

No. 1/2/2011/Enf-1/FSSAI
Food safety & Standards Authority of India
(Ministry of Health & Family Welfare)
Government of India

FDA Bhavan, Kotla Road,
New Delhi - 110 003.

Dated: 19 July, 2013.

OFFICE ORDER

This is to inform all concerned that in order to facilitate smooth flow of licensing and registration processes under 'FSS Act, 2006', the following decisions have been taken:

1. In Form B appended to 'Food Safety and Standards (Licensing and Registration of Food Businesses) Regulations, 2011', there is a requirement for details of 'Persons complying with conditions of license' and 'Nomination in Form IX' appended to 'Food Safety and Standards Rules, 2011' showing details of person incharge of the establishment.

In this context, it is clarified that both the persons mentioned above being same in an organization, amendment in Regulations have been initiated to replace the words: 'Persons complying with conditions of license' in Sl. No. 5 of Form B with 'Details of persons as given in Nomination in Form IX' as appended to 'Food Safety and Standards Rules, 2011'.

2. Sl. No. 4 of Form B appended to 'Food Safety and Standards (Licensing and Registration of Food Businesses) Regulations, 2011' requires 'Name and/or designation, qualifications and address of technically qualified persons incharge of operations as required under Regulations'. It is clarified that this requirement is mandatory for only manufacturing or processing units as mentioned in Annexure 3 at Sl. No. 4 of 'Food Safety and Standards (Licensing and Registration of Food Businesses) Regulations, 2011'.
3. Changes in eligibility for licences/registrations (central to State and vice-versa, registration to licence and vice-versa) will result in new licence/registration with new number. In case an FBO appeals for utilizing their labels with previous licence/registration number, a grace period upto 90 days may be granted by the licensing/registering authority.
4. An expired licence cannot be renewed. Once the licence gets expired, the FBO has to apply for a fresh licence.
5. In all renewal cases of licences/registrations, only the fee (according to eligibility Schedule 3 of 'FSS (Licensing and Registration of Food Businesses) Regulations, 2011' and annual food safety audit report/FSMS plan/ FSMS Certificate or affidavit are required to be submitted by the FBO along with application.

Contd..2/-

2216/F S/R/1
23-7-13
All concerned
D.O. / P.S.O.
247-241
236/DO (Lic)
25/7/13

6. Filing of Annual/Half yearly Return is to be made mandatory only for FBOs falling in categories of manufacturers, processors and importers. (Action towards amending appropriate Regulations has already been initiated).
7. An FBO can seek modification in details furnished in his application for licence in Form B and in the licence certificate issued. Such modifications involving any change in the licence issued will only attract fees equal to fees for one year {as per Clause 2.1.9 of 'FSS (Licensing and Registration of Food Businesses) Regulations, 2011'}.
8. In case of transporter, only dedicated vehicles meant for transporting food have to take a licence/ registration.
9. In case of storage where the storage area is sublet for multiple FBOs, the facility operator has to obtain the licence/registration.



(Dr. A. Madhavan)
Asst. Director (Enforcement)

To

1. All State Food Safety Commissioners
2. All Central Designated Officers
3. Additional Food Safety Commissioner, Railway Board, Rail Bhavan, New Delhi.
4. PS to Chairperson.