# **Tocopherols** Aquaculture - Aquatic Animals

1					
2	Identification of Petitioned Substance				
3	Chamical Namon		Trada Namaa		
4	Chemical Names:	1.5	Trade Names:		
5	Tocopherols	15	Decanox <sup>TM</sup>		
6	5,7,8-Trimethyltocol		Naturox™		
7	5,8-Dimethyltocol		CAS Numbers:		
8	7,8-Dimethyltocol				
9	8-Methyltocol		1406-66-2 (tocopherols) 59-02-9 (vitamin E/alpha-tocopherol)		
0 1	Other Names:		148-03-8 (beta-tocopherol)		
2	Mixed tocopherols		54-28-4 (gamma-tocopherol)		
2 3	Vitamin E		119-13-1 (delta-tocopherol)		
5 4	Vitanini E		119-15-1 (deita-tocophetol)		
4 6					
7		Summary of Pet	itioned Use		
8					
9			to the National List of Allowed and Prohibited		
)	Substances (hereafter referred to as th	e National List) as	a synthetic substance allowed for use in organic aquation		
l	animal production. The petitioner rep	ports that tocopher	ols are currently being used as a feed antioxidant in the		
2			d with fish oil in the amount of 0.2% and above; with fis		
3	meal in the amount of 0.03% to 0.06%	; and with various	other feed ingredients such as nutritional pigments,		
	grains, and lipids (Aquaculture Work	ing Group, 2012).			
i		0 1 /			
5	Synthetic tocopherols are currently pe	ermitted for specifi	c uses in organic livestock production and organic		
7	handling. Tocopherols are not specifi	cally named in the	National List as synthetic feed additives allowed		
3	for use in organic livestock production	n. However, mixed	d tocopherols are a source of vitamin E. Vitamins		
)	(used for enrichment or fortification v	vhen FDA approve	ed) are included on the National List as synthetic		
)	ingredients allowed as feed additives	in organic livestoc	k production (7 CFR 205.603[d][3]). Tocopherols		
	derived from vegetable oil are allowed	d for use as ingred	ients in or on processed products labeled as		
2			or food group[s])" when rosemary extracts are not		
3	a suitable alternative (7 CFR 205.605[k	0			
Ļ	、	-/			
	Char	acterization of Pet	titioned Substance		
5					
7	Composition of the Substance:				
3			ints that occur naturally in a variety of plant species. Ri		
)			ll grains, oilseeds, nuts, and vegetables (Burdock, 1997).		
)		5	npounds that occur in nature in four forms: alpha-, beta		
1			that are derived from plant products are often referred		
2	-		all four forms of tocopherol (CIR, 2002). The different		
3	forms of tocopherol vary in the numb	er and position of t	the methyl groups attached to the chromanol ring (IOM		
1	2000; Burdock, 1997). The molecular s	structures and cher	mical formulas of the tocopherol compounds are shown		
5	in Figures 1–4.				
5	~				
7	The proportion of each of the tocophe	erol compounds pro	esent in a mixed tocopherols product is a reflection of th		
3			to isolate the tocopherols (EFSA, 2008). A typical mixed		
)			herol, followed by delta- or alpha-tocopherol, with beta		
)			xture (CIR, 2002; EFSA, 2008; Organic Technologies, 200		
	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	1	( , , ,		

#### 52 53 Mixed tocopherols for use as antioxidants in foods or animal feeds are manufactured in liquid and powder forms. The tocopherols available in liquid form are diluted in a vegetable oil and may be mixed with certain 54 55 additives to enhance their effectiveness, such as rosemary extract, ascorbyl palmitate or ascorbic acid, lecithin, and/or citric acid (Pokorny et al., 2001; Lampi et al., 2002). For example, the petitioner provided a material safety 56 57 data sheet (MSDS) for a product called Naturox® IPO Liquid (Kemin Industries, Inc.) which lists organic 58 sunflower oil, lecithin, and rosemary extract as components of the mixed tocopherols formulation (Kemin 59 Industries, Inc., 2008). The Joint Expert Committee on Food Additives (JECFA) specification for the food additive 60 "mixed tocopherols concentrate" states that it may contain an edible vegetable oil added to adjust the required amount of total tocopherols (JECFA, 2006). Powdered forms of mixed tocopherols contain a carrier such as 61 tapioca starch, gum acacia, and/or maltodextrin (Organic Technologies, 2009; NOSB, 1995). No additional 62 sources were found that discuss possible additives to commercially-produced tocopherols for use as antioxidants 63 64 in food or feed, including aquaculture feed products. 65

# 66

67 68

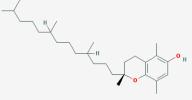
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### Figure 1. Molecular Structure of alpha-Tocopherol (CAS# 59-02-9; C<sub>29</sub>H<sub>50</sub>O<sub>2</sub>)

Source: PubChem Compound, 2013

## Figure 2. Molecular Structure of beta-Tocopherol (CAS# 148-03-8; C<sub>28</sub>H<sub>48</sub>O<sub>2</sub>)



Source: PubChem Compound, 2013

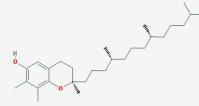
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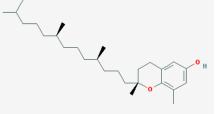
71 72

Figure 3. Molecular Structure of gamma-Tocopherol (CAS# 54-28-4; C<sub>28</sub>H<sub>48</sub>O<sub>2</sub>)



Source: PubChem Compound, 2013

Figure 4. Molecular Structure of delta-Tocopherol (CAS# 119-13-1; C<sub>27</sub>H<sub>46</sub>O<sub>2</sub>)



79 80 81

Source: PubChem Compound, 2013

April 11, 2013

## 82 Source or Origin of the Substance:

- 83 Tocopherols for use as antioxidants in foods or animal feeds are commonly extracted from the distillate
- 84 obtained in the deodorization of vegetable oils (e.g., soybean, canola, sunflower, corn, cottonseed)
- 85 (Burdock, 1997). Tocopherols are separated from the other compounds in the oil distillate by multiple
- 86 extraction and refining steps. These steps can include vacuum distillation, extraction with organic
- solvents, molecular distillation, crystallization, and standardization of the additive with vegetable oil
  (Burdock, 1997; EFSA, 2008; Organic Technologies, 2009; EFSA, 2012; Aquaculture Working Group, 2012).
- The total tocopherol content of the resulting product is usually 30–80% (Burdock, 1997). The powdered
- form of tocopherols is produced by spray-drying the liquid tocopherol oils onto a carrier or mixture of
- 91 carriers (NOSB, 1995; Organic Technologies, 2009).
- 92

# 93 **Properties of the Substance:**

94 The liquid form of tocopherols is described as a light brown to red viscous liquid with the odor of

- vegetable oil (JECFA, 2006). It is insoluble in water but miscible with oils and fats. The powdered form of
   tocopherols is described as a light tan to off-white powder that is water dispersible (Organic Technologies,
   2009; ADM, 2013).
- 98

# 99 Specific Uses of the Substance:

100 Tocopherols are intended to be used in organic aquaculture as an antioxidant added to aquatic animal feed

- 101 (Aquaculture Working Group, 2012). Tocopherols are mixed with fish oil, fish meal, and other feed
- 102 ingredients to prevent oxidation of the polyunsaturated fatty acids present in the lipids and thereby protect
- 103 the nutritional value of the feed. Polyunsaturated fatty acids are very susceptible to autoxidation when
- 104 exposed to oxygen in the atmosphere (Tacon, 1992). During the process of lipid autoxidation, toxic
- 105 degradation products are formed in the feed that may cause pathological changes in the fish (Hardy and
- 106 Roley, 2000). Furthermore, oxidation destroys essential fatty acids in the feed, and consuming oxidized
- 107 lipids may have deleterious effects on tissue levels of vitamins C and E. Finally, oxidation of the lipids in
- fish meal generates heat that is sometime sufficient to cause spontaneous combustion of feeds (Hardy andRoley, 2000).
- 110
- 111 Tocopherols are also used as an antioxidant additive in terrestrial livestock feed, human food, dietary
- supplements, and pet food (ADM, 2013; BASF, undated; Organic Technologies, 2009). As a chemical
- 113 preservative, tocopherols are permitted by the U.S. Food and Drug Administration (FDA) in every human
- 114 food category (21 CFR 182.3890).
- 115
- 116 The petitioner reports that: "It is understood that mixed tocopherols are in regular use as antioxidants in
- 117 fish meal as a feed ingredient in organic poultry production" (Aquaculture Working Group, 2012).
- 118 Evidence of this usage was found through a feed manufacturer's website (Fertrell, undated). Fertrell®
- (Bainbridge, PA) produces a fish meal product designed for organic poultry producers, and the company's
- 120 website states that it contains Naturox<sup>TM</sup>, which is a mixed tocopherols formulation manufactured by
- 121 Kemin Industries, Inc. (Kemin Industries, Inc., 2013).
- 122
- No sources were identified that discussed if mixed tocopherols are currently being used as a source of
   vitamin E supplementation in terrestrial livestock feed. Vitamin E content of the feeds may be provided by
- 125 alpha-tocopherol, an ester of alpha-tocopherol, or possibly mixed tocopherols.
- 126
- 127 Typical usage levels of tocopherols in foods and feeds vary from about 150–450 parts per million (ppm)
- 128 (Lampi et al., 2002). Concentrations of 2,000 ppm may be necessary for oils containing highly
- polyunsaturated fatty acids (such as fish oil) (BASF, undated). According to the petitioner, tocopherols are
- added to fish oil at levels of 2,000 ppm and above and to fish meal at levels of 300–600 ppm (Aquaculture
- 131 Working Group, 2012).
- 132

133 Tocopherols are also used in a wide variety of cosmetic formulations functioning as an antioxidant to

- 134 protect the formulation and/or a skin conditioning agent (CIR, 2002). The usage levels are reported to be
- 135  $\leq 5\%$  in such products (CIR, 2002).
- 136

#### 137 Approved Legal Uses of the Substance:

- Tocopherols are affirmed as generally recognized as safe (GRAS) by the FDA when used as chemical 138
- preservatives (21 CFR 182.3890) or nutrients (21 CFR 182.8890) in food for human consumption in 139
- 140 accordance with good manufacturing practice. Their use is 0.03% in animal fats; however, a 30%
- 141 concentration of tocopherols in vegetable oils shall be used when added as an antioxidant to products
- designated as "lard" or "rendered pork fat." For meat products, levels are not to exceed 0.03% based on 142
- 143 the total fat content and are not to be used in combination with other antioxidants. Levels of 0.03% or
- 0.02% (when in combination with other antioxidants) are used in poultry products (9 CFR 424.21). 144
- 145
- 146 Tocopherols are also affirmed as GRAS by the FDA when used as chemical preservatives (21 CFR 582.3890)
- 147 and nutrients and/or dietary supplements (21 CFR 582.5890) in animal feeds in accordance with good
- 148 manufacturing or feeding practice.
- 149

#### 150 Action of the Substance:

- Tocopherols are added to foods or animal feeds to help prevent oxidation of the fatty acids present in the 151
- 152 lipid components of the food. Polyunsaturated fatty acids are the least stable components of lipids and
- 153 readily react with oxygen in the air (Pokorny, 2007). Saturated fatty acids are oxidized as well, but at
- 154 higher temperatures. Oxidation begins when oxygen is converted to highly reactive free radicals by metal
- 155 catalysis or exposure to light (Hardy and Roley, 2000). The free radicals attack fatty acids through the
- addition of oxygen atoms along their carbon chains. Upon oxidation, the fatty acids form more free 156
- 157 radicals that start a chain reaction of further oxidation leading to oxidative rancidity of the food or feed.
- The addition of tocopherols at the optimum concentration in the food or feed can prevent oxidative 158
- 159 rancidity. Tocopherols are sacrificial antioxidants because they donate their phenolic hydrogen atoms to
- 160 free radicals thereby converting them to stable and nonreactive forms. This prevents free radicals from
- 161 attacking the fatty acids in the food or feed (Hardy and Roley, 2000).
- 162

#### 163 **Combinations of the Substance:**

- Tocopherols in liquid form are diluted in a vegetable oil and may be mixed with certain additives to 164
- enhance their effectiveness, such as rosemary extract, ascorbyl palmitate or ascorbic acid, lecithin, and/or 165
- 166 citric acid (Pokorny et al., 2001; Lampi et al., 2002). Powdered forms of mixed tocopherols contain a carrier
- 167 such as tapioca starch, gum acacia, and/or maltodextrin (Organic Technologies, 2009; NOSB, 1995).
- 168

169 Vegetable oil and rosemary extract are agricultural products that are not specifically named in the National

- List. Vitamin C, which may be derived from ascorbyl palmitate or ascorbic acid, is allowed for use in 170
- organic livestock production as a feed additive (7 CFR 205.603[d][3]). Lecithin (de-oiled) is included on the 171
- 172 National List as a nonorganically-produced agricultural product allowed as an ingredient in or on
- 173 processed products labeled as "organic," (7 CFR 205.606[p]) and is permitted only when an organic form is
- 174 not commercially available. Citric acid (produced by microbial fermentation of carbohydrate substances) is
- included in the National List as a nonagricultural substance allowed as an ingredient in or on processed 175
- 176 products labeled as "organic" or "made with organic (specified ingredients or food group[s])" (7 CFR
- 205.605[a]). Tapioca starch and gum acacia are agricultural products not specifically mentioned in the 177
- National List. Maltodextrin is a synthetic substance derived from a starch and is not included in the 178 National List.
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- 180
- 181

182

### Status

#### 183 Historic Use:

- Tocopherols were first used as antioxidants in food in 1949 (Burdock, 1997). Today they are used in a 184
- 185 variety of processed foods and animal feeds. Their use in organic production in the United States dates
- 186 back to the 1995 approval of tocopherols for use as a food antioxidant in organic handling (NOSB, 1995).
- 187 Tocopherols have been used in cosmetic formulations for many years (CIR, 2002).

- 189 **Organic Foods Production Act, USDA Final Rule:** 190 191 Mixed tocopherols contain alpha-tocopherol, a form of vitamin E. Vitamins (used for enrichment or 192 fortification when FDA approved) are included on the National List as synthetic ingredients allowed as 193 feed additives in organic livestock production (7 CFR 205.603[d][3]). 194 195 Tocopherols (derived from vegetable oil when rosemary extracts are not a suitable alternative) are included 196 on the National List as a synthetic nonagricultural substance allowed as an ingredient in or on processed 197 products labeled as "organic" or "made with organic (specified ingredients or food group[s])" (7 CFR 198 205.605[b]). 199 200 International: 201 202 Canadian General Standards Board (CGSB) Permitted Substances List 203 Tocopherols and mixed natural concentrates (derived from vegetable oil when rosemary extracts are not a 204 suitable alternative) are included on the CGSB Permitted Substances List as a nonorganic ingredient 205 classified as a food additive (CGSB, 2011). Tocopherols are not specifically permitted by the CGSB for use 206 as antioxidants in organic livestock production. Antioxidants for use in livestock feed must be from 207 nonsynthetic sources only (water, alcohol, acid and base extracts permitted by the standard only) (CGSB, 208 2011). 209 210 The new CGSB Organic Aquaculture Standards published in May 2012 do not specifically list tocopherols for use as feed additives in organic aquaculture (CGSB, 2012). Antioxidants are permitted as feed additives 211 212 from non-synthetic sources only (water, alcohol, acid and base extracts permitted by CAN/CGSB-32.310 213 and CAN/CGSB-32.311 only). Synthetic sources are permitted when legally required. 214 CODEX Alimentarius Commission, Guidelines for the Production, Processing, Labelling and Marketing 215 216 of Organically Produced Foods (GL 32-1999) 217 Tocopherols (mixed natural concentrates) are permitted for use in organic processed plant products by the CODEX Alimentarius Commission (2001). Tocopherols are not specifically permitted for use in organic 218 219 livestock feed by the CODEX Alimentarius Commission; only antioxidants from natural sources are 220 allowed. 221 222 European Economic Community (EEC) Council Regulation, EC No. 834/2007 and 889/2008 223 Tocopherol-rich extract (as an antioxidant for fats and oils) is listed as a substance permitted in the 224 European Union for use in the preparation of organic foodstuffs of plant and animal origin (Commission of 225 the European Communities, 2008). "Tocopherol-rich extracts of natural origin used as an antioxidant" are 226 permitted as a feed additive in organic livestock production. 227 228 In August 2009, detailed rules on organic aquaculture animal and seaweed production were published in 229 the Official Journal of the European Union (Commission of the European Communities, 2009). "Tocopherol-rich extracts of natural origin used as an antioxidant" remained listed as substances permitted 230 231 as a feed additive for all organic animals. In addition, all "natural antioxidant substances" are listed as 232 substances permitted in feed specifically for aquaculture animals. 233
- 234 Japan Agricultural Standard (JAS) for Organic Production
- 235 "Mix tocopherol" is listed by the JAS for Organic Production as a substance permitted for use in organic
- 236 processed foods of plant and animal origin (Japanese Ministry of Agriculture, Forestry and Fisheries, 2012).
- 237 In the case of processed foods of animal origin, their use is limited to processed meat products.
- 238 Tocopherols are not specifically listed by the JAS for Organic Production for use in organic livestock
- 239 production. Feed additives are only permitted for use in organic livestock production if they are natural
- 240 substances or derived from natural substances without being chemically treated (Japanese Ministry of
- 241 Agriculture, Forestry and Fisheries, 2012).

243 244 245 246 247 248 249 250 251 252 253	<ul> <li>International Federation of Organic Agriculture Movements (IFOAM)</li> <li>Tocopherols (mixed natural concentrates) are listed by IFOAM as food additives permitted for use in organic processed foods (IFOAM, 2012). Tocopherols are not specifically listed by IFOAM for use in organic livestock production. However, all preservatives (except when used as a processing aid) are prohibited in the diet of organic Production and Processing also include organic aquaculture production standards. The standards for organic aquaculture feed are the same as those for organic livestock feed. Tocopherols are not specifically mentioned. Preservatives (except when used as a processing aid) are prohibited in the diet of organic aquaculture animals (IFOAM, 2012).</li> </ul>
254 255 256 257 258	<b>Naturland – Association for Organic Agriculture (Germany)</b> According to the Naturland Standards for Organic Aquaculture published in 2012, synthetic feed additives are not permitted in organic aquaculture feed. However, "natural antioxidants (e.g., tocopherol)" may be added to the feed upon approval by Naturland (Naturland, 2012).
259	Evaluation Questions for Substances to be used in Organic Crop or Livestock Production
260 261 262 263 264 265 266 267 268 269	Evaluation Question #1: Indicate which category in OFPA that the substance falls under: (A) Does the substance contain an active ingredient in any of the following categories: copper and sulfur compounds, toxins derived from bacteria; pheromones, soaps, horticultural oils, fish emulsions, treated seed, vitamins and minerals; livestock parasiticides and medicines and production aids including netting, tree wraps and seals, insect traps, sticky barriers, row covers, and equipment cleansers? (B) Is the substance a synthetic inert ingredient that is not classified by the EPA as inerts of toxicological concern (i.e., EPA List 4 inerts) (7 U.S.C. § 6517(c)(1)(B)(ii))? Is the synthetic substance an inert ingredient which is not on EPA List 4, but is exempt from a requirement of a tolerance, per 40 CFR part 180?
270 271 272 273 274 275	<ul><li>(A) Tocopherols possess vitamin E activity. The isomer with the highest vitamin E activity is alphatocopherol. Therefore, tocopherols can be considered part of the vitamin category.</li><li>(B) Tocopherols are not classified by the EPA as an inert of toxicological concern. Vitamin E (d-alphatocopherol) is exempt from a requirement of a tolerance per 40 CFR 180.910.</li></ul>
276 277 278 279 280	<u>Evaluation Question #2</u> : Describe the most prevalent processes used to manufacture or formulate the petitioned substance. Further, describe any chemical change that may occur during manufacture or formulation of the petitioned substance when this substance is extracted from naturally occurring plant, animal, or mineral sources (7 U.S.C. § 6502 (21)).
280 281 282 283 284 285	Processes used to manufacture tocopherol products are described by several sources that are summarized here. The petitioner indicated that mixed tocopherols are extracted from soybean oil using solvent extraction. Hexane was reported as a commonly-used solvent, and other solvents may include ethanol, isopropanol, acetone, isopentane, isohexane, and trichloroethylene (Aquaculture Working Group, 2012).
286 287 288 289 290 291 292 293 294 295 296	The 1995 Technical Advisory Panel (TAP) Report for Tocopherols, which reviewed the use of tocopherols as a food antioxidant, states that tocopherols are made via vacuum steam distillation of edible vegetable oil products (NOSB, 1995). The European Food Safety Authority (EFSA) also reports that mixed tocopherols are obtained via vacuum steam distillation of edible vegetable oil products (EFSA, 2008). The raw material used for the manufacturing of tocopherols is reported to be a byproduct of vegetable oil refining (e.g., deodorizer distillate). Common vegetable oils being used include soybean, rapeseed, sunflower, corn, and cottonseed oils. The vegetable oil byproduct undergoes a combination of purification and distillation steps to produce the mixed tocopherols material. The stereochemistry of the tocopherol compounds is reportedly preserved so that the mixed tocopherols are identical to the various forms of tocopherols found in the natural source material (EFSA, 2008).

297 Burdock (1997) reports that tocopherols are extracted from vegetable oil deodorizer distillate. Deodorizer 298 distillate, obtained from the deodorization process of vegetable oil refining, is a complex mixture 299 containing many compounds including tocopherols, tocotrienols, sterols, esters of sterols, free fatty acids, 300 and mono-, di- and triglycerides. The other compounds can be separated from tocopherols through a 301 series of steps that may include esterification with a lower alcohol followed by washing and vacuum 302 distillation, or by saponification or fractional liquid-liquid extraction (Burdock, 1997). The tocopherols can 303 be further purified using one or more of the following processes: molecular distillation, extraction, and/or 304 crystallization. 305 306 In a 2012 document, EFSA reports that tocopherols are produced from vegetable oils through a series of extraction steps that include crystallization, multiple distillations, and, finally, a standardization of the 307 additive with vegetable oil (EFSA, 2012). JECFA (2006) also reports that a vegetable oil may be added to 308 309 the purified tocopherols mixture in order to adjust the required amount of total tocopherols in the product. 310 The final product may also be mixed with certain additives to enhance the effectiveness of tocopherols,

such as rosemary extract, ascorbyl palmitate or ascorbic acid, lecithin, and/or citric acid (Pokorny et al.,
2001; Lampi et al., 2002). Powdered tocopherol products are produced by spray-drying the liquid

tocopherol product onto a carrier or mixture of carriers such as tapioca starch, gum acacia, or maltodextrin (Organic Technologies, 2009; NOSB, 1995).

315

# Evaluation Question #3: Discuss whether the petitioned substance is formulated or manufactured by a chemical process, or created by naturally occurring biological processes (7 U.S.C. § 6502 (21)).

318

319 The available sources discussed below all indicate that tocopherols for use as antioxidants in food or feed

are derived from plant products, and therefore the compounds originate from naturally occurring
 biological processes. Tocopherols can be extracted from vegetable oils in several different ways. All of the
 methods found in the literature involve chemical processes. At the end of the process used to extract and
 purify tocopherols, the compounds remain in the same form as in the naturally occurring source materials.

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Tocopherols are extracted from a natural material (vegetable oil) through many different steps. Most of the available sources indicate that a byproduct of vegetable oil refining (deodorizer distillate) is commonly used as the raw material for the manufacturing of tocopherols. Deodorizer distillate is reported to be an important commercial source of tocopherols (Verleyen et al., 2001). Deodorization is the final step in the chemical refining of edible vegetable oils. It is a steam distillation process used to remove undesirable ingredients to produce oil with characteristic mild odor and flavor (Medina-Juarez and Gamez-Meza, 2011).

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The extraction of tocopherols from vegetable oil byproducts may include one or more of the following chemical processes: esterification, saponification, solvent extraction, and/or crystallization using a solvent

335 (see the response to Evaluation Question #2). Physical separation methods may also be used during the

336 extraction of tocopherols, and these include various distillation steps.

337

338 Esterification is a chemical process that can be used to prepare the deodorizer distillate for easier

339 separation of the tocopherols. The tocopherol compounds themselves are not meant to be esterified in this

340 step, although they may react to a limited extent (Barnicki et al., 1996). Rather, esterification is used to

convert the volatile alcohols in vegetable oils into less volatile fatty acid esters (Ogbonna, 2009). The

tocopherols can then be separated from the other compounds with different boiling points using

distillation at different temperatures. One example of this is explained in U.S. Patent No. 5,512,691
 (Barnicki et al., 1996). According to this document, esterification occurs when the distillate is heated under

high pressure. An acid may be added as a catalyst (e.g., butyl stannoic acid, zinc acetate, phosphoric acid,

dibutyl tin oxide, or other mild mineral acids), and additional  $C_{10}$ - $C_{22}$  fatty acids may be added to the

solution (Barnicki et al., 1996). Nagao et al. (2005) report that a lipase such as *Candida* sp. lipase may be

348 used as a catalyst during esterification instead of an acid. During the reaction steps, the sterols present in

349 the distillate react with the free fatty acids to form sterol esters; the alcohol moieties react to form fatty acid

350 esters and waxes; and the mono- and di- fatty acid glycerides are converted to triglycerides (Barnicki et al.,

- 351 1996). The unchanged tocopherols are then separated from these compounds through a series of 352 distillations. 353 354 Saponification is another chemical process that can be used to prepare the deodorizer distillate for easier 355 separation of the tocopherols. One example of this is explained in U.S. Patent Application No. 356 US 2008/0015367 A1 (Dobbins et al., 2008). According to this document, the phytosterol fatty acid esters 357 present in the deodorizer distillate can be saponified with potassium hydroxide forming a solvent medium 358 of methanol, water, and the potassium soaps of fatty acids. The tocopherols remain unsaponified and can 359 be recovered via acidification of the mixture with a dilute aqueous solution of a mineral acid followed by 360 separation of the water-immiscible mixture and fractional distillation (Dobbins et al., 2008). 361 362 The petitioner indicated that mixed tocopherols are extracted from soybean oil using solvent extraction. 363 Hexane was reported as a commonly used solvent, and other solvents may include ethanol, isopropanol, acetone, isopentane, isohexane, and trichloroethylene (Aquaculture Working Group, 2012). Ogbonna 364 365 (2009) reported that various organic solvents such as hexane are traditionally used during the extraction of 366 tocopherols from plant products. 367 No sources were identified that discuss whether the synthetic materials used in the extraction of 368 tocopherols remain in the final product in any significant amounts. 369 370 371 Evaluation Question #4: Describe the persistence or concentration of the petitioned substance and/or its 372 by-products in the environment (7 U.S.C. § 6518 (m) (2)). 373 374 Tocopherols are produced by all plant tissues, algae, and some cyanobacteria (DellaPenna and Pogson, 375 2006). They are naturally part of the aquatic environment, and low levels of tocopherols are present in the 376 tissues of fish and other aquatic animals (Polat et al., 2012). The European Food Safety Authority has stated 377 that the use of tocopherol-rich extracts in animal nutrition will not result in a substantial increase in the 378 concentration of tocopherols in the environment (EFSA, 2012). 379 380 Tocopherols are easily oxidized in the presence of light or metals or when exposed to high temperatures or 381 alkaline pH conditions (Lampi et al., 2002). Oxidative degradation of tocopherols results in the formation 382 of tocopheroxides, tocopherol guinones, and tocopherol hydroguinones (Gregory, 1996). Further oxidation 383 and rearrangement reactions can lead to the formation of many other compounds. Pokorny (2007) stated 384 that, by reaction with free radicals, tocopherols are converted to quinones, spirodimers, copolymers with 385 oxidized lipids, and various other compounds. Quinones are a group of compounds that are ubiquitous in 386 nature, and they naturally occur in plants, fungi, and bacteria (Monks and Jones, 2002). Tocopherol spirodimer is a major product of tocopherol oxidation in vivo and is found in animal tissues (Al-Malaika, 387 388 2004). 389 390 No sources were identified that discuss the possible persistence of tocopherols or its breakdown products 391 in the environment. 392 393 Evaluation Question #5: Describe the toxicity and mode of action of the substance and of its 394 breakdown products and any contaminants. Describe the persistence and areas of concentration in the 395 environment of the substance and its breakdown products (7 U.S.C. § 6518 (m) (2)). 396 397 Tocopherols are a natural part of the diet of humans and animals. The various forms of tocopherols are not
- interconvertible within the human body, and alpha-tocopherol is the only form that has vitamin E activity
   for humans (IOM, 2000). The Recommended Dietary Allowance for vitamin E (as alpha-tocopherol) set by
- the Institute of Medicine (IOM, 2000) ranges from 6 mg/day for young children to 15 mg/day for adults
- 401 (19 mg/day for lactating women). The Tolerable Upper Intake Level (UL) for alpha-tocopherol ranges
- 402 from 200 mg/day for young children to 1,000 mg/day for adults. The UL is the highest level of total daily
- 403 alpha-tocopherol intake that is likely to pose no risk of adverse health effects in almost all individuals. The
- 404 UL applies to all stereoisomers of alpha-tocopherol (IOM, 2000).
- 405

406 There is no evidence of adverse effects resulting from the consumption of alpha-tocopherol naturally 407 occurring in foods (IOM, 2000). Excess intake of alpha-tocopherol in humans from supplementation, fortification of foods, or pharmacological use might increase the risk of bleeding (by reducing the blood's 408 ability to form clots after a cut or injury) or hemorrhagic stroke (IOM, 2000; Office of Dietary Supplements, 409 410 2011). However, a clear causal relationship has not yet been established (IOM, 2000). Other side effects of 411 excessive alpha-tocopherol intake have been reported in various studies and include fatigue, emotional 412 disturbances, thrombophlebitis, breast soreness, creatinuria, altered serum lipid and lipoprotein levels, 413 gastrointestinal disturbances, and thyroid effects (IOM, 2000). However, none of these reported effects 414 have been consistently observed or shown in controlled studies. 415 416 Animal studies demonstrate that alpha-tocopherol is not mutagenic, carcinogenic, or teratogenic (IOM, 417 2000). However, a large study supported by the National Institutes of Health (NIH) concluded that 418 vitamin E supplementation increased the occurrence of prostate cancer by 17% in men who received the 419 vitamin E supplement alone versus those who received a placebo. No increase in prostate cancer was 420 observed when vitamin E and selenium supplements were taken together (Klein et al., 2011). The vitamin 421 E supplement used in this study was 400 international units (IU)/day of all-rac-alpha-tocopherol acetate, 422 which is equivalent to 180 mg/day of natural alpha-tocopherol (using calculations provided in IOM, 2000). 423 424 In regard to the other forms of tocopherols (beta, gamma, and delta forms), the IOM reports that little 425 information is available on the possible adverse effects to humans resulting from ingestion of amounts that 426 exceed the levels normally found in foods. All forms of tocopherols are absorbed into the body following 427 ingestion; therefore, all forms could contribute to vitamin E toxicity (IOM, 2000). 428 429 Vitamin E toxicity may be caused by antagonism with the function of other fat-soluble vitamins (EFSA, 430 2008). Very high doses of vitamin E in animal studies have shown impaired bone mineralization, reduced 431 liver storage of vitamin A, and hemorrhagic effects. These effects could be corrected in animals by 432 increasing the dietary supplements of the appropriate fat-soluble vitamin (i.e., vitamin D for impaired bone 433 mineralization, vitamin A for reduced liver storage of vitamin A, and vitamin K for hemorrhagic effects) 434 (EFSA, 2008). 435 436 No sources were identified that discuss toxic effects resulting from the breakdown products of tocopherols 437 or resulting from contaminants in commercially-produced tocopherols. No sources were identified that 438 discuss the possible persistence and areas of concentration of tocopherols or its breakdown products in the 439 environment. 440 441 Evaluation Question #6: Describe any environmental contamination that could result from the petitioned substance's manufacture, use, misuse, or disposal (7 U.S.C. § 6518 (m) (3)). 442 443 444 No sources were identified that discuss whether the manufacture, use, misuse, or disposal of tocopherols 445 results in any environmental contamination. 446 447 As described in the response to Evaluation Question #3, organic solvents and other chemicals may be used 448 in the commercial extraction of tocopherols from vegetable oil. If these chemicals are released into the 449 environment through waste streams, then environmental contamination could occur. 450 451 Evaluation Question #7: Describe any known chemical interactions between the petitioned substance 452 and other substances used in organic crop or livestock production or handling. Describe any 453 environmental or human health effects from these chemical interactions (7 U.S.C. § 6518 (m) (1)). 454 455 No sources were identified that discuss any known chemical interactions between tocopherols and other 456 substances used in organic crop or livestock production or handling. In general, tocopherols are incompatible with strong oxidizing agents and alkali compounds (ADM, 2009). Because they are added to 457 458 foods and feeds as antioxidants, by definition, they are not considered stable in those products (EFSA, 459 2012). 460

- 461 Evaluation Question #8: Describe any effects of the petitioned substance on biological or chemical interactions in the agro-ecosystem, including physiological effects on soil organisms (including the salt 462 index and solubility of the soil), crops, and livestock (7 U.S.C. § 6518 (m) (5)). 463 464 No sources were identified that discuss any negative effects of tocopherols on biological or chemical 465 interactions in the aquatic agro-ecosystem, including nontarget aquatic organisms, physical water 466 conditions, endangered species, or biodiversity. 467 468 469 Tocopherols are one of the most important lipid-soluble antioxidants for living things (Häubner, 2010). 470 Tocopherols can only be produced by photosynthetic organisms, including phytoplankton (microalgae) in 471 marine and freshwater ecosystems. Tocopherols are transported up the aquatic food chain and are 472 essential to the health of fish species (Häubner, 2010). The most biologically active tocopherol in fish is 473 alpha-tocopherol (Häubner, 2010). In animal tissues, alpha-tocopherol functions primarily to stabilize 474 membranes. It also ensures the best utilization of lipids in the diet and helps maintain body stores of 475 essential fatty acids (Häubner, 2010). The vitamin E (alpha-tocopherol) requirements of many fish have 476 been studied in aquaculture and are generally in the range of 20-50 mg/kg of dry feed, although some fish 477 have higher requirements (~100 mg/kg of dry feed) (Sargent et al., 2002; Halver, 2011). 478 479 Alpha-tocopherol is the major naturally occurring tocopherol in the lipids of marine fish, however beta-480 and gamma- tocopherols are also absorbed and deposited in fish tissues (Sargent et al., 2002). Excessive 481 intake of tocopherols above the vitamin E requirement of fish could result in hypervitaminosis E, a 482 condition of high storage levels of the vitamin in the fish which could result in toxic symptoms such as poor growth, toxic liver reaction, and death (De Silva et al., 2012; Halver, 2002). No sources were identified 483 484 that specifically discussed the possibility of hypervitaminosis E caused by the use of tocopherols as 485 antioxidants in aquaculture feed. 486 487 Evaluation Question #9: Discuss and summarize findings on whether the use of the petitioned 488 substance may be harmful to the environment (7 U.S.C. § 6517 (c) (1) (A) (i) and 7 U.S.C. § 6517 (c) (2) (A) 489 (i)). 490 491 It is unlikely that the use of tocopherols as an antioxidant in aquatic animal feed would be harmful to the 492 environment. Tocopherols are produced by all photosynthetic organisms, they are naturally part of the 493 aquatic environment, and low levels of tocopherols are present in the tissues of fish and other aquatic 494 animals (Häubner, 2010; Polat et al., 2012). The European Food Safety Authority has stated that the use of 495 tocopherol-rich extracts in animal nutrition will not result in a substantial increase in the concentration of 496 tocopherols in the environment (EFSA, 2012). 497 498 As described in the response to Evaluation Question #3, organic solvents and other chemicals may be used 499 in the commercial extraction of tocopherols from vegetable oil. If these chemicals are released into the environment through waste streams, then environmental contamination could occur. However, no sources 500 501 were identified that discussed environmental contamination resulting from the manufacturing of 502 tocopherols. As discussed in the response to Evaluation Question #5, no sources were identified that 503 discussed the possible persistence and areas of concentration of tocopherols or its breakdown products in 504 the environment.
- 505

# 506 <u>Evaluation Question #10:</u> Describe and summarize any reported effects upon human health from use of 507 the petitioned substance (7 U.S.C. § 6517 (c) (1) (A) (i), 7 U.S.C. § 6517 (c) (2) (A) (i)) and 7 U.S.C. § 6518 508 (m) (4)).

- 510 No sources were identified that discuss adverse effects upon human health from the use of tocopherols as
- an antioxidant in aquatic or terrestrial animal feed. It is unlikely that the use of tocopherols as an
- antioxidant in aquatic animal feed would be harmful to human health. Tocopherols are a natural part of
- 513 the human diet, with a large proportion of intake coming from tocopherols naturally present in vegetable
- oils (IOM, 2000). Tocopherols are affirmed as GRAS by the FDA when used as chemical preservatives or
- 515 nutrients in food for human consumption in accordance with good manufacturing practice (21 CFR

516 182.3890, 182.8890). In 2012, the European Food Safety Authority published a scientific opinion of the use of tocopherols as antioxidants in feed for all animal species with no minimum and maximum content. The 517 518 scientific panel concluded that: "Tocopherol-rich extracts and all-rac-alpha-tocopherol at use levels are safe 519 for all animal species and the consumer. No concern for user safety is expected from the use of tocopherol-520 rich extracts and all-rac-alpha-tocopherol in feed" (EFSA, 2012). 521 522 The tocopherol level found in the flesh of a fish is related to the fish's total dietary intake of tocopherols 523 (Sargent et al., 2002). The use of tocopherols as an antioxidant or vitamin supplement in aquatic animal 524 feed will possibly increase tocopherol levels in those fish that consume the feed. It is unlikely that an 525 increase in the flesh tocopherol levels caused by the addition of tocopherols in fish feed will cause adverse effects in humans who consume those fish. No sources were identified that discuss this possibility. 526 Reports of adverse effects of tocopherols in humans are limited to studies and cases involving 527 528 supplementation with high levels of alpha-tocopherol, the most biologically active form of tocopherol in 529 humans. 530 Evaluation Question #11: Describe all natural (non-synthetic) substances or products which may be 531 532 used in place of a petitioned substance (7 U.S.C. § 6517 (c) (1) (A) (ii)). Provide a list of allowed substances that may be used in place of the petitioned substance (7 U.S.C. § 6518 (m) (6)). 533 534 535 Natural antioxidants that may be used in place of tocopherols in aquatic animal feed include rosemary 536 extract, lecithin, and ascorbic acid (Hamre et al., 2010; Southgate, 2012; Hardy and Burrows, 2002). Very few sources were identified that discussed the commercial use and efficacy of these antioxidants in 537 538 aquaculture feeds. The available information is summarized below. 539 540 The main active components of rosemary extracts are phenolic compounds including carnosic acid, carnosol, and rosmarinic acid (Hamre et al., 2010). The antioxidant activity of a commercially-available 541 542 conventional rosemary extract, Herbalox® (Kalsec, Kalamazoo, MI), was tested in an experimental fish feed 543 study conducted by researchers from the Norwegian National Institute of Nutrition and Seafood Research (Hamre et al., 2010). Rosemary extract was added to the fish feed at concentrations ranging from 120 544 545 mg/kg to 6,000 mg/kg. The results showed that rosemary extract was an effective antioxidant when 546 added at levels of 1,500 to 6,000 mg/kg in the feed. The addition of 6,000 mg/kg rosemary extract was more effective than the control antioxidant blend containing the synthetic antioxidant ethoxyquin (1,200 547 mg/kg) along with mixed tocopherols (700 mg/kg), ascorbic acid (1,000 mg/kg), and a phosphate mix (850 548 mg/kg). It was also more effective than mixed tocopherols alone added at 350 to 1,400 mg/kg in the feed. 549 550 The authors of this study stress that it is difficult to predict the effectiveness of antioxidants in different 551 feed types, and it is necessary to study them in the specific systems in which they are going to be used 552 (Hamre et al., 2010). 553 According to the petitioner, rosemary imparts an undesirable taste to fish; therefore, rosemary extracts can 554 555 only be used in small amounts in fish feed (Aquaculture Working Group, 2012). No additional sources

- 556 were identified that discussed this issue.
- 557

Lecithin can be used as a supplemental source of phospholipids in aquatic animal feeds (ADM, 2003).

559 According to Archer Daniels Midland Company (Decatur, IL), a manufacturer of conventional lecithin

products, lecithin also acts as a natural antioxidant in the feed (ADM, 2003). No additional sources were

identified that discussed the use of lecithin as an antioxidant in aquatic animal feed (except in combination with tocopherols or other synthetic antioxidants).

562 563

Ascorbic acid (vitamin C) has antioxidant properties due to its ability to scavenge free radicals and

565 inactivate metal ions (Hamre et al., 2010). The antioxidant activity of ascorbic acid in an experimental fish

feed was tested in the Hamre et al. (2010) study. Other antioxidants studied included rosemary extract, mixed tocopherols, ascorbyl palmitate, citric acid, and spermine. Crystalline ascorbic acid was added to

the fish feed at concentrations ranging from 500 to 2,000 mg/kg. The results showed that ascorbic acid was

- an effective antioxidant at all concentrations studied, and that ascorbic acid was more effective than mixed
- tocopherols (added at 350 to 1,400 mg/kg) under the specific conditions of this experiment. The authors

- concluded that ascorbic acid and rosemary extract were the most effective of the natural antioxidants
  studied and that ascorbyl palmitate, citric acid, and spermine had only minor antioxidant effects (Hamre et al., 2010).
- 574

575 Many other substances have shown promise in laboratory studies as possible natural replacements for

- 576 synthetic antioxidants used to preserve fish oil and fishmeal. However, no evidence was found of their use
- 577 in commercial aquaculture. These natural antioxidants include boldine (an extract from the boldo tree,
- Valenzuela et al., 1991); hard winter wheat extracts (Yi et al., 2002); red algal extracts (Athukorala et al.,
- 2003); Chardonnay grape and black raspberry seed extracts (Luther et al., 2007); *Vitis vinifera* grape extracts
- (Pazos et al., 2005); green tea extracts (Wanasundara and Shahidi, 1998); oregano (Tsimidou et al., 1995);
  brown seaweed extracts (*Ecklonia cava, Hizikia fusiformis*) (Heo et al., 2003; Senevirathne et al., 2006;
- 582 Siriwardhana et al., 2004); tannic acid (Magsood and Benjakul, 2010); and extracts of the *Salvia plebia* herb
- 583 (Jiang and Wang, 2006).
- 584

Nonsynthetic substances (not prohibited under 7 CFR 205.604) may be used as feed additives in organic
livestock production provided that all agricultural ingredients included in the list of ingredients for such
additives have been produced and handled organically (7 CFR 205.237). The National Organic Program

- 588 (NOP) guidance document, "Evaluating Allowed Ingredients and Sources of Vitamins and Minerals for
- 589 Organic Livestock Feed" provides further clarification on the agricultural, nonsynthetic, and synthetic
- 590 ingredients permitted in organic livestock feed (NOP, 2013).
- 591

# 592 <u>Evaluation Question #12:</u> Describe any alternative practices that would make the use of the petitioned 593 substance unnecessary (7 U.S.C. § 6518 (m) (6)). 594

No sources were identified that discussed alternative practices that would make the use of an antioxidant
unnecessary in aquatic animal feed. Tucker (2012) reports that antioxidants are necessary in aquaculture
feeds because the oxidative rancidity of lipids in feeds can affect the survival and growth of fish.

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