

records are available for public disclosure when the notice of a permit or extension thereof is published in the FEDERAL REGISTER. Such disclosure shall be in accordance with the rules established in part 20 of this chapter.

(l) Any person who contests denial, modification, or revocation of a temporary permit shall have an opportunity for a regulatory hearing before the Food and Drug Administration pursuant to part 16 of this chapter.

[42 FR 14357, Mar. 15, 1977, as amended at 42 FR 15673, Mar. 22, 1977; 46 FR 37500, July 21, 1981; 54 FR 24892, June 12, 1989; 59 FR 15051, Mar. 31, 1994; 66 FR 17359, Mar. 30, 2001; 66 FR 56035, Nov. 6, 2001]

### Subpart B—Food Additives in Standardized Foods

#### § 130.20 Food additives proposed for use in foods for which definitions and standards of identity are established.

(a) Where a petition is received for the issuance or amendment of a regulation establishing a definition and standard of identity for a food under section 401 of the act, which proposes the inclusion of a food additive in such definition and standard of identity, the provisions of the regulations in part 171 of this chapter shall apply with respect to the information that must be submitted with respect to the food additive. Since section 409(b)(5) of the act requires that the Commissioner publish notice of a petition for the establishment of a food additive regulation within 30 days after filing, notice of a petition relating to a definition and standard of identity shall also be published within that time limitation if it includes a request, so designated, for the establishment of a regulation pertaining to a food additive.

(b) If a petition for a definition and standard of identity contains a proposal for a food additive regulation, and the petitioner fails to designate it as such, the Commissioner, upon determining that the petition includes a proposal for a food additive regulation, shall so notify the petitioner and shall thereafter proceed in accordance with the regulations in part 171 of this chapter.

## PART 131—MILK AND CREAM

### Subpart A—General Provisions

Sec.

131.3 Definitions.

131.25 Whipped cream products containing flavoring or sweetening.

### Subpart B—Requirements for Specific Standardized Milk and Cream

- 131.110 Milk.
- 131.111 Acidified milk.
- 131.112 Cultured milk.
- 131.115 Concentrated milk.
- 131.120 Sweetened condensed milk.
- 131.125 Nonfat dry milk.
- 131.127 Nonfat dry milk fortified with vitamins A and D.
- 131.130 Evaporated milk.
- 131.147 Dry whole milk.
- 131.149 Dry cream.
- 131.150 Heavy cream.
- 131.155 Light cream.
- 131.157 Light whipping cream.
- 131.160 Sour cream.
- 131.162 Acidified sour cream.
- 131.170 Eggnog.
- 131.180 Half-and-half.
- 131.200 Yogurt.
- 131.203 Lowfat yogurt.
- 131.206 Nonfat yogurt.

AUTHORITY: 21 U.S.C. 321, 341, 343, 348, 371, 379e.

SOURCE: 42 FR 14360, Mar. 15, 1977, unless otherwise noted.

EDITORIAL NOTE: Nomenclature changes to part 131 appear at 63 FR 14035, Mar. 24, 1998.

### Subpart A—General Provisions

#### § 131.3 Definitions.

(a) *Cream* means the liquid milk product high in fat separated from milk, which may have been adjusted by adding thereto: Milk, concentrated milk, dry whole milk, skim milk, concentrated skim milk, or nonfat dry milk. Cream contains not less than 18 percent milkfat.

(b) *Pasteurized* when used to describe a dairy product means that every particle of such product shall have been heated in properly operated equipment to one of the temperatures specified in the table of this paragraph and held continuously at or above that temperature for the specified time (or other time/temperature relationship which has been demonstrated to be equivalent thereto in microbial destruction):