

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

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

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

Therefore, FDA certifies that it:

1. has the authority to protect from public disclosure such non-public information provided to FDA in confidence by MPI;
2. will not publicly disclose such MPI-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 MPI that the information no longer has non-public status;
3. will inform MPI promptly of any effort made by judicial or legislative mandate to obtain MPI-provided non-public information from FDA. If such judicial or legislative mandate orders disclosure of MPI-provided non-public information, FDA will take all appropriate legal measures 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 MPI of any changes to United States of America's laws, or to any relevant policies or procedures, that would affect FDA's ability to honor the commitments in this document.

Signed on behalf of FDA:

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John M. Taylor, III  
Acting Deputy Commissioner for  
Global Regulatory Operations and Policy

11/27/13  
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Date

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