

(TO BE PUBLISHED IN THE DELHI GAZETTE PART IV EXTRAORDINARY)

**Department of Food Safety
Government of NCT of Delhi
8th Floor, Mayur Bhawan
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No. F.211(17)DOFS/HQ/2017/ 12301-12321

Dated: 13.04.2017

NOTIFICATION

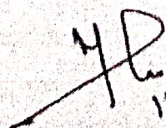
WHEREAS, Gutka, Pan Masala, Flavoured / Scented Tobacco, Kharra and similar products containing tobacco by whatsoever name called, cause damage to the health of consumers and their adverse impact could also lead to alterations of the genetic make-up of future generations;

WHEREAS, tobacco, whether flavoured, scented or mixed with other ingredients such as heavy metals, anti-caking agents (except to the extent specifically permitted as ingredients), silver leaf, binders, flavours, scents, fragrances, prohibited chemicals, or any one of these ingredients (the said ingredients are hereafter collectively or individually, as the context requires, referred to as "the said additives") are "food" under clause (j) of section 3 of the Food Safety and Standards Act, 2006;


WHEREAS, the Central Government has prohibited products containing tobacco and nicotine under regulation 2.3.4 of the Food Safety and Standards (Prohibition and Restrictions on Sales) Regulations, 2011 and anti-caking agents (beyond the extent permitted) under regulation 3.1.7 of The Food Safety and Standards (Food Products Standards and Food Additives) Regulations, 2011 ;

WHEREAS, the said food articles if consumed will endanger human health and well-being and whereas if consumption of these food articles is allowed without prohibition the well being of current and future generations will be compromised;

WHEREAS, under the law and in the interest of public health, Commissioner Food Safety is responsible for prohibiting in the interest of public health the manufacture, storage, distribution or sale of any article of food, and whereas the undersigned is duly authorized under section 30(2)(a) of the Food Safety and Standards Act, 2006, to make this order ;


12/4/17

Therefore, in exercise of these powers conferred by clause (a) of sub section (2) of section 30 of the Food Safety and Standards Act, 2006, the undersigned, Commissioner (Food Safety), National Capital Territory of Delhi, prohibit in the interest of public health for a period of one year from the date of publication of this Notification in the official gazette, in the National Capital Territory of Delhi the manufacture, storage, distribution, or sale of tobacco which is either flavoured, scented or mixed with any of the said additives, and whether going by the name or form of gutka, pan masala, flavoured/scented tobacco, kharra, or otherwise by whatsoever name called, whether packaged or unpackaged and/or sold as one product, or though packaged as separate products, sold or distributed in such a manner so as to easily facilitate mixing by the consumer.


(Dr. Mrinalini Darwal, IAS)
Commissioner (Food Safety)
Government of National Capital Territory of Delhi

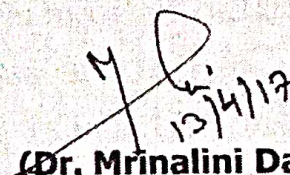
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Copy to:-

1. Secretary to the Govt. of India, Ministry of Health and Family Welfare, Nirman Bhawan, New Delhi.
2. Secretary (H&FW), Govt. of NCT of Delhi.
3. Chairman, Food Safety and Standards Authority of India, FDA Bhawan, Kotla Road, New Delhi - 110002.
4. Commissioner of Police, Delhi Police, I.P. Estate, New Delhi - 110002.
5. Commissioner, MCD (North/South), Civic Centre, Delhi.
6. Commissioner, MCD (East), DSIDC Complex, Karkardooma, Delhi.
7. Chairperson, NDMC, Palika Kendra, New Delhi.
8. Divisional Commissioner, GNCTD of Delhi.
9. Secretary to the Lt. Governor of Delhi.
10. Secretary to the Chief Minister, Delhi.
11. Secretary to Minister of Health & Family Welfare, Delhi.

12. O.S.D. to Chief Secretary, Delhi.
13. Commissioner, Deptt. of Trade & Taxes, GNCTD, Vyapar Bhawan, I.P. Estate, New Delhi.
14. Commissioner (Excise, Entertainment & Luxury Tax), GNCTD, L-Block, Vikas Bhawan, I.P. Estate, New Delhi.
15. Director General of Health Services, Govt. of India, Ministry of Health & Family Welfare, Nirman Bhawan, New Delhi.
16. All ADMs through the Divisional Commissioner, Govt. of NCT of Delhi.
17. Principal Secretary (L&J), Government of NCT of Delhi.
18. Chief Executive Officer, Delhi Cantonment Board, New Delhi.
19. All D.Os/FSOs/DLA, Department of Food Safety, Govt. of NCT of Delhi.
20. Deputy Secretary (GAD), Govt. of NCT of Delhi (in duplicates) for publication in the extra-ordinary part-IV of Delhi Gazette.
21. Guard File.


13/4/17

(Dr. Mrinalini Darswal, IAS)
Commissioner (Food Safety)
Government of National Capital Territory of Delhi