safe use of di-*tert*-butyl-*m*-cresyl phosphonite condensation product with biphenyl for use as an antioxidant and/or stabilizer for olefin polymers intended for use in contact with food. The document was published with an error. This document corrects that error.

DATES: This regulation is effective January 19, 1999.

FOR FURTHER INFORMATION CONTACT: Hortense S. Macon, Center for Food Safety and Applied Nutrition (HFS-206), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-418-3086.

SUPPLEMENTARY INFORMATION: In the **Federal Register** of January 19, 1999 (64 FR 2854), FDA amended the food additive regulations to provide for the safe use of di-*tert*-butyl-*m*-cresyl phosphonite condensation product with biphenyl for use as an antioxidant and/or stabilizer for olefin polymers intended for use in contact with food. The nomenclature of the additive was modified to include the term “meta” (*m*). This term was placed between “butyl” and “cresyl” in the

name of the subject additive and between “butyl” and “cresol” in the name of one of the starting materials to provide more accurate and descriptive names.

In the preferred chemical nomenclature, the addition of “*m*” necessitates the use of a different numbering convention in the name of the starting material than is used in the absence of “*m*”. In the final rule, the agency inadvertently omitted this renumbering in the name of the starting material. Therefore, the agency is amending 21 CFR 178.2010 to correct the error.

List of Subjects in 21 CFR Part 178

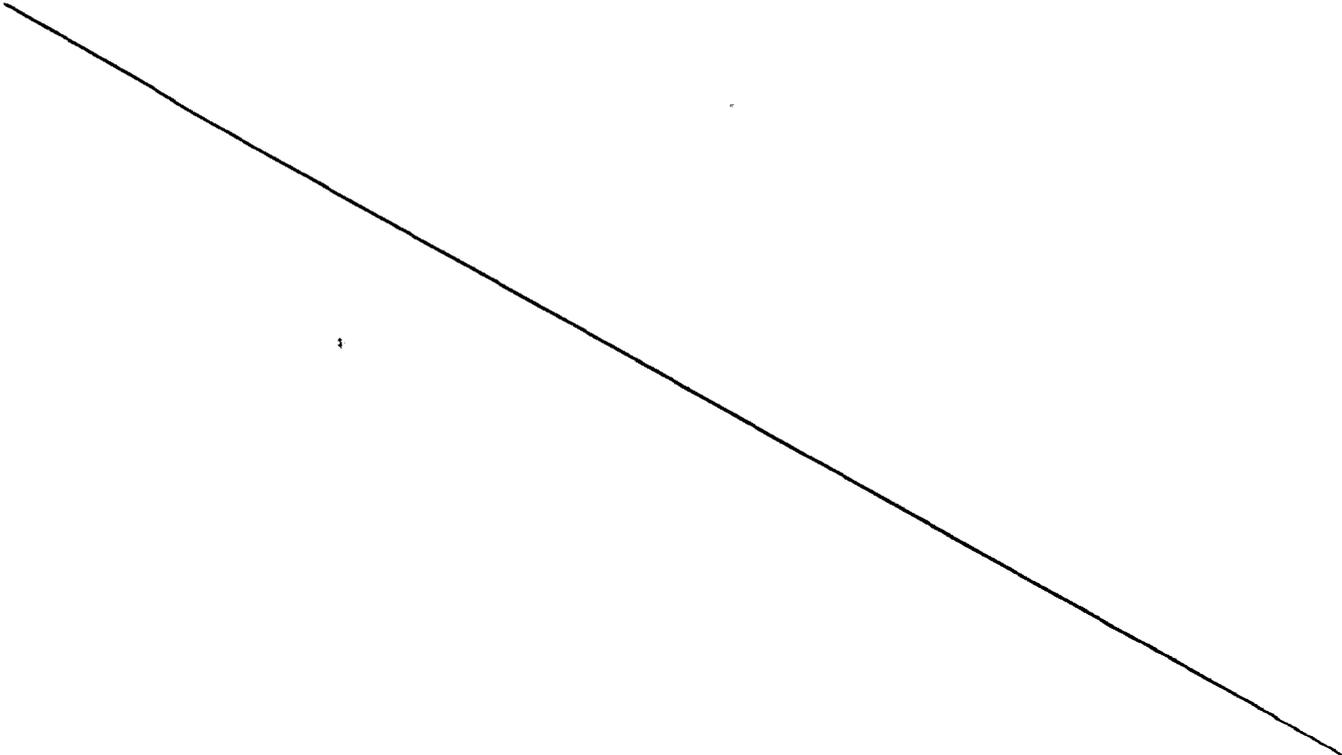
Food additives, Food packaging.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, and redelegated to the Director, Center for Food Safety and Applied Nutrition, 21 CFR part 178 is amended as follows:

PART 178—INDIRECT FOOD ADDITIVES: ADJUVANTS, PRODUCTION AIDS, AND SANITIZERS

1. The authority citation for 21 CFR part 178 continues to read as follows:

Authority: 21 U.S.C. 321, 342, 348, 379e.



§ 178.2010 [Amended]

2. Section 178.2010 *Antioxidant and/or stabilizers for polymers* is amended in the table in paragraph (b) in the entry for “di-*tert*-butyl-*m*-cresyl phosphonite * * *” by removing “2,4-di-*tert*-butyl-*m*-cresol” and by adding in its place “4,6-di-*tert*-butyl-*m*-cresol”.

Dated: 6/1/99

June 1, 1999

CERTIFIED TO BE A TRUE COPY OF THE ORIGINAL

Jen Windsor

L. Robert Lake

L. Robert Lake
Director
Office of Policy, Planning and
Strategic Initiatives
Center for Food Safety and Applied Nutrition

[FR Doc. 99-???? Filed ??-??-99; 8:45 am]

BILLING CODE 4160-01-F