

FOOD PROCESSING / SAFETY & STANDARDS

-COPY OF ORDER-

DATED 15TH OCTOBER, 2007

WHEREAS, the Ministry of Food Processing Industries piloted a bill namely the Food Safety and Standards Bill, 2005 which was finally enacted as the Food safety and Standards Act, 2006 (34 of 2006) (hereinafter referred to as the said Act);

AND WHEREAS the Central Government has decided that the said Act be administered by the Ministry of Health and Family Welfare, Department of Health and Family Welfare instead of the Ministry of food Processing Industries;

AND WHEREAS the allocation of Business Rules, 1961 has been amended to allocate the administration of the said Act to the Ministry of Health and Family Welfare by the allocation of Business (Amendment) Rules, 2007, vide notification number SO 1568(E) dated 17th September, 2007.

AND WHEREAS section 6 of the said Act Provides for constitution of a selection committee for selection of chairperson and members of the food authority wherein secretary-in-charge of the ministry or the department responsible for administration of the said Act constitutes the convener member in addition to the secretary-in-charge of the ministries or the departments dealing with health, legislative and personnel.

AND WHEREAS the recent amendment of the allocation of business rules, 1961 has given rise to a situation whereunder secretary, department of health would fall under the category of a member as well as the convener-member resulting in a difficulty in giving effect the provisions contained in section 6 of the said Act.

AND WHEREAS the central government considers it necessary to remove this difficulty in constituting the selection committee with a modification in clause (c) of subsection (1) of section 6 of the said act so as to substitute the word 'health' with the "food processing industries", thereby removing the inconsistency within the provisions contained in clauses (b) and (c) of sub-section (1) of section 6 arising due to change in the allocation of administration of the said Act.

NOW THEREFORE, the central Government, in exercise of the powers conferred by sub-section (1) of section 101 of the food safety and standards act, 2006 (34 of 2006), hereby makes the following Order to remove the difficulty namely:-

1. **Short title and commencement** – (1) This order may be called the **Food Safety and standard (Removal of difficulties) Order, 2007**.
(2) They shall come into force on the date of their publication in the Official Gazette.
2. In section 6 of the Food Safety and Standards Act, 2006, in sub-section (1) in clause (c), for the word 'health' the words "Food Processing Industries" shall be substituted.

Sd/-
(Debasish Panda)
Jt. Secy

S.O.1757 (E)

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**Issued by: Ministry of Health and Family Welfare
(Department of Health and Family Welfare)
New Delhi**

