

  
**MANIPUR GAZETTE**

**EXTRAORDINARY  
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**No. 173**

**Imphal, Friday, July 27, 2012**

**(Sravana 5, 1934)**

**GOVERNMENT OF MANIPUR  
SECRETARIAT : HEALTH DEPARTMENT**

**N O T I C E**

Imphal, the 23rd July, 2012

No. 15/52/88-M(FSSA)Pt: This is for the information of the public in general and the Food Business Operator (FBO) in particular that Food Safety and Standards Act, 2006 (34 of 2006), Rules and Regulation, 2011 had come into force w.e.f. 5th August, 2011 which extends to the whole of India. With the enforcement of this Act, the following Act, Orders, Rules and Regulations, have been repealed:

- (a) **Prevention of Food Adulteration Act, 1954;**
- (b) **Fruit Product Order (FPO), 1955;**
- (c) **Solvent Extracted oil, De-oiled Meal and Edible Flour (Control) Order, 1967;**
- (d) **Meal Food Products Order, 1973;**
- (e) **Edible Oils Products Order, 1988;**
- (f) **Vegetable Oil Products Order, 1988 and**
- (g) **Milk and Milk Product Amendment Regulations, 2009 (MMPR-09) Division, (MMPO, 1992 has been renamed as MMPR, 2009)**

2. The following are the statutory/non statutory functionaries under the act in Manipur:

A. STATE LEVEL ENFORCEMENT:

- (i) Commissioner of Food Safety - (Statutory)
- (ii) Additional Food Safety Commissioner - (Non-Statutory)
- (iii) Deputy Food Safety Commissioner - (Non-Statutory)

**Laboratory Wing**

- (i) Food Analyst (Statutory) - Food Testing Laboratory,  
Lamphel

B. DISTRICT LEVEL:

- (i) Adjudicating Officer (Statutory) - Additional District Magistrate

- (ii) Designated Officer of Food Safety (Statutory) - State Licensing Authority
- (iii) Food Safety Officer (Statutory) - Registering Authority

3. As defined by the Food Safety and Standards Act, 2006

**Food Business:**

“Food Business” means any undertaking, whether for profit or not and whether public or private, carrying out any of the activities related to any stage of manufacture, processing, packaging, storage, transportation, distribution of food, import and includes food services, catering services, sale of food for food ingredients;

Food Business Operator:

“Food Business Operator” means a person by whom the business is carried on or owned and is responsible for ensuring the compliance of this Act, rules and regulations made thereunder;

**4. NEW REGISTRATION AND LICENSING:**

Under the provisions of this Act, and Food Safety and Standards (Licensing and Registering of Food Businesses) Regulations, 2011, license and registration are mandatory. So, all the FBO in the State have to be licensed from and registered with the concerned District Level Designated Officer and Food Safety Officer respectively on or before 4th August, 2012 without fail. Running a food business without license and registration will attract punishment and prosecution.

**5. EXISTING LICENSES:**

It is also informed to all concerned that any of the existing Food License/Registration obtained under the erstwhile Prevention of Food Adulteration or other Act & Rules mentioned at para 1 above should be converted into a fresh License under the Food Safety and Standards Act, 2006, Rule, 2011 and Food Safety and Standards (Licensing and Registration of Food Businesses) Regulations, 2011 on or before 4th August, 2012.

**LICENSING/REGISTRATION FEE:**

The Licensing/Registration Fee as fixed/prescribed by Food Safety and Standards (Licensing and Registration of Food Businesses) Regulations, 2011 are reproduced below for general information which may be revised from time to time.

**SCHEDULE 3**  
**(REFER REGULATION 2.1.3)**  
**Fee for Grant/Renewal of License/Registration/**  
**License Fee per Annum in Rupees**

1.	Fees for Registration	₹ 100/-
2.	Fees for License issued by Central Licensing Authority:	₹ 7500/-
3.	Fees for License issued by State Licensing Authority: 1. Manufacturer/Miller (i) Above 1 MT per day Production or 10,001 to 50,000 LPD of milk or 501 to 2500 MT of Milk solids per annum (ii) Below 1 MT of Production or 501 to 10,000 LPD of milk or 2.5 MT of milk solids per annum 2. Hotels 3-Star and above 3. All Food Service providers including restaurants/boarding houses, clubs etc. Serving food, Canteens (Schools, Colleges, Office and Institutions), Caterers, Banquet halls with food catering arrangements, food vendors like dabba wallas etc.	₹ 5000/- ₹ 3000/- ₹ 5000/- ₹ 2000/-
4.	Any other Food Business Operator	₹ 2000/-

**Issue of Duplicate Registration or License:**

- (i) Where a registration certificate or license is lost, destroyed, torn, defaced or mutilated, the applicant may apply for a duplicate copy of the registration certificate or license during the validity period, accompanied with a fee amounting to 10% of the applicable License fee.
- (ii) On receipt of such an application, the Licensing Authority shall grant a duplicate copy of the registration certificate or license, as the case may be to the applicant with the word “Duplicate” appearing prominently thereon.

**MODE OF PAYMENT:**

The payment shall be made by the Food Business Operator through Bank draft or online transfer or treasury challan or any or other suitable means as specified by the Licensing Authority.

The fees paid by any applicant for a license shall not be refundable under any circumstances.

**OFFENCES & PROSECUTIONS UNDER THE FOOD SAFETY  
AND STANDARDS ACT, 2006**

<b>Sections</b>	<b>Offences</b>	<b>Penalties/Imprisonment</b>
50	Selling food not of the nature or substance or quality demanded.	Upto 2.00 lakhs rupees.
51	For Sub-standard food.	Upto 5.00 lakhs rupees
52	For Misbranded food.	Upto 3.00 lakhs rupees
53	Misleading advertisement	Upto 10.00 lakhs rupees
54	Manufacturing, Storing, Selling, distributing or importing of food which contains extraneous matter.	Upto 1.00 lakh rupees
55	Failure to comply the directions of Food Safety Officer.	Upto 2.00 lakhs rupees
56	Manufacturing, Selling, Storing, distributing or importing of adulterant.	(i) Upto 2.00 lakhs rupees if adulterant injurious to health. (ii) Upto 10.00 lakhs rupees if adulterant injurious to health
58	Contravention for which no specific panalty is provided.	Upto 2 lakhs rupees
59	Manufacturing, Storing, Selling, Distributing or importing of unsafe food.	(i) Imprisonment upto 6 months and fine upto 1.00 lakh rupees if contravention is not injurious to health. (ii) Imprisonment upto 1 year and fine upto 3.00 lakhs rupees if contravention is non-grievous injuries to health. (iii) Imprisonment upto 6 years and fine upto 5.00 lakhs rupees if contravention is grievous injury to health. (iv) Imprisonment upto 7 years or imprisonment for life and fine upto 10.00 lakhs rupees if contravention results to death.

60	Interfering with seized items.	Imprisonment upto 6 months and fine upto 2.00 lakhs rupees.
61	Providing false information.	Imprisonment upto 3 months and fine upto 2.00 lakhs rupees.
62	Obstructing or impersonating Food Safety Officer.	Imprisonment upto 3 months and fine upto 1.00 lakh rupees
63	Carrying out business without license.	Imprisonment upto 6 months and fine upto 5.00 lakhs rupees.
64	Subsequent offences.	(i) Twice the punishment of first conviction. (ii) Further fine on daily basis maximum upto 1.00 lakh rupees and cancellation of license.
65	Injury or death of consumer.	(i) Upto 5.00 lakhs rupees in case of death (ii) Upto 3.00 lakhs rupees in case of grievous injury. (iii) Upto 1.00 lakh rupees in case of injury.

The public notice is for strict compliance by all the Food Business Operators in the State.

By Orders & in the name of Governor,

K. MOSES CHALAI,  
Commissioner (Food Safety)/(Health & F.W),  
Government of Manipur.