

Public Notice No. 18/2006  
GOVERNMENT OF INDIA  
MINISTRY OF FINANCE  
DEPARTMENT OF REVENUE  
OFFICE OF THE COMMISSIONER OF CUSTOMS  
CUSTOM HOUSE, NEW HARBOUR ESTATE, TUTICORIN – 628 004

PUBLIC NOTICE NO. 18/2006

The following letter issued by the Directorate General of Health Services, New Delhi regarding analysis of samples of imported food in compliance of the labeling requirements under Prevention of Food Adulteration Rules 1955 is enclosed herewith for guidance of the Officers/ Importers/ Exporters/ Clearing Agents and Trading Public .

Sl.No  
Circular No/File No  
Subject

1  
No.P 15011/10/06-PH (F) Dated 14.07.2006  
Analysis of samples of imported goods food in compliance of the labeling requirement under PFA Rules, 1955 .

(Issued from file C.No:VIII/9/1/2004-Cus. Pol)

Encl: As above.  
Dated 25.07.2006

(M.PACKIAM)  
JOINT COMMISSIONER OF CUSTOMS

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NO. P 15011/10/06 - PH (F)  
Directorate General of Health Services

Nirman Bhawan, New Delhi  
Daed the 15th July 2006

To

- (1) All Port / Airport Health Officer
- (2) All Customs Collectors

Subject : Analysis of samples of imported food in compliance of the labeling requirements under PFA Rules,1955

Madam / Sir,

It has been brought to the notice of this Directorate that even the samples of imported food which do not meet the requirements of the labeling provision including displaying specified symbol and colour code to indicate that packaged food is Non-Vegetarian or Vegetarian, are being released and are available in the markets. You are once again requested that labels of all the imported foods should be examined as per the provisions of sections 2 (IX) of the PFA Act, 1954 read with other labeling provisions under the PFA Rules, 1955, before the samples of such products are sent to the laboratory for analysis as well as before release of the such consignment into the country.

Yours faithfully,  
(Dr. D. Chattopadhy)  
Assistant Director General (PFA)

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Prevention of Food Adulteration Act : Section 2 (ix)

"Misbranded" - an article of food shall be deemed to be misbranded -

- (a) if it is an intimation of or is a substitute for or resembles in a manner likely to deceive, another article of food under the name of which it is sold and is not plainly and conspicuously labeled so as to indicate its true character .
- (b) if it is falsely stated to be the product of any place or country
- (c) if it is sold by a name which belongs to another article of food
- (d) if it is so coloured, flavoured or coated, powdered or polished that the fact that the article is damaged is concealed or if the article is made to appear better or of greater value than it really is
- (e) if false claims are made for it upon the label or otherwise ;
- (f) if, when sold in packages which have been sealed or prepared by or at the instance of the manufacturer or producer and which bear his name and address the contents of each package are not conspicuously and correctly stated on the outside thereof within the limits of variability prescribed under this Act
- (g) if the package containing it or the label on the package bears any statement, design or device regarding the ingredients or the substances contained therein which is false or misleading in any material particular ; or if the package is otherwise deceptive with respect to its contents
- (h) if the package containing it or the label on the package bears the name of a fictitious individual or company as the manufacturer or producer of the article
- (i) if it purports to be or is represented as being for special dietary uses, unless its label bears such information as may be prescribed concerning its vitamin, minerals, or other dietary properties in order sufficiently to inform its purchaser as to its value for such uses

(j) if it contains any artificial flavouring, artificial colouring or chemical preservative, without a declaratory label stating that fact or in contravention of the requirements of this Act or rule made thereunder

(k) if it is not labeled in accordance with the requirements of this Act or rules made thereunder