

CODEX STANDARD FOR FERMENTED MILKS

CODEX STAN 243-2003

1. SCOPE

This standard applies to fermented milks, that is Fermented Milk including, Heat Treated Fermented Milks, Concentrated Fermented Milks and composite milk products based on these products, for direct consumption or further processing in conformity with the definitions in Section 2 of this Standard.

2. DESCRIPTION

2.1 **Fermented Milk** is a milk product obtained by fermentation of milk, which milk may have been manufactured from products obtained from milk with or without compositional modification as limited by the provision in Section 3.3, by the action of suitable microorganisms and resulting in reduction of pH with or without coagulation (iso-electric precipitation). These starter microorganisms shall be viable, active and abundant in the product to the date of minimum durability. If the product is heat-treated after fermentation the requirement for viable microorganisms does not apply.

Certain Fermented Milks are characterized by specific starter culture(s) used for fermentation as follows:

Yoghurt:	Symbiotic cultures of <i>Streptococcus thermophilus</i> and <i>Lactobacillus delbrueckii</i> subsp. <i>bulgaricus</i> .
Alternate Culture Yoghurt:	Cultures of <i>Streptococcus thermophilus</i> and any <i>Lactobacillus</i> species.
Acidophilus Milk:	<i>Lactobacillus acidophilus</i> .
Kefir:	Starter culture prepared from kefir grains, <i>Lactobacillus kefiri</i> , species of the genera <i>Leuconostoc</i> , <i>Lactococcus</i> and <i>Acetobacter</i> growing in a strong specific relationship. Kefir grains constitute both lactose fermenting yeasts (<i>Kluyveromyces marxianus</i>) and non-lactose-fermenting yeasts (<i>Saccharomyces unisporus</i> , <i>Saccharomyces cerevisiae</i> and <i>Saccharomyces exiguus</i>).
Kumys:	<i>Lactobacillus delbrueckii</i> subsp. <i>bulgaricus</i> and <i>Kluyveromyces marxianus</i> .

Other microorganisms than those constituting the specific starter culture(s) specified above may be added.

2.2 **Concentrated Fermented Milk** is a Fermented Milk the protein of which has been increased prior to or after fermentation to minimum 5.6%. Concentrated Fermented Milks includes traditional products such as Stragisto (strained yoghurt), Labneh, Ymer and Ylette.

2.3 **Flavoured Fermented Milks** are composite milk products, as defined in Section 2.3 of the *General Standard for the Use of Dairy Terms* (CODEX STAN 206-1999) which contain a maximum of 50% (m/m) of non-dairy ingredients (such as nutritive and non nutritive sweeteners, fruits and vegetables as well as juices, purees, pulps, preparations and

preserves derived therefrom, cereals, honey, chocolate, nuts, coffee, spices and other harmless natural flavouring foods) and/or flavours. The non-dairy ingredients can be mixed in prior to/or after fermentation.

2.4 **Drinks based on Fermented Milk** are composite milk products, as defined in Section 2.3 of the *General Standard for the Use of Dairy Terms* (CODEX STAN 206-1999), obtained by mixing Fermented Milk as described in Section 2.1 with potable water with or without the addition of other ingredients such as whey, other non-dairy ingredients, and flavourings. Drinks Based on Fermented Milk contain a minimum of 40% (m/m) fermented milk.

Other microorganisms than those constituting the specific starter cultures may be added.

3. ESSENTIAL COMPOSITION AND QUALITY FACTORS

3.1 Raw materials

- Milk and/or products obtained from milk.
- Potable water for the use in reconstitution or recombination.

3.2 Permitted ingredients

- Starter cultures of harmless microorganisms including those specified in Section 2;
- Other suitable and harmless microorganisms (*in products covered by Section 2.4*);
- Sodium chloride;
- Non-dairy ingredients as listed in Section 2.3 (Flavoured Fermented Milks);
- Potable water (*in products covered by Section 2.4*);
- Milk and milk products (*in products covered by Section 2.4*);
- Gelatine and starch in:
 - fermented milks heat-treated after fermentation;
 - flavoured fermented milk;
 - drinks based on fermented milk; and
 - plain fermented milks if permitted by national legislation in the country of sale to the final consumer;

provided they are added only in amounts functionally necessary as governed by Good Manufacturing Practice, taking into account any use of the stabilizers/thickeners listed in section 4. These substances may be added either before or after adding the non-dairy ingredients.

3.3 Composition

	Fermented Milk	Yoghurt, Alternate Culture Yoghurt and Acidophilus milk	Kefir	Kumys
Milk protein ^(a) (% m/m)	min. 2.7%	min. 2.7%	min. 2.7%	
Milk fat (% m/m)	less than 10%	less than 15%	less than 10%	less than 10%
Titration acidity, expressed as % lactic acid (% m/m)	min. 0.3%	min. 0.6%	min. 0.6%	min. 0.7%
Ethanol (% vol./w)				min. 0.5%

	Fermented Milk	Yoghurt, Alternate Culture Yoghurt and Acidophilus milk	Kefir	Kumys
Sum of microorganisms constituting the starter culture defined in section 2.1 (cfu/g, in total)	min. 10 ⁷	min. 10 ⁷	min. 10 ⁷	min. 10 ⁷
Labelled microorganisms ^(b) (cfu/g, total)	min. 10 ⁶	min. 10 ⁶		
Yeasts (cfu/g)			min. 10 ⁴	min. 10 ⁴

(a) Protein content is 6.38 multiplied by the total Kjeldahl nitrogen determined.

(b) Applies where a content claim is made in the labelling that refers to the presence of a specific microorganism (other than those specified in section 2.1 for the product concerned) that has been added as a supplement to the specific starter culture.

In Flavoured Fermented Milks and Drinks based on Fermented Milk the above criteria apply to the fermented milk part. The microbiological criteria (based on the proportion of fermented milk product) are valid up to the date of minimum durability. This requirement does not apply to products heat-treated after fermentation.

Compliance with the microbiological criteria specified above is to be verified through analytical testing of the product through to “the date of minimum durability” after the product has been stored under the storage conditions specified in the labeling.

3.4 Essential manufacturing characteristics

Whey removal after fermentation is not permitted in the manufacture of fermented milks, except for Concentrated Fermented Milk (Section 2.2).

4. FOOD ADDITIVES

Only those additives classes indicated in the table below may be used for the product categories specified. Within each additive class, and where permitted according to the table, only those individual additives listed may be used and only within the limits specified.

In accordance with Section 4.1 of the Preamble to the *General Standard for Food Additives* (CODEX STAN 192-1995), additional additives may be present in the flavoured fermented milks and drinks based on fermented milk as a result of carry-over from non-dairy ingredients.

Additive class	Fermented Milks and Drinks based on Fermented Milk		Fermented Milks Heat Treated After Fermentation and Drinks based on Fermented Milk Heat Treated After Fermentation	
	Plain	Flavoured	Plain	Flavoured
Acidity regulators	–	X	X	X
Carbonating agents	X ^(b)	X ^(b)	X ^(b)	X ^(b)
Colours	–	X	–	X

Additive class	Fermented Milks and Drinks based on Fermented Milk		Fermented Milks Heat Treated After Fermentation and Drinks based on Fermented Milk Heat Treated After Fermentation	
	Plain	Flavoured	Plain	Flavoured
Emulsifiers	–	X	–	X
Flavour enhancers	–	X	–	X
Packaging gases	–	X	X	X
Preservatives	–	–	–	X
Stabilizers	X ^(a)	X	X	X
Sweeteners	–	X	–	X
Thickeners	X ^(a)	X	X	X

- (a) Use is restricted to reconstitution and recombination and if permitted by national legislation in the country of sale to the final consumer.
- (b) Use of carbonating agents is technologically justified in Drinks based on Fermented Milk only.
- X The use of additives belonging to the class is technologically justified. In the case of flavoured products the additives are technologically justified in the dairy portion.
- The use of additives belonging to the class is not technologically justified

Acidity regulators, colours, emulsifiers, packaging gases and preservatives listed in Table 3 of the *General Standard for Food Additives* (CODEX STAN 192-1995) are acceptable for use in fermented milk products categories as specified in the table above.

INS No.	Name of additive	Maximum level
Acidity regulators		
334	Tartaric acid L(+)-	} 2 000 mg/kg as tartaric acid
335(i)	Monosodium tartrate	
335(ii)	Sodium L(+)-tartrate	
336(i)	Monopotassium tartrate	
336(ii)	Dipotassium tartrate	
337	Potassium sodium L(+)-tartrate	} 1 500 mg/kg as adipic acid
355	Adipic acid	
356	Sodium adipate	
357	Potassium adipate	
359	Ammonium adipate	
Carbonating agents		
290	Carbon dioxide	GMP
Colours		
100(i)	Curcumin	100 mg/kg
101(i)	Riboflavin, synthetic	} 300 mg/kg
101(ii)	Riboflavin 5'-phosphate, sodium	
102	Tartrazine	300 mg/kg
104	Quinoline yellow	150 mg/kg
110	Sunset yellow FCF	300 mg/kg
120	Carmines	150 mg/kg

INS No.	Name of additive	Maximum level
122	Azorubine (Carmoisine)	150 mg/kg
124	Ponceau 4R (Cochineal red A)	150 mg/kg
129	Allura red AC	300 mg/kg
132	Indigotine	100 mg/kg
133	Brilliant blue FCF	150 mg/kg
141(i)	Chlorophylls, copper complexes	} 500 mg/kg
141(ii)	Chlorophyllins, copper complexes, sodium and potassium salts	
143	Fast green FCF	100 mg/kg
150b	Caramel II – sulfite caramel	150 mg/kg
150c	Caramel III – ammonia caramel	2 000 mg/kg
150d	Caramel IV – sulfite ammonia caramel	2 000 mg/kg
151	Brilliant black (Black PN)	150 mg/kg
155	Brown HT	150 mg/kg
160a(i)	Carotene, <i>beta</i> -, synthetic	} 100 mg/kg
160e	Carotenal, <i>beta</i> -apo-8'-	
160f	Carotenoic acid, methyl or ethyl ester, <i>beta</i> -apo-8'-	
160a(iii)	Carotenes, <i>beta</i> -, <i>Blakeslea trispora</i>	} 600 mg/kg
160a(ii)	Carotenes, <i>beta</i> -, vegetable	
160b(i)	Annatto extracts, bixin-based	20 mg/kg as bixin
160b(ii)	Annatto extracts, norbixin-based	20 mg/kg as norbixin
160d	Lycopenes	30 mg/kg as pure lycopene
161b(i)	Lutein from <i>Tagetes erecta</i>	150 mg/kg
161h(i)	Zeaxanthin, synthetic	150 mg/kg
163(ii)	Grape skin extract	100 mg/kg
172(i)	Iron oxide, black	} 100 mg/kg
172(ii)	Iron oxide, red	
172(iii)	Iron oxide, yellow	
Emulsifiers		
432	Polyoxyethylene (20) sorbitan monolaurate	} 3 000 mg/kg
433	Polyoxyethylene (20) sorbitan monooleate	
434	Polyoxyethylene (20) sorbitan monopalmitate	
435	Polyoxyethylene (20) sorbitan monostearate	
436	Polyoxyethylene (20) sorbitan tristearate	
472e	Diacetyltartaric and fatty acid esters of glycerol	10 000 mg/kg
473	Sucrose esters of fatty acids	5 000 mg/kg
474	Sucroglycerides	5 000 mg/kg
475	Polyglycerol esters of fatty acids	2 000 mg/kg
477	Propylene glycol esters of fatty acids	5 000 mg/kg
481(i)	Sodium stearoyl lactylate	10 000 mg/kg
482(i)	Calcium stearoyl lactylate	10 000 mg/kg

INS No.	Name of additive	Maximum level
491	Sorbitan monostearate	5 000 mg/kg
492	Sorbitan tristearate	
493	Sorbitan monolaurate	
494	Sorbitan monooleate	
495	Sorbitan monopalmitate	
900a	Polydimethylsiloxane	50 mg/kg
Flavour enhancers		
580	Magnesium gluconate	GMP
620	Glutamic acid, (L+)-	GMP
621	Monosodium L-glutamate	GMP
622	Monopotassium L-glutamate	GMP
623	Calcium di-L-glutamate	GMP
624	Monoammonium L-glutamate	GMP
625	Magnesium di-L-glutamate	GMP
626	Guanylic acid, 5'-	GMP
627	Disodium 5'-guanylate-	GMP
628	Dipotassium 5'-guanylate-	GMP
629	Calcium 5'-guanylate	GMP
630	Inosinic acid, 5'-	GMP
631	Disodium 5'-inosinate	GMP
632	Dipotassium 5'-inosinate	GMP
633	Calcium 5'-inosinate	GMP
634	Calcium 5'-ribonucleotides-	GMP
635	Disodium 5'-ribonucleotides-	GMP
636	Maltol	GMP
637	Ethyl maltol	GMP
Preservatives		
200	Sorbic acid	1 000 mg/kg as sorbic acid
201	Sodium sorbate	
202	Potassium sorbate	
203	Calcium sorbate	300 mg/kg as benzoic acid
210	Benzoic acid	
211	Sodium benzoate	
212	Potassium benzoate	
213	Calcium benzoate	500 mg/kg
234	Nisin	
Stabilizers and Thickeners		
170(i)	Calcium carbonate	GMP
331(iii)	Trisodium citrate	GMP

INS No.	Name of additive	Maximum level	
338	Phosphoric acid	1 000 mg/kg, singly or in combination, as phosphorus	
339(i)	Sodium dihydrogen phosphate		
339(ii)	Disodium hydrogen phosphate		
339(iii)	Trisodium phosphate		
340(i)	Potassium dihydrogen phosphate		
340(ii)	Dipotassium hydrogen phosphate		
340(iii)	Tripotassium phosphate		
341(i)	Monocalcium dihydrogen phosphate		
341(ii)	Calcium hydrogen phosphate		
341(iii)	Tricalcium orthophosphate		
342(i)	Ammonium dihydrogen phosphate		
342(ii)	Diammonium hydrogen phosphate		
343(i)	Monomagnesium phosphate		
343(ii)	Magnesium hydrogen phosphate		
343(iii)	Trimagnesium phosphate		
450(i)	Disodium diphosphate		
450(ii)	Trisodium diphosphate		
450(iii)	Tetrasodium diphosphate		
450(v)	Tetrapotassium diphosphate		
450(vi)	Dicalcium diphosphate		
450(vii)	Calcium dihydrogen diphosphate		
451(i)	Pentasodium triphosphate		
451(ii)	Pentapotassium triphosphate		
452(i)	Sodium polyphosphate		
452(ii)	Potassium polyphosphate		
452(iii)	Sodium calcium polyphosphate		
452(iv)	Calcium polyphosphate		
452(v)	Ammonium polyphosphate		
542	Bone phosphate		
400	Alginic acid		GMP
401	Sodium alginate		GMP
402	Potassium alginate		GMP
403	Ammonium alginate		GMP
404	Calcium alginate	GMP	
405	Propylene glycol alginate	GMP	
406	Agar	GMP	
407	Carrageenan	GMP	
407a	Processed eucheama seaweed (PES)	GMP	
410	Carob bean gum	GMP	
412	Guar gum	GMP	
413	Tragacanth gum	GMP	
414	Gum Arabic (Acacia gum)	GMP	
415	Xanthan gum	GMP	
416	Karaya gum	GMP	
417	Tara gum	GMP	
418	Gellan gum	GMP	

INS No.	Name of additive	Maximum level
425	Konjac flour	GMP
440	Pectins	GMP
459	Cyclodextrin, -beta	5 mg/kg
460(i)	Microcrystalline cellulose (Cellulose gel)	GMP
460(ii)	Powdered cellulose	GMP
461	Methyl cellulose	GMP
463	Hydroxypropyl cellulose	GMP
464	Hydroxypropyl methyl cellulose	GMP
465	Methyl ethyl cellulose	GMP
466	Sodium carboxymethyl cellulose (Cellulose gum)	GMP
467	Ethyl hydroxyethyl cellulose	GMP
468	Cross-linked sodium carboxymethyl cellulose (Cross-linked cellulose gum)	GMP
469	Sodium carboxymethyl cellulose, enzymatically hydrolyzed (Cellulose gum, enzymatically hydrolyzed)	GMP
470(i)	Salts of myristic, palmitic and stearic acids with ammonia, calcium, potassium and sodium	GMP
470(ii)	Salts of oleic acid with calcium, potassium and sodium	GMP
471	Mono- and di- glycerides of fatty acids	GMP
472a	Acetic and fatty acid esters of glycerol	GMP
472b	Lactic and fatty acid esters of glycerol	GMP
472c	Citric and fatty acid esters of glycerol	GMP
508	Potassium chloride	GMP
509	Calcium chloride	GMP
511	Magnesium chloride	GMP
1200	Polydextrose	GMP
1400	Dextrins, roasted starch	GMP
1401	Acid treated starch	GMP
1402	Alkaline treated starch	GMP
1403	Bleached starch	GMP
1404	Oxidized starch	GMP
1405	Starches, enzyme treated	GMP
1410	Mono starch phosphate	GMP
1412	Distarch phosphate	GMP
1413	Phosphated distarch phosphate	GMP
1414	Acetylated distarch phosphate	GMP
1420	Starch acetate	GMP
1422	Acetylated distarch adipate	GMP
1440	Hydroxypropyl starch	GMP
1442	Hydroxypropyl distarch phosphate	GMP
1450	Starch sodium octenyl succinate	GMP
1451	Acetylated oxidized starch	GMP
Sweeteners^(a)		
420	Sorbitol	GMP
421	Mannitol	GMP

INS No.	Name of additive	Maximum level
950	Acesulfame potassium	350 mg/kg
951	Aspartame	1 000 mg/kg
952	Cyclamates	250 mg/kg
953	Isomalt (Hydrogenated isomaltulose)	GMP
954	Saccharin	100 mg/kg
955	Sucralose (Trichlorogalactosucrose)	400 mg/kg
956	Alitame	100 mg/kg
961	Neotame	100 mg/kg
962	Aspartame-acesulfame salt	350 mg/kg on an acesulfame potassium equivalent basis
964	Polyglycitol syrup	GMP
965	Maltitols	GMP
966	Lactitol	GMP
967	Xylitol	GMP
968	Erythritol	GMP

(a) The use of sweeteners is limited to milk-and milk derivative-based products energy reduced or with no added sugar.

5. CONTAMINANTS

The products covered by this Standard shall comply with the Maximum Levels for contaminants that are specified for the product in the *General Standard for Contaminants and Toxins in Foods and Feeds* (CODEX STAN 193-1995).

The milk used in the manufacture of the products covered by this Standard shall comply with the Maximum Levels for contaminants and toxins specified for milk by the *General Standard for Contaminants and Toxins in Foods and Feeds* (CODEX STAN 193-1995) and with the maximum residue limits for veterinary drug residues and pesticides established for milk by the CAC.

6. HYGIENE

It is recommended that the products covered by the provisions of this standard be prepared and handled in accordance with the appropriate sections of the *General Principles of Food Hygiene* (CAC/RCP 1-1969), the *Code of Hygienic Practice for Milk and Milk Products* (CAC/RCP 57-2004) and other relevant Codex texts such as Codes of Hygienic Practice and Codes of Practice. The products should comply with any microbiological criteria established in accordance with the *Principles for the Establishment and Application of Microbiological Criteria for Foods* (CAC/GL 21-1997).

7. LABELLING

In addition to the provisions of the *General Standard for the Labelling of Prepackaged Foods* (CODEX STAN 1-1985) and the *General Standard for the Use of Dairy Terms* (CODEX STAN 206-1999), the following specific provisions apply:

7.1 Name of the food

7.1.1 The name of the products covered by sections 2.1, 2.2 and 2.3, shall be fermented milk or concentrated fermented milk as appropriate.

However, these names may be replaced by the designations Yoghurt, Acidophilus Milk, Kefir, Kumys, Stragisto, Labneh, Ymer and Ylette, provided that the product complies with the specific provisions of this Standard. Yoghurt may be spelled as appropriate in the country of retail sale.

“Alternate culture yoghurt”, as defined in Section 2, shall be named through the use of an appropriate qualifier in conjunction with the word “yoghurt”. The chosen qualifier shall describe, in a way that is accurate and not misleading to the consumer, the nature of the change imparted to the yoghurt through the selection of the specific *Lactobacilli* in the culture for manufacturing the product. Such change may include a marked difference in the fermentation organisms, metabolites and/or sensory properties of the product when compared to the product designated solely as “yoghurt”. Examples of qualifiers which describe differences in sensory properties include terms such as “mild” and “tangy”. The term “alternate culture yoghurt” shall not apply as a designation.

The above specific terms may be used in connection with the term “frozen” provided (i) that the product submitted to freezing complies with the requirements in this Standard, (ii) that the specific starter cultures can be reactivated in reasonable numbers by thawing, and (iii) that the frozen product is named as such and is sold for direct consumption, only.

Other fermented milks and concentrated fermented milks may be designated with other variety names as specified in the national legislation of the country in which the product is sold, or names existing by common usage, provided that such designations do not create an erroneous impression in the country of retail sale regarding the character and identity of the food.

7.1.2 Products obtained from fermented milk(s) heat treated after fermentation shall be named “Heat Treated Fermented Milk”. If the consumer would be misled by this name, the products shall be named as permitted by national legislation in the country of retail sale. In countries where no such legislation exists, or no other names are in common usage, the product shall be named “Heat Treated Fermented Milk”.

7.1.3 The designation of Flavoured Fermented Milks shall include the name of the principal flavouring substance(s) or flavour(s) added.

7.1.4 The name of the products defined in Section 2.4 shall be drinks based on fermented milk or may be designated with other variety names as allowed in the national legislation of the country in which the product is sold. In particular, water added as an ingredient to fermented milk shall be declared in the list of ingredients¹ and the percentage of fermented milk used (m/m) shall clearly appear on the label. When flavoured, the designation shall include the name of the principal flavouring substance(s) or flavour(s) added.

¹ As prescribed in section 4.2.1.5 of the *General Standard for the Labelling of Prepackaged Foods* (CODEX STAN 1-1985)

- 7.1.5 Fermented milks to which only nutritive carbohydrate sweeteners have been added, may be labeled as “sweetened _____”, the blank being replaced by the term “Fermented Milk” or another designation as specified in Section 7.1.1 and 7.1.4. If non-nutritive sweeteners are added in partial or total substitution to sugar, the mention “sweetened with _____” or “sugared and sweetened with _____” should appear close to the name of the product, the blank being filled in with the name of the artificial sweeteners.
- 7.1.6 The names covered by this Standard may be used in the designation, on the label, in commercial documents and advertising of other foods, provided that it is used as an ingredient and that the characteristics of the ingredient are maintained to a relevant degree in order not to mislead the consumer.

7.2 Declaration of fat content

If the consumer would be misled by the omission, the milk fat content shall be declared in a manner acceptable in the country of sale to the final consumer, either as (i) a percentage of mass or volume, or (ii) in grams per serving as qualified in the label, provided that the number of servings is stated.

7.3 Labelling of non-retail containers

Information required in Section 7 of this Standard and Sections 4.1 to 4.8 of the *General Standard for the Labelling of Pre-packaged Foods*, and, if necessary, storage instructions, shall be given either on the container or in accompanying documents, except that the name of the product, lot identification, and the name and address of the manufacturer or packer, shall appear on the container. However, lot identification and the name and address of the manufacturer or packager may be replaced by an identification mark, provided that such mark is clearly identifiable with the accompanying documents.

8. METHODS OF SAMPLING AND ANALYSIS

See CODEX STAN 234-1999.