

**Proceedings of the Commissioner of**  
**Food Safety, Kerala**  
**Present: V.R.Vinod IAS**

**CFS, Kerala - prohibition under Sec.30(2)(a) and 29(3) of Food Safety and Standards Act 2006 - orders issued.**

**Read:-** Sec. 30(2)(a) and Sec. 29(3) of Food Safety and Standards Act, 2006

**Order No.B1- 74/2023/CFS dt.20/01/2023**

Food Safety and Standards (Licensing & Registration of Food Business) Regulation, 2011, Part V, Regulation 2.9.4 stipulates that:

**'High risk hot foods shall reach the point of consumption within two hours of preparation. Where food is to be transported over longer periods of time, then the temperature during transport shall be maintained at 60 degree Celsius'.**

And, the prepared food when kept in room temperature beyond 2 hours is likely to become harmful and unfit for human consumption.

Therefore, it is found to be very essential that, certain restrictions need to be imposed in the sale of food packets carrying prepared foods to the consumers.

As per sec. 29(3) of Food Safety and Standards Act, 2006, I have the authority to impose certain system control and other activities as appropriate to the circumstances.

Therefore, under the provisions of Sec. 30(2)(a) of Food Safety and Standards Act, 2006, I hereby prohibit the sale of food packets containing prepared food without a slip/sticker, which clearly indicate time within which the food is to be consumed, within the state of Kerala. No food packets carrying prepared foods should be sold to the consumers without a slip/sticker which mention that, the food is to be consumed within two hours of preparation.

*V.R.Vinod*  
20.1.23

**COMMISSIONER OF FOOD SAFETY**

Copy to  
The All concerned

Copy to:-

1. The Deputy Director (PFA)
2. All the Deputy Commissioner of Food Safety
3. All Assistant Commissioner of Food Safety
4. Joint Commissioner of Food Safety (Enforcement)
5. The Supdt. Govt. Press (for publication in the official gazette)
6. File/Stock file

**PROCEEDINGS OF THE COMMISSIONER OF  
FOOD SAFETY , KERALA**  
Present:- Sri V R Vinod I A S

CFS, Kerala – Mayonnaise – proceedings under Sec.30(2)(a) and 29(3) of Food Safety and Standards Act 2006 - orders issued.

**Read:-** Report No.8994/2021-22 of Food Analyst, Govt.Analyst's Laboratory, Tvpm dated 12.10.2021

**Order No.- CFS/73/2023-B1 dated.12-01-2023**

As many complaints of food poisoning has been reported due to consumption of Mayonnaise, which is used as a dressing in many food items. Mayonnaise usually referred as 'Mayo' is a creamy sauce or dressing usually used in sandwiches, shawarmas etc. Mayonnaise both commercially processed and homemade is associated with illnesses with salmonella if it is not properly prepared and stored.

As the laboratory reports read above clearly shows that samples of mayonnaise taken from the market contains harmful microorganisms.

It is prima facie suspected that there is food safety risk persists and it is necessary to prevent the product being consumed by the general public to avoid any food safety hazards.

Section 18(1)(a) of Food Safety and Standards Act 2006 stipulate that the Central Government, the State Governments, the Food Authority and other agencies, as the case may be, while implementing the provisions of this Act shall be guided by the following principle namely.

*“endeavour to achieve an appropriate level of protection of human life and health and the protection of consumer's interests, including fair practices in all kinds of food trade with reference to food safety standards and practices;*

*Section 18(1)(f) of Food Safety and Standards Act 2006 stipulate that “in cases where there are reasonable grounds to suspect that a food may present a risk for human health, then, depending on the nature, seriousness and extent of that risk, the Food Authority and the Commissioner of Food Safety shall take appropriate steps to inform the general public of the nature of the risk to health, identifying to the fullest extent possible the food or type of food, the risk that it may present, and the measures which are taken or about to be taken to prevent, reduce or eliminate that risk”*

*Section 27 (1) of Food Safety and Standards Act 2006 stipulates that “the manufacturer or packer of an article of food shall be liable for such article of food if it does not meet the requirements of this Act and the rules and regulations made thereunder”.*

*The Commissioner of Food Safety has been entrusted and has been called to perform such function under Section 30(2)(d). To ensure an efficient and uniform implementation of the standards and other requirements as specified and also ensure a high standard of objectivity, accountability, practicability, transparency and credibility,*

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Section 29(3) of the Food Safety and Standards Act 2006 stipulates that

*The authorities shall maintain a system of control and other activities as appropriate to the circumstances, including public communication on food safety and risk, food safety surveillance and other monitoring activities covering all stages of food business.*

Section 30(2)(a) of the FSS Act 2006 stipulates that,

*The Commissioner of Food Safety shall perform all or any of the following functions, namely:-*

*prohibit in the interest of public health, the manufacture, storage, distribution or sale of any article of food, either in the whole of the State or any area or part thereof for such period, not exceeding one year, as may be specified in the order notified in this behalf in the Official Gazette;*

Under these circumstances the production, storage and sale of **Mayonnaise** prepared from raw egg is prohibited with immediate effect under Section 30(2)(a) of Food Safety and Standards Act 2006 within Kerala State.

Signed by

V R Vinod Ias

Date: 12-01-2023 18:42:32

**Commissioner of Food Safety**

To

All Assistant Commissioner of Food Safety

Copy to:

1. The Deputy Director (PFA)
2. Joint Commissioner of Food Safety (Enforcement)
3. All the Deputy Commissioner of Food Safety
4. The Chief Govt. Analyst, GAL TVPM
5. Govt. Analyst RAL EKM/KZKD
6. All Food Safety officers (through ACFS/DCFS)