

USDA Foreign Agricultural Service

GAIN Report

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POLICY

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India

Post: New Delhi

Final Amendment on Standards for Melamine in Infant and Other Foods

Report Categories:

Sanitary/Phytosanitary/Food Safety

Dairy and Products

Exporter Guide

FAIRS Subject Report

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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](#), regarding standards for levels of melamine present in infant formula and other foods.

Executive Summary:

FSSAI published [Food Safety and Standards \(Contaminants, toxins and residues\) Amendment Regulations, 2016](#), which establishes maximum levels of melamine present in infant formula and other foods. The amendment is in final form and is based on public comments received from various stakeholders on the draft regulations published on July 7, 2015 ([IN5093](#) and [IN5100](#)).

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.

FSSAI notified [Food Safety and Standards \(Contaminants, toxins and residues\) Amendment Regulations, 2016](#), relating to standards for levels of melamine present in infant formula and other foods. The final amendment reflects changes based on feedback from the public (See GAIN report [IN5093](#) for amendments).

The full text of the final amendment published by FSSAI on January 11, 2016, is provided below and is also available on their website: <http://www.fssai.gov.in/>.

Details of Notification: F.No. P.15025/264/13-PA/FSSAI

- Publication Date: January 6, 2016
- Date of Implementation: Immediate

Products affected: Infant formula foods and other foods

Agency in Charge: Food Safety and Standards Authority of India, Ministry of Health and Family Welfare, GOI.

MINISTRY OF HEALTH AND FAMILY WELFARE

(Food Safety and Standards Authority of India)

NOTIFICATION

New Delhi, the 5th January, 2016

F. No. P. 15025/264/13-PA/FSSAI.—Whereas the draft of the Food Safety and Standards (Contaminants, toxins and Residues) Amendment Regulations, 2015 were published as required under sub-section (2) of section 92 of the Food Safety and Standards Act, 2006 (34 of 2006), vide notification of the Food Safety and Standards Authority of India number F.No.P.15025/264/13-PA/FSSAI dated the 5th June, 2015 in the Gazette of India, Extraordinary, Part III, Section 4, inviting objections and suggestions from the persons likely to be affected thereby, before the expiry of the period of sixty days from the date on which the copies of the Official Gazette containing the said notification were made available to the public;

And whereas the copies of the said Gazette were made available to the public on the 7th July, 2015;

And whereas the objections and suggestions received from the public in respect of the said draft regulations have been considered by the Food Safety and Standards Authority of India;

Now, therefore, in exercise of the powers conferred by clause (i) of sub-section (2) of section 92 read with section 20 and 21 of the said Act, the Food Safety and Standards Authority of India hereby makes the following regulations further to amend the Food Safety and Standards (Contaminants, toxins and Residues) Regulations, 2011, namely:—

Regulations

1. Short title and commencement.—(1) These regulations may be called the Food Safety and Standards (Contaminants, toxins and Residues) Amendment Regulations, 2016.

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

2. In the Food Safety and Standards (Contaminants, toxins and Residues) Regulations, 2011, after regulation 2.3 relating to 'Residues' and the Table thereunder, the following regulation and table shall be inserted,—

"2.4 Other Contaminants

2.4.1: The contaminant mentioned in column 2 on the foods mentioned in column 3, shall not exceed the Maximum Level prescribed in column 4 of the Table given below:

Sl.No.	Name of the contaminants	Food	Maximum level (mg/kg)
(1)	(2)	(3)	(4)
1.	Melamine	Powdered infant formula	1.0
		Liquid infant formula	0.15
		Other foods	2.5 ."

PAWAN KUMAR AGARWAL, Chief Executive Officer

[ADVT.III/4/Exty./309]

Note.—The principal regulations were published in the Gazette of India, Extraordinary, Part III, Section 4 vide notification number F. No. 2-15015/30/2010, dated the 1st August, 2011 and subsequently amended vide notification numbers:

- (i) F. No. 1-12/Sci.paneI/(Notification)/FSSAI/2012, dated 3rd December, 2014;
- (ii) F. No. P. 15025/264/13-PA/FSSAI, dated 4th November, 2015;
- (iii) F. No. 1-99/1/SP(Contaminants)/FSSAI/2009, dated 4th November, 2015;
- (iv) F. No. 1-99/4/SP(Contaminants)/FSSAI/2014, dated 4th November, 2015;
- (v) F. No. 1-10(6)/Standards/SP(Fish and Fisheries Products)/FSSAI-2013, dated 4th January, 2016.