

Food (Amendment) Regulations 2017

GN No. 155 of 2017

Government Gazette of Mauritius No. 76 of 12 August 2017

THE FOOD ACT

Regulations made by the Minister under section 18 of the Food Act

1. These regulations may be cited as the **Food (Amendment) Regulations 2017**.

2. In these regulations-

“principal regulations” means the Food Regulations 1999.

3. Regulation 23 of the principal regulations is amended —

(a) by revoking paragraph (2) and replacing it by the following paragraph —

(2) An application for a pre-market approval permit shall be made —

(a) electronically through TradeNet in the form set out in the Fourth Schedule; or

(b) in exceptional or unforeseen circumstances, in such manner as the Permanent Secretary may determine and in accordance with guidelines issued by the Ministry.

(b) by inserting, after paragraph (2), the following new paragraph —

(2A) The guidelines referred to in paragraph (2)(b) shall —

(a) set out the requirements, applicable law and procedures in respect of

an application for a pre-market approval permit;

(b) be available for consultation at the Ministry; and

(c) be posted on the website of the Ministry.

(c) in paragraph (3), in subparagraph (a), by inserting, after the words “an original certificate of analysis’, the words”, or a scanned copy thereof,”;

(d) by inserting, after paragraph (4), the following new paragraphs —

(5) Every application for a pre-market approval permit shall be determined within 5 working days from the effective date of receipt of the application.

(6) In this regulation —

“effective date” means the date on which all required documents, information or samples are submitted;

“TradeNet” has the same meaning as in the Customs (Use of Computer) Regulations 1997.

4. Regulation 26 of the principal regulations is amended, in paragraph (3), by adding the words “or a scanned copy thereof “.

5. The principal regulations are amended by inserting, after regulation 26, the following new regulation —

26A. Production of original certificate

Every importer or manufacturer, as the case may be, shall keep in his possession the original certificates referred to in regulations 23(3)(a) and 26(3) for a period of one year and shall produce same to an authorised officer on demand.

6. The Third Schedule to the principal regulations is revoked and replaced by the Third Schedule set out in the Schedule to these regulations.

Made by the Minister on 4 August 2017.

SCHEDULE

[Regulation 6]

THIRD SCHEDULE

[Regulation 23(1) and (4)]

**LIST OF FOOD, PRE-PACKED FOOD, CONTAINER
AND CONTACT MATERIAL REQUIRING PRE-MARKET APPROVAL**

Any novel food

Baby feed bottle, teat, nipple and baby feed mug

Bottled water

Canned food for infant and child

edible fat and oil, including shortening, margarine, *vanaspati*, ghee

Irradiated food
