



No. P.15025/195/2015-DFQC
Government of India
Ministry of Health & Family Welfare
Department of Health & Family Welfare

Nirman Bhawan,
New Delhi-110011,
Dated: September 23rd, 2020.

PUBLIC NOTICE

General Public is hereby informed that Ministry of Health & Family Welfare proposes to finalise Food Safety and Standards (Amendment) Bill, 2020 for bringing amendment to Food Safety and Standards Act, 2006. Accordingly, a draft Food Safety and Standards (Amendment) Bill has been prepared and attached herewith for comments/suggestions of the General Public/Stake Holders.

General Public/Stake Holders may submit their comments/suggestions via email at neeraz.s@nic.in within 30 days from the date of uploading of the Public Notice.

Encls: As above

NEERAJ SACHDEVA

(Neeraj Sachdeva)
Under Secretary to the Government of India.

Food Safety and Standards (Amendment) Bill, 2020

	A Bill to amend the Food Safety and Standards Act, 2006	
	BE it enacted by Parliament in the Seventieth Year of the Republic of India as follows:-	
	1. (1) This Act may be called the Food Safety and Standards (Amendment) Act, 2020.	Short title and commencement
	(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.	
	In the Preamble after the words “consolidate the laws relating to food the words, “and feed ” shall be added. In the Preamble after the words “human consumption”, the words “and animal feed” shall be added In the Preamble the word ‘ export ’ to be added after the word ‘sale’ and before ‘import’.	Amendment of Preamble
	Section 2 to be amended to read as follows: Declaration as to expediency of control by the Union. It is hereby declared that it is expedient in the public interest that the Union should take under its control the food and the animal feed industry.	Amendment of Section 2
	After the clause (i) in subsection 1 of section 3 relating to “extraneous matter”, the following clause shall be added; “Feed” means any substance which is ground pelleted or crumbled, contains source of energy and tissue building constituents like carbohydrates, protein, fat, minerals etc. which will provide all of the nutritional requirements necessary for the maintenance of life or for promoting growth of animals including feed additives, various products of vegetable or animal origin, in their natural state, fresh or preserved, compound feed, medicated feed, genetically modified feed and products derived from the industrial processing thereof, and organic or inorganic substances, whether or not containing additives, which are intended for use in the preparation of compound feeding stuffs or as carriers of pre-mixtures. It does not include Veterinary medicinal products and water.	Amendment of section 3
	In section 3 of the Act, in sub- section (1) (d), substitute the word “ <i>qualities</i> ” after the words “has particular” with the word “ characteristics ” and after the words “composition or <i>otherwise</i> ” with the words “ or any other quality: ”.	Amendment of section 3 (1) (d)

<p>Section 3(1) (e)</p> <p>In section 3 (1) (e) of the Act, after the words ‘under section 30’, the words “and includes the Chief Executive Officer of the Food Authority” shall be added.</p>	<p>Amendment of Section 3(1) (e)</p>
<p>Section 3(1) (f) to be modified as:</p> <p>‘Consumer’ means a person purchasing and receiving food but does not include a person who obtains such food for resale or for any commercial purpose.</p>	<p>Amendment of Section 3(1) (f)</p>
<p>Section 3 (1)(n)</p> <p>In section 3 of the Act, in sub section (1)(n), after the words ‘...distribution of food,’ the word ‘<i>export</i>,’ shall be inserted.</p>	<p>Amendment of Section 3 (1)(n)</p>
<p>Section 3(1) (oa)</p> <p>New definition of food contact material’</p> <p>‘Food Contact Material’ means any material in contact with food or intended or reasonably expected to come into contact with food’.</p>	<p>New definition Section 3(1) (oa)</p>
<p>Section 3 (1)(p)</p> <p>In section 3 of the Act, in sub section (1)(p), after the words ‘... any food laboratory or institute’ the words ‘<i>established by the Central or a State Government or any other agency and</i>’ shall be omitted.</p>	<p>Amendment of Section 3 (1)(p)</p>
<p>Section – 3(1)(r)</p> <p>In section 3 of the Act, in sub section (1) (r), the word ‘manufacturing units’ shall be substituted by the words ‘<i>food business</i>’.</p>	<p>Amendment of Section – 3(1)(r)</p>
<p>Section 3(1) (vv)</p> <p>In section 3 of the Act, after sub section (1)(v) following section shall be inserted, namely: -</p> <p>‘3(I) (vv) “Export” means sending from India any article of food by land, sea or air.’</p>	<p>Amendment of Section 3(1) (vv)</p>
<p>Section 3 (1)(y)</p> <p>In section 3 of the Act, in sub section (1)(y), after the words ‘...in the final product,’ the words ‘<i>either in the same or</i>’ shall be inserted.</p>	<p>Amendment of Section 3 (1)(y)</p>
<p>Section 3 (1) (zd)</p> <p>After the words “such purposes’, the words “including brand owner” shall be added.</p>	<p>Amendment of Section 3 (1) (zd)</p>

<p>Section 3(1) (zf)</p> <p>The words “not injurious to health” to be added after the words “an article of food”.</p>	<p>Amendment of Section 3(1) (zf)</p>
<p>Section 3 (1) (zka)</p> <p>“Processing aid” means any substance or material, not including apparatus or utensils, and not consumed as a food ingredient by itself, used in the processing of raw materials, foods or its ingredients to fulfil a certain technological purpose during treatment or processing and which may result in the non-intentional but unavoidable presence of residues or derivatives in the final product.</p>	<p>Amendment of Section 3 (1).</p> <p>The definition of ‘processing aid’ shifted to definition clause from ‘explanation’ in section 19</p>
<p>Section 3 (1) (zx)</p> <p>After the words “the article of food unsafe”, the words “and thereby injurious to health” to be added.</p>	<p>Amendment of Section 3 (1) (zx)</p>
<p>Section 5 (1)</p> <p>In Section 5 (1) and sub clause (a) thereof be modified as:</p> <p>(i). In clause (1) the word ‘twenty-two’ to be replaced by the word ‘twenty-three’.</p> <p>(iii) the word and symbol ‘(vi) Legislative Affairs’ shall be substituted by the word “(vi) Women and Child Development’.</p>	<p>Amendment of Section 5 (1)</p>
<p>Section 5 (1) (h): New sub section to be inserted</p> <p>In section 5 of the Act, after sub section (1)(g), following sub section shall be inserted, namely: -</p> <p>“5 (1) (h). The Chief Executive Officer of the Food Safety and Standards Authority of India shall be the Member Secretary of the Food Authority.”</p>	<p>Amendment of section 5 (1),</p>
<p>Section 5 (4) Shall be substituted as:</p> <p>The Chairperson of the Food Authority may be appointed by the Central Government on the recommendations of the Selection Committee.</p> <p>The part-time Members referred to in Clauses (1), (b), (c), (d), (e), (f) and (g), and the ex- officio Members, shall be appointed by the Central Government with the approval of the Minister-in-Charge of the Administrative Ministry of the Food Authority.</p>	<p>Amendment of Section 5 (4)</p>

<p>Following proviso to be added in Section 5(1) (e):</p> <p>Provided that Central Government may by notification make changes in Zones under First Schedule.</p>	<p>Amendment of Section 5(1) (e):</p>
<p>In Section 6 (1),</p> <p>the words “and the Members other than ex officio Members of the Food Authority,” after the words “of the Chairperson” to be deleted.</p>	<p>Amendment of Section 6 (1),</p>
<p>Section 6(2) (3) (4) (5) and (6) would be modified as follows:</p> <p>(2) The Central Government shall, within two months from the date of occurrence of any vacancy by reason of death, resignation, or removal of the Chairperson of the Food Authority and three months before the superannuation or completion of the term of office of the Chairperson of that Authority, make a reference to the Selection Committee for filling up of the vacancy.</p> <p>Section (3): The Selection Committee shall finalize the selection of the Chairperson of the Food Authority within two months from the date on which the reference is made to it.</p> <p>Section (4): The Selection Committee shall recommend a panel of two names for the vacancy of Chairperson referred to it.</p> <p>Section (5): Before recommending any person for appointment as a Chairperson of the Food Authority, the Selection Committee shall satisfy itself that such person does not have any financial or other interest, which is likely to affect prejudicially his functions as a Chairperson.</p> <p>Section (6) No appointment of the Chairperson of the Food Authority shall be invalid merely by reason of any vacancy in the Selection Committee.</p>	<p>Amendment of Section 6(2) (3) (4) (5) and (6)</p>
<p>After Section 8, insert new Section 8A.</p> <p>“Functions of the Chairperson</p> <p>The Chairperson of the Food Authority shall exercise the following functions:</p> <p>(i) He shall have powers of general superintendence and direction in the conduct of the work of the Food Authority.</p> <p>(ii) To preside over the meetings of the Food Authority.</p> <p>(iii) To exercise all the powers and responsibilities assigned to him under the Rules and Regulations framed under this</p>	<p>Amendment of Section 8 A.</p>

	<p>Act.</p> <p>(iv) To ensure that the Food Authority functions as per the mandate entrusted to it under the Act.</p>	
	<p>Section 16 (1) to be modified as</p> <p>(1) It shall be the duty of the Food Authority to regulate and monitor the manufacture, processing, distribution, sale, export and import of food so as to ensure safe and wholesome food.</p>	<p>Amendment of Section 16 (1)</p>
	<p>Section 16 (2) : after the word ‘ the Food Authority may’ , the word ‘ if necessary’ to be added.</p>	<p>Amendment of Section 16 (2)</p>
	<p>Section 17 (5) to be deleted.</p>	<p>Amendment of Section 17 (5) by deletion</p>
	<p>In section 18(2) (d) after the words ‘may be dispensed with’ the words ‘and the regulations may be issued without prior approval of the Central Government’ to be inserted.</p>	<p>Amendment of section 18(2) (d)</p>
	<p>In sub-section (3) of Section 18 after the words “and supplies used”, the words “excluding feed” shall be inserted.</p>	<p>Amendment of sub-section (3) of Section 18</p>
	<p><i>Under section 19, the explanation to be deleted.</i></p>	<p>Amendment of section 19</p>
	<p>Section 22 (4)</p> <p>In section 22 of the Act, in sub section (4), the definition of ‘proprietary food’ following shall be substituted: -</p> <p>1) “proprietary food” means an article of food for which standards have not been specified but is not unsafe:</p> <p>Provided that such food shall contain ingredients and additives which are permitted under this Act and regulations made thereunder.</p> <p><i>(ii) “novel food” means a food or food ingredient [other than Genetically modified or engineered foods] that is newly developed through innovative technologies and/or production process that has not been used previously, and includes those food or food ingredients, which do not have history of human consumption in the country.</i></p>	<p>Amendment of Section 22 (4)</p>

<p>Section 23</p> <p>In Section 23 (1) a second proviso to be inserted as:</p> <p>Provided further that the Food Authority may prescribe food contact material requirement for an article of food.</p>	<p>Amendment of Section 23</p>
<p>Section 28 (1)</p> <p>In section 28 of the Act, in sub section (1), following shall be inserted: -(I) the word 'withdraw' shall be substituted by the word '<i>recall</i>'.</p> <p>(II) the words 'its withdrawal' and inform the competent authorities thereof shall be substituted by the words '<i>its recall</i>'.</p>	<p>Amendment of Section 28 (1)</p>
<p>Section 31(1)</p> <p>In Section 31 of the Act, in sub section (1), after the word 'license' the words' as specified under regulations' shall be inserted.</p>	<p>Amendment of Section 31(1)</p>

<p>Section 34 In section 34 of the Act, the sub section (1), (2), (3), (4) (5) and (6) to be substituted by the words <i>'If the designated officer is satisfied that the health risk condition exists arising out of emergent circumstances or due to habitual default by the food business, he may, after following the procedures as the Food Authority may specify by regulations, recommend to the Commissioner of Food Safety, for imposing the ban or closure of the food business.'</i></p>	Amendment of Section 34
<p>Section 35 Section 35 shall be substituted as: 35. Handling of Food safety incidents (1) The Food Authority may, by an order, prescribe mechanism for handling food safety incidents including reporting, investigation, corrective and preventive action related to the incident. Explanation: Food Safety Incident” means any incident that may be caused by food borne diseases, food contamination, or other incidents arising from food and are hazardous to human health.”</p>	Amendment of Section 35
<p>Section 38 (1) (c) In section 38 of the Act, in sub section (1) (c) after the words 'keep it in the safe custody of the food business operator' the words 'keep it in the safe custody of the food business operator or placed in the custody of the Authority or officials authorized shall be inserted.</p>	Amendment of Section 38 (1) (c)
<p>Section 38(1) (d) After sub section (1) (c) of section 38, of the Act, following new sub-section shall be inserted, namely: - <i>'(d) Seize any vehicle, equipment, packaging, labelling or advertising material linked with food article which may be required as evidence in proceedings under the Act or rules & regulations made thereunder and may keep in the safe custody of the food business operator or placed in the custody of the Authority'.</i></p>	Amendment of Section 38(1) (d)
<p>Section 38 (4 A) Under section 38, after sub section (4) of the Act, following new section shall be inserted, namely: - <i>'38 (4A). An article of food or adulterant seized, unless destroyed, shall be produced before the designated Officer as soon as possible and in any case not later than seven days after the receipt of the report of the food Analyst:</i></p>	Amendment of Section 38 (4 A)

<p><i>Provided that if an application is made to the Designated Officer in this behalf by the person from whom any article of food has been seized, the Designated Officer shall by order in writing direct the Food Safety Officer to produce such article before him within such time as may be specified in the order.'</i></p>	
<p>Section 38 (9) (A)</p> <p>After Section 38 (9) of the Act, the following new sub section shall be inserted, namely:</p> <p><i>'(A) where the Food Safety Officer is satisfied that any article of food, seized under sub-section (1) has no relation with the commission of any offence which make the food unsafe, such article shall be released immediately.'</i></p>	<p>Amendment of Section 38 (9) (A)</p>
<p>Section 40 (1)</p> <p>The first provision in Section 41 shall be replaced by the words:</p> <p>'Provided that such purchaser shall obtain a receipt from the food business operator at the time of purchase.'</p>	<p>Amendment of Section 40 (1)</p>
<p>Under section 40, after the sub-section 2, following sub-section (3) shall be inserted;</p> <p>(3) In the event food industry association, consumer association, or any individual needs to entrust a food testing for the purpose of data generation or to create information for general public on food safety it shall carryout the same in the laboratories that are recognized by Food Authority. The information so collected shall be shared with Food Authority before releasing the same to general public.</p>	<p>Amendment of Section 40 (2)</p>
<p>Section 41</p> <p>Section 41 of the Act shall be omitted.</p>	<p>Amendment of Section 41</p>
<p>Section 42(2)</p> <p>In section 42 of the Act, in sub section (2) after the word 'fourteen', the word '<i>working</i>' shall be inserted.</p>	<p>Amendment of Section 42(2)</p>
<p>Section 42 (3)</p> <p>In section 42 of the Act, in sub section (3) after the words '<i>within fourteen working days</i>' the words '<i>after compliance of the requirements of section 46(4)</i>' shall be inserted.</p> <p>In section 42 after clause (3) the following shall be inserted:</p> <p><i>"In case the designated officer comes to the conclusion that there is no contravention of any of the provisions of Act, rules & regulations, he shall direct the food safety officer to release the</i></p>	<p>Amendment of Section 42 (3)</p>

	<i>articles of food seized within three working days.” shall be inserted.</i>	
Section 42 (3)	The following proviso to be added “provided that in case of offences under sections 52, 53,55,56,57,60,61,62 and 63, where lab analysis of samples is not required, the Designated Officer/ Commissioner of Food Safety may launch adjudication or prosecution on the basis of the report filed by the Food Safety Officer or otherwise”.	Amendment of Section 42 (3)
Section 43(2)	Section 43(2) to be modified as: The Food Authority may, establish or recognize by notification, one or more food laboratory or laboratories accredited by National Accreditation Board for Testing and Calibration Laboratories or any other accreditation agency as referral food Laboratories.	Amendment of Section 43(2)
	After sub-section (2) of Section 43, insert new sub-section (2B) as under: - “ 43 (2B). The Food Authority shall recognize by notification, one or more Reference Food Laboratory or Laboratories to carry out the functions entrusted to the reference food laboratory by this Act or any rules and regulations made thereunder. ” Explanation: ‘ Reference Laboratory ’ means laboratory notified by Food Safety and Standards Authority of India under Section 43 (2B) for method development, method validation, proficiency testing and training with accreditation specified by the Food Authority.”	Amendment of Section 43(2)
Section 46 (3)	In proviso of section 46 of the Act, after the word ‘ fourteen ’, the word ‘ working ’ shall be inserted.	Amendment of Section 46 (3)
Section 46 (4)	In section 46, sub section (4) of the Act, after the word ‘ opinion ’, the words ‘ within fourteen working days ’ shall be inserted.	Amendment of Section 46 (4)
Section 47 (1) (c) (iii)	In section 47, sub section (1)(c)(iii) of the Act, after the words ‘ Designated Officer ’, the words ‘ within fourteen working days ’ shall be inserted.	Amendment of Section 47 (1) (c) (iii)

<p>Section 47 (4)</p> <p>In section 44 of the Act, sub section (4) shall be omitted.</p>	<p>Amendment of Section 47 (4)</p>
<p>Section 47 (5)</p> <p>After clause (5) of Section 47, the following explanation to be inserted</p> <p>“Authorized Officer” means an officer appointed for various ports of entry to perform task as the Food Authority may specify under the regulations in relation to articles of food imported.</p>	<p>Amendment of Section 47 (5)</p>
<p>Section 49</p> <p>In section 49 of the Act, after sub section (e) following proviso shall be inserted, namely: -</p> <p><i>‘Provided that in case of packaged food procured, appropriately stored and not tampered with, distributed and sold by a distributor or a retailer the primary pecuniary and criminal liability would lie with the manufacturer.’</i></p>	<p>Amendment of Section 49</p>
<p>Section 59: Punishment for unsafe food to be modified as:</p> <p>Any person who, whether by himself or by any other person on his behalf, manufacturers for sale or stores or sells or distributes or imports any article of food for human consumption which is unsafe, shall be punishable-</p> <p>(i) where such failure or contravention does not result in injury, with fine which may extend to three lakh rupees;</p> <p>(ii) where such failure or contravention results in a non- grievous injury, with imprisonment for a term which may extend to one year and also with fine which may extend to five lakh rupees;</p> <p>(iii) where such failure contravention results in a grievous injury, with imprisonment for a term which may extend to six years and also with fine which may extend to seven lakh rupees;</p>	<p>Amendment of Section 59</p>
<p>Section 59A</p> <p>After section 59 of the Act, following new sub section shall be inserted, namely: -</p> <p><i>‘59A. “Any person who whether by himself or by any other person on his behalf, adds an adulterant to food so as to render it injurious for human consumption with an inherent potential to cause his death or is likely to cause such harm on his body as would amount to causing grievous hurt, irrespective of the fact whether it causes actual injury or not, shall be punishable for a term which shall not</i></p>	<p>Amendment of Section 59A</p>

	<i>be less than seven years but which may extend to imprisonment for life and also fine which shall not be less than ten lakh rupees.”</i>	
Section 61	The words ‘imprisonment for a term which may extend to three months and also with’ may be deleted. Further, the words ‘two lakhs rupees’ may be replaced by the words ‘ten lakhs rupees’.	Amendment of Section 61
Section 62	In section 62 of the Act, the words ‘which may extend to three months and also with fine which may extend to one lakh rupees’ shall be substituted by the words ‘ <i>which shall not be less than six months but which may extend to two years and also with fine which may extend to five lakh rupees</i> ’.	Amendment of Section 62
Section 63	The words ‘punishable with imprisonment for a term which may extend to six months and also’ may be deleted. Further, the words ‘five lakhs rupees’ may be replaced by the words ‘twenty-five lakhs rupees’.	Amendment of Section 63
Section 64	Sub Section (1) (ii) shall be replaced by the words ‘a further fine on daily basis which may extend up to rupees five lakhs, where the offence is a continuing one; and’. Sub section 3 of Section 64 (1) to be deleted.	Amendment of Section 64
Section 65A	After section 65 of the Act, following section shall be inserted, namely: - 65A. Recovery of fees and other expenses incidental to prosecution - When any person is convicted of an offence under this Act, the court may order that all fees and other expenses incidental to the analysis of any food or food contact article in respect of which the conviction is obtained and any other reasonable expenses incurred by the prosecution, shall be paid by the person convicted.	Amendment of Section 65A
(e) Amendment proposals:	Section 69. Power to compound offences. (1) Notwithstanding anything contained in this Act, any offence committed for the first time by a license holder of the Food Authority, punishable under this Act, not being an offence punishable with imprisonment, may, before institution of any	Amendment of Section 69

	<p>proceeding be compounded by the Commissioner of Food Safety or an officer so authorized by him, in the manner as specified by the Food Authority:</p> <p>Provided that the sum so specified shall not in any case exceed the maximum amount of the fine which may be imposed under relevant Sections for the offence so compounded; and any second or subsequent offence committed after the expiry of a period of three years from the date on which the offence was previously compounded shall be deemed to be an offence committed for the first time.</p> <p>(2) Every officer referred to in sub section (1), to whom the power of compounding is delegated, shall exercise the powers to compound an offence, subject to the direction, control and supervision of the Commissioner of the Food Safety.</p> <p>(3) Every application for the compounding of an offence shall be made in such manner as may be prescribed.</p>	
	<p>Section 76 (1)</p> <p>Second proviso to be inserted:</p> <p>Provided further that appeal in cases where there is no Special Court shall lie in the Courts of appropriate jurisdiction.</p>	<p>Amendment of Section 76 (1)</p>
	<p>Section 82 to be modified as</p> <p>1) The Food Authority will set up the Food Safety and Standards Authority of India Fund to further the objectives of this Act</p> <p>(2) There shall be credited to the Food Safety and Standards Authority of India Fund the following amounts, namely: -</p> <ol style="list-style-type: none"> a. Grants made to the Food Safety and Standards Authority of India Fund by the Central Government. b. The sums realized by way of fees, charges and penalties by the Authority. c. The interest or other income received out of the investments made from the Fund; d. the income generated by way of testing, consultancy, grants, donations from any other source etc. <p>(3) The Fund shall be administered and utilized by the Authority for purposes as prescribed under the regulations.</p>	<p>Amendment of 82</p>

<p>Section 84A:</p> <p style="text-align: center;"><u>General provisions as to Animal Feed</u></p> <p>(i) The general provisions of the Food Safety and Standards Act, 2006, <i>except Sections 51, 52, 59 and 65</i>, in so far as these are applicable on food or food safety and standards shall be applicable mutatis mutandis on matters relating to animal feed to the extent that it impacts the quality of food.</p> <p>(ii) The Central Government may by notification notify an agency of the Central Government to exercise the powers of Food Authority under the Food Safety and Standards Act, 2006 concerning matters relating to Animal Feed.</p> <p>Provided that standards for animal feed would be determined by the Food Authority only.</p> <p>(iii) The Central Government / State Governments may by notification appoint the Commissioners of Food Safety, Designated Officers and Food Safety Officers exclusive for administering the animal feed.</p> <p>(iv) Educational and other qualifications, as appropriate, may be prescribed for such Commissioners of Food Safety, Designated Officers and Food Safety Officer who work exclusively on matters relating to animal feed.</p>	<p>Amendment of Section 84A:</p>
<p>The following proviso to be added to Section 92 (1):</p> <p>Provided that draft regulations having been approved by the Central Government before notification for soliciting suggestions, would not require such approval again if no changes are carried out thereon after considering comments of stakeholders.</p>	<p>Amendment of Section 92 (1):</p>
<p>Section 92</p> <p>Clauses (2) (d),(f), (g), (h), (i), (j), (l), (m), (n), (o), (p), (q), (r) & (s) of Section 92 shall be deleted.</p>	<p>Amendment of Section 92</p>
<p>Section 92 (2) (e)</p> <p>The words ‘and guidelines’ to be deleted.</p> <p>92 (2) (k)</p> <p>After the words ‘and labelling’, the words ‘and packaging requirements’ shall be added</p>	<p>Amendment of Section 92 (2) (e)</p>

<p>Section 92 A: new section to be inserted.</p> <p>Power of the Food Authority to make Regulations.</p> <p>(1) The Food Authority may, after prior publication, and stakeholders' consultation by notification, make regulations consistent with this Act and the rules made thereunder to carry out the provisions of this Act.</p> <p>(2) In particular, and without prejudice to the generality of the foregoing power, such regulation may provide for all or any of the following matters, namely: -</p> <p>(d) procedure of Scientific Committee and Panels under sub-section (4) of section 15;</p> <p>(f) procedure to be followed by Food Authority for transaction of business at its meetings under sub-section (1) of section 17;</p> <p>(g) making or amending regulations in view of urgency concerning food safety or public health under clause (d) of sub-section (2) of section 18;</p> <p>(h) limits of additives under section 18;</p> <p>(i) limits of quantities of contaminants, toxic substance and heavy metals, etc., under section 20;</p> <p>(j) tolerance limit of pesticides, veterinary drugs residues, etc, under section 21;</p> <p>(l) form in which guarantee shall be given under sub-section (4) of section 26;</p> <p>(m) conditions and guidelines relating to food recall procedures under sub-section (4) of section 28;</p> <p>(n) regulations relating to functioning of Food Safety Officer under sub-section (5) of section 29;</p> <p>(o) notifying the registering authority and the manner of registration; the manner of making application for obtaining license, the fees payable therefor and the circumstances under which such license may be cancelled or fortified under section 31;</p> <p>(p) the respective areas of which the Designated Officer shall be in-charge for food safety administration under sub-section (1) of section 36;</p> <p>(q) procedure in getting food analyzed, details of fees etc., under sub-section (1) of section 40;</p> <p>(r) functions, procedure to be followed by food laboratories under sub-section (6) of section 47;</p> <p>(s) procedure to be followed by officials under subsection (6) of section 47;</p> <p>Additional regulations to be added:</p> <p>(w). regulation due to health risk condition arising out of emergent circumstances or due to habitual default by the food</p>	<p>Amendment of Section 92 A</p>
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<p>business as referred to in section 34.</p> <p>(x). prescribe mechanism for handling food safety incidents including reporting, investigation, corrective and preventive measures as referred to in section 35.</p> <p>(y). prescribe functions to be entrusted to the Reference Laboratory as referred to in section 43(2B) of the Act.</p> <p>(z) specify tasks to be performed by the 'Authorised officer' as referred to in section 47(5) of the Act.</p> <p>(za) prescribe procedure of compounding of offences under section 69 of the act to be followed by the commissioner of food Safety and his power to delegate this function to his subordinates.</p> <p>(zb)prescribing educational and other qualifications of the machinery to be entrusted with administration of the 'animal feed' in terms of Chapter XI A, Section 84A.</p> <p>(zc) prescribing requirement of 'food contact material, as in section 23.</p>	
<p>In the First Schedule to the Act, the following serial number and the entries relating thereto shall be modified, namely: -</p> <p>Zone II "7. Telangana" to be added</p> <p>Zone II "3. Jammu and Kashmir" to be deleted</p> <p>Zone V 3.Dadra and Nagar Haveli and Daman and Diu.</p> <p>Daman and Diu to be deleted from Serial no. 4. "8. Jammu and Kashmir" to be added "9. Ladakh" to be added</p>	
<p>SL. No. 8 of second schedule to be amended as: 8. Any other order issued under the Essential Commodities Act, 1955 (10 of 1955) relating to Food Safety and Standards.</p>	
<p>Section 97 Repeal and Savings.</p> <p>In sub-section (2) of Section 97 after the words" commencement of this Act", the words "including the state amendments to the Indian Penal Code pertaining to food safety" shall be inserted</p>	<p>Amendment of Section 97</p>
<p>Proviso in 101 (1) to be amended as:</p> <p>Provided that no order shall be made under this Section after the expiry of the period of three years from the Date of commencement of this Act or the amendments thereto.</p>	<p>Amendment of Proviso in 101 (1)</p>
