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POLICY

Voluntary Public

Date: 5/15/2015

GAIN Report Number: IN5062

India

Post: New Delhi

Draft Amendments in Contaminants Toxins and Residues Regulations

Report Categories:

Sanitary/Phytosanitary/Food Safety

FAIRS Subject Report

Tree Nuts

Oilseeds and Products

Grain and Feed

Dairy and Products

Exporter Guide

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Report Highlights:

The Government of India's (GOI) Food Safety and Standards Authority of India (FSSAI) amended the [Food Safety and Standards \(Contaminants, Toxins and Residues\) Regulations, 2011](#), to update standards for various food contaminants. The GOI is currently seeking public comments for these regulations. The deadline for public comments is June 15, 2015.

Executive Summary:

On May 12, 2015, FSSAI issued a draft Food Safety and Standards (Contaminants, Toxins and Residues) Amendment Regulations, 2015, which primarily updates maximum limits for contaminants present in (i) cereals and cereal products; (ii) pulses; (iii) nuts; (iv) oil and oilseeds products; (v) spices; (vi) milk and milk products; and (vii) wheat. To date, these draft regulations have not been notified to the World Trade Organization (WTO). However, FSSAI is accepting public comments from interested stakeholders through June 15, 2015.

General Information:

DISCLAIMER: The information contained in this report was retrieved from FSSAI's website <http://www.fssai.gov.in/>. The Office of Agricultural Affairs and/or the U.S. Government make no claim of accuracy or authenticity.

On May 12, 2015, FSSAI issued a draft Food Safety and Standards (Contaminants, Toxins and Residues) Amendment Regulations, 2015. The amendments pertain to Chapter 2 of the [Food Safety and Standards \(Contaminants, Toxins and Residues\) Regulations, 2011](#), and include updates to Clause 1 of Sub-regulation 2.2.1. The table reflecting the updated standards for contaminants is included below in the notification.

Major highlights of the updates are:

- Standards for aflatoxin present in cereal and cereal products; pulses, nuts (for further processing as well as ready-to-eat); dried figs, oil and oilseed products; and spices have been added.
- Maximum aflatoxin M₁ levels allowed in milk products should not exceed 0.5 µg/kg.
- Maximum deoxynivalenol levels allowed in wheat should not exceed 1,000 ppm.
- The standards for ochratoxin A and patulin remain the same.

The full text of the amendments as given in the FSSAI's notification published on May 12, 2015, is attached below and is also available on FSSAI's website: <http://www.fssai.gov.in/>.

Comments, in the format pasted below, should be sent to:

Chief Executive Officer
Food Safety and Standards Authority of India
Food and Drug Administration Bhawan, Kotla Road
New Delhi – 110002
Email: regulation@fssai.gov.in

MINISTRY OF HEALTH AND FAMILY WELFARE
(Food Safety and Standards Authority of India)
NOTIFICATION

New Delhi, the 9th April, 2015

F. No. P-15025/264/13-PA/FSSAI.—The following draft of certain regulations further to amend the Food Safety and Standards (Contaminants, Toxins and Residues) Regulations, 2011, which the Food Safety and Standards Authority of India, with previous approval of the Central Government, proposes to make in exercise of the powers conferred by clause (i) of sub-section (2) of section 92 read with section 20 and 21 of the Food Safety and Standards Act, 2006 (34 of 2006) is hereby published as required by the said sub-section (2), for the information of all persons likely to be affected thereby, and notice is hereby given that the said draft regulations shall be taken into consideration after the expiry of the period of thirty days from the date on which the copies of the Official Gazette in which this notification is published are made available to the public;

[भाग III—खण्ड 4]

भारत का राजपत्र : असाधारण

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Objections or suggestion, if any, may be addressed to the Chief Executive Officer, Food Safety and Standards Authority of India, Food and Drug Administration Bhawan, Kotla Road, New Delhi-110002;

The objections and suggestions, which may be received from any person with respect to the said draft regulation before the expiry of the period so specified, will be considered by the Food Authority.

Draft regulations

1. **Short title and commencement.**—(1) These regulations may be called the Food Safety and Standards (Contaminants, Toxins and Residues) (Amendment) Regulations, 2015

(2) They shall come into force on the date of their final publication in the Official Gazette.

2. In the Food Safety and Standards (Contaminants, Toxins and Residues) Regulations, 2011, in regulation 2.2 relating to “Crop Contaminants and naturally occurring toxic substances”, in sub-regulation 2.2.1, for clause in clause 1 and the table thereunder, the following shall be substituted, namely:-

“1. No article of food specified in column (3) of the Table below shall contain any crop contaminant specified in the corresponding entry in column (2) thereof in excess of quantities specified in the corresponding entry in column (4) of the said Table:

TABLE

S.No.	Name of the Contaminants	Article of the food	Limit µg/kg
(1)	(2)	(3)	(4)
1.	Aflatoxin	Cereal and Cereal Products	15
		Pulses	15
		Nuts	
		Nuts for further processing	15
		Ready to eat	10
		Dried figs	10
		Oilseeds or oil	
Oilseeds for further processing	15		
Ready to eat	10		
		Spices	30
2.	Aflatoxin M ₁	Milk and milk products	0.5
3.	Ochratoxin A	Wheat, barley and rye	20
4.	Patulin	Apple juice and Apple juice ingredients in other beverages	50
5.	Deoxynivalenol	wheat	1000”.

YUDHVIR SINGH MALIK, Chief Executive Officer
[ADVT.-III/4/Exty./187-O/15]

Note.—The principal regulations were published in the Gazette of India, Extraordinary vide notification number F. No. 2-15015/30/2010, dated the 1st August, 2011 and last amended vide notification No. 1-12/Sci.Panel/(Notification)/FSSAI/2012, dated the 3rd December, 2014.

Subject: Draft Food Safety and Standard (Contaminants, Toxins and Residues) Amendment Regulation, 2015 relating to standards of Mycotoxin in foods. [Amendment in the Food Safety and Standards (Contaminants, Toxins and Residues) Regulation, 2011: Regulation 2.2.1].

FORMAT FOR SENDING THE COMMENTS AND SUGGESTIONS

Sr. No.	Name and Address of the organisation/person, contact number and E-mail	Relevant section in the draft notification on which comments are being provided	Comments/suggestion	Rationale	Remarks

Date:

Place:

Name and signature