

**STATEMENT OF AUTHORITY
AND
CONFIDENTIALITY COMMITMENT FROM
NEW ZEALAND'S MINISTRY FOR PRIMARY INDUSTRIES
NOT TO PUBLICLY DISCLOSE NON-PUBLIC INFORMATION SHARED
BY
THE UNITED STATES FOOD AND DRUG ADMINISTRATION**

The United States Food and Drug Administration (FDA) is authorized under 21 C.F.R. § 20.89 to disclose non-public information to The Ministry for Primary Industries (MPI) regarding FDA-regulated products as part of cooperative law enforcement or cooperative regulatory activities.

MPI understands that some of the information it receives from FDA may include non-public information exempt from public disclosure under the laws and regulations of the United States of America, which is confidential commercial information; trade secret information; personal privacy information; law enforcement information; designated national security information; or internal, pre-decisional information. MPI understands that this non-public information is shared in confidence and that FDA considers it critical that MPI maintain the confidentiality of the information. Public disclosure of this information by MPI could seriously jeopardize any further scientific and regulatory interactions between FDA and MPI. FDA will advise MPI of the non-public status of the information at the time that the information is shared.

Therefore, MPI certifies that it:

1. has the authority to protect from public disclosure such non-public information provided to MPI in confidence by FDA;
2. will not publicly disclose such FDA-provided non-public information without the written authorization of the owner of the information, the written authorization from the individual who is the subject of the personal privacy information, or a written statement from FDA that the information no longer has non-public status;
3. will inform FDA promptly of any effort made by judicial or legislative mandate to obtain FDA-provided non-public information from MPI. If such judicial or legislative mandate orders disclosure of FDA-provided non-public information, MPI will take all appropriate statutory or legal measures available in an effort to ensure that the information will be disclosed in a manner that protects the information from public disclosure; and

4. will promptly inform FDA of any changes to New Zealand's laws, or to any relevant policies or procedures, that would affect MPI's ability to honor the commitments in this document.

Signed on behalf of MPI:

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20th April 2015
Date

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