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## Russian Federation

**Post:** Moscow

### Frozen Poultry Use Restrictions Amended

**Report Categories:**

Poultry and Products

Policy and Program Announcements

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**Report Highlights:**

After long debate, on December 21, 2010, the Ministry of Justice registered Rospotrebnadzor's Amendment No. 21, which changes restrictions on the use of frozen poultry meat in processing. Instead of restricting all frozen poultry meat from circulation or all frozen poultry meat for further processing, effective January 1, 2011, Russia will additionally prohibit the use of frozen poultry meat for delicacies, chilled natural half-finished products, and food products not thermally processed. Effective January 1, 2010, similar restrictions came into force disallowing frozen poultry's use in manufacturing baby food, dietetic nutrition, and specialized food products for pregnant and nursing women.

## **Executive Summary**

On December 21, 2010, the Ministry of Justice of the Russian Federation registered (No. 19298) Resolution No. 145, issued on November 12, 2010, by Dr. Gennady Onishchenko, Chief Federal Sanitary Inspector and Head of the Federal Service for Consumer Rights and Human Well-being (Rospotrebnadzor). The Resolution contains Amendment No. 21 to SanPiN 2.3.2.1078-01, which prohibits frozen poultry meat's use in manufacturing delicacies, chilled natural half-finished, and food products not subject to thermal processing before retail trade. The Amendment comes into force starting January 1, 2011.

## **Amendment No. 21 Mitigates Restrictions Otherwise Imposed by Resolution No. 30**

Effective January 1, 2010, Rospotrebnadzor's Resolution No. 30 (June 7, 2008) prohibited the use of frozen poultry meat for manufacturing baby food and specialized food products for pregnant and nursing women. Resolution No. 30 also prohibited the use of frozen poultry in manufacturing of all food products beginning January 1, 2011. Therefore, while restrictions on the use of poultry meat will increase in 2011, they will be less restrictive than previously feared. Summarizing these two relevant amendments, starting January 1, 2011, frozen poultry meat will be prohibited for manufacturing the following categories of products:

- baby food (for all age groups including organized groups of children);
- dietetic nutrition (invalid and protective diets);
- specialized food products for pregnant and nursing women;
- delicacies (pastrami, jerky and smoke-dried products);
- chilled natural half-finished products; and
- food products not thermally processed.

GOST R 52313-2005 defines "poultry meat of natural half-finished product" as poultry meat of half-finished product which is produced without destroying the original meat structure. "Poultry meat (edible by-products) of half-finished product" is poultry meat (by-product) of half-finished product prepared for further cooking.

GOST R 52427-2005 defines "thermal processing" as the range of heat treating and refrigeration of a product. "Heat treating" is the processing of a product at a temperature higher than the temperature of its surface, including drying, roasting, boiling, blanching, browning, frying, baking, smoking, pasteurization, sterilization, etc. "Refrigeration" is the processing of a product to reduce its temperature and includes the processes of natural cooling, chilling, frosting, freezing, etc.

## **Public Dispute over Frozen Poultry Restrictions Raged from November through December**

On November 3, 2010, Dr. Onishchenko publically stated his intention to ban all frozen poultry meat from circulation in Russia, regardless of its use in processing, in another attempt to halt imports while providing further economic gain for select highly-integrated domestic processors. His intentions led to a large outcry of domestic and international concern that such actions had no basis in food safety science and put undue stress on business as well as Russia's regional population that has very limited access to chilled poultry. While Onishchenko recanted his intentions a week later, the debate on Resolution No. 30 continued. In response to the outcry that had unveiled over additional unfounded restrictions on frozen poultry, Rospotrebnadzor crafted Amendment No. 21 to satisfy public demand that even Resolution No. 30, as originally adopted, had gone too far. For one month, the document sat

idle in Ministry of Justice as economic and scientific debates in opposition of Resolution No. 30 and Amendment No. 21 continued. While no changes came from further debate, some supporters of further restrictions did recommend Russia should revisit the issue in another year after Russia further transitions its processing methods.

### **Amendment No. 21 Overreaches Customs Union Requirements on Food Safety**

Customs Union Decision No. 299 (May 28, 2010) sets forth Russian, Kazakh, and Belarusian requirements on the use of frozen poultry in food processing. However, these restrictions are limited to the provisions of Resolution No. 30, as it was effective in 2010. It contains no reference to any further restrictions that should be imposed beginning in 2011. Specifically, the Decision states, "It is not allowed to use poultry meat, except for chilled meat, mechanically deboned meat and collagen-containing poultry meat material, for the production of infant's foods (of all age groups including organized group of children), dietary foods (curative and protective diets), and special foods for expectant and nursing mothers."

### **Unofficial Translation of Amendment No. 21**

Amendment No. 21 is available in Russian on Rospotrebnadzor's official website:

<http://www.rospotrebnadzor.ru/documents/postanov/46125/>

<http://www.rospotrebnadzor.ru/documents/postanov/46129/>

Begin Text:

Resolution # 145 of November 12, 2010

On approval of SanPiN 2.3.2.2757-10 "Amendment and changes No. 21 to SanPiN 2.3.2.1078-01"

Registered in the Ministry of Justice of Russia on December 21, 2010 No. 19298

In accordance with Federal Law #52-FZ dated March 30, 1999, "On the Sanitary and Epidemiological Wellbeing of the Population" (Collection of Laws of the Russian Federation, 1999, #14, art. 1650; 2002 #1 (p. 1), art. 1; 2003, #2, art. 167; #27 (p.1), art. 2700; 2004, #35, art. 3607; 2005, #19, art. 1752; 2006, #1, art. 10; #52 (p.1), art. 5498; 2007, #1 (p.1), art. 21; #1 (p.1), art. 29; 2007, #27, art. 3213; #46, art. 5554, #49, art. 6070; 2008, #24, art 2801; #29 (p.1), art. 3418; #30 (p.2), art. 3616; #44, art.52 (p.1), art 6223; 2009, #1, art 17), and the Resolution of the Russian Federation Government #554 dated July 24, 2000, "On Approval of the Statute of the Federal Sanitary and Epidemiological Service of the Russian Federation and the Statute of the Federal Sanitary and Epidemiological Regulations" (Collection of Laws of the Russian Federation, 2000, #31, art. 3295, 2004, #8, art. 663; #47, art 4666; 2005 #39, art. 3953)

I decree:

Approve SanPiN 2.3.2.2757-10 "Amendments and changes No. 21 to the sanitary-epidemiological rules and standards SanPiN 2.3.2.1078-01" Hygienic requirements for safety and nutritional value of food products ", approved by the Chief Federal Sanitary Inspector of the Russian Federation, First Deputy Minister of Health the Russian Federation of 14.11.2001 № 36 (registered with the Ministry of Justice of Russia on March 22, 2002, registration number 3326) (appendix), as amended, as amended by Decree of the Chief Federal Sanitary Inspector of the Russian Federation, First Deputy Minister of Health of the Russian Federation of May 31, 2002 № 18 "On Amending Resolution of the Chief Federal Sanitary

Inspector of the Russian Federation, First Deputy Minister of Health of the Russian Federation of November 14, 2001 № 36" (registered with the Ministry of Justice of Russia June 04, 2002, registration number 3499), the decision of the Chief Federal Sanitary Inspector of the Russian Federation, the first Deputy Minister of Health of the Russian Federation of April 15, 2003 № 41 "On approval SanPiN 2.3.2.1280-03 - additions and changes to the number 2 SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia May 29, 2003, registration number 4603), the decision of the Chief Federal Sanitary Inspector of the Russian Federation on June 25, 2007 № 42 "On approval SanPiN 2.3.2.2227-07 - additions and changes to the number 5 SanPiN 2.3.2.1078-01 (registered in Ministry of Justice of Russia July 16, 2007, registration number 9852) Resolution of the Chief Federal Sanitary Inspector of the Russian Federation of February 18, 2008 № 13 "On approval SanPiN 2.3.2.2340-08 - additions and changes to number 6 to SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia March 11, 2008, registration number 11311) Resolution of the Chief Federal Sanitary Inspector of the Russian Federation of April 21, 2008 № 26 "On approval SanPiN 2.3.2.2354-08 - additions and changes to the number 8 SanPiN 2.3.2.1078-01 (registered in Ministry of Justice of Russia May 23, 2008, registration number 11741) Resolution of the Chief Federal Sanitary Inspector of the Russian Federation of May 23, 2008 № 30 "On approval SanPiN 2.3.2.2362-08 - additions and changes to the number 9 SanPiN 2.3.2.1078-01 (registered in Ministry of Justice of Russia June 06, 2008, registration number 11805) Resolution of the Chief Federal Sanitary Inspector of the Russian Federation of July 16, 2008 № 43 "On approval SanPiN 2.3.2.2401-08 - additions and changes to the number 10 SanPiN 2.3.2.1078-01 (registered in Ministry of Justice of Russia on July 31, 2008, registration number 12059) Resolution of the Chief Federal Sanitary Inspector of the Russian Federation of October 01, 2008 № 56 "On approval SanPiN 2.3.2.2421-08 - supplement number 11 to SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia on October 02, 2008, registration number 12391), the decision of the Chief Federal Sanitary Inspector of the Russian Federation of October 10, 2008 № 58 "On approval SanPiN 2.3.2.2422-08 - add number 12 to SanPiN 2.3.2.1078-01 (registered in Ministry of Justice of Russia on October 27, 2008, registration number 12530), the decision of the Chief Federal Sanitary Officer of the Russian Federation of December 11, 2008 № 69 "On approval SanPiN 2.3.2.2430-08" - change the number 13 to SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia on December 19, 2008, registration number 12906), the decision of the Chief Federal Sanitary Inspector of the Russian Federation of May 05, 2009 № 28 "On approval SanPiN 2.3.2.2509-08 - supplement number 14 to SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia June 2, 2009, registration number 14168), the decision of the Chief Federal Sanitary Inspector of the Russian Federation on December 08, 2009 № 73 "On approval SanPiN 2.3.2.2567-09 - additions and changes to the number 15 SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia on December 24, 2009, registration number 15813), the decision of the Chief Federal Sanitary Inspector of the Russian Federation on January 27, 2010 № 6 "On Approval SanPiN 2.3.2.2575-10" - change number 16 to SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia on March 10, 2010, registration number 16592) and the decision of the Chief Federal Sanitary Inspector of the Russian Federation of April 21, 2010 № 27 "On approval SanPiN 2.3.2.2603-10 - supplement number 17 to SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia on May 04, 2010, registration number 17097), the decision of the Chief Federal Sanitary Inspector of the Russian Federation of June 28, 2010 № 71 "On Approval of SanPiN 2.3.2.2650-10 - additions and changes to the number 18 SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia on August 09, 2010, registration number 18097), the decision of the Chief Federal Sanitary Inspector of the Russian Federation of August 10, 2010 № 102 "On approval SanPiN 2.3.2.2722-10 - supplement number 19 to SanPiN 2.3.2.1078-01 (registered with the Ministry of Justice of Russia on September 08, 2010, registration number 18381),

the decision of the Chief Federal Sanitary Inspector of the Russian Federation of October 05, 2010 № 127 ( registered in the Russian Ministry of Justice, registration number)

G.G. Onishchenko

**Amendment No. 21 to SanPiN 2.3.2.1078-01 “Hygienic Requirements for the Safety and Nutritional Value of Food Products”**

Attachment  
APPROVED  
by Resolution #145 of the Chief Federal Sanitary  
Inspector of the Russian Federation  
dated November 12, 2010

**Sanitary and Epidemiological Rules and Regulations SanPiN 2.3.2. - 10**

The following amendment shall be introduced into SanPiN 2.3.2.1078-01:

1. Clause 3.37: after wording “nursing women” shall be amended by wording “delicacies from poultry meat (pastrami, jerky and smoke-dried products)”

2. Clause 3.38 shall be composed with the new language:

“3.38. It is prohibited to use poultry meat other than chilled to produce chilled natural half-finished products from poultry meat and food products from poultry meat not thermally processed.”

End Text.