



The Sindh Government Gazette

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PART-IV

PROVINCIAL ASSEMBLY OF SINDH NOTIFICATION KARACHI, THE 12TH APRIL, 2017

NO.PAS/LEGIS-B-12/2016-The Sindh Food Authority Bill, 2016 having been passed by the Provincial Assembly of Sindh on 08th March, 2017 and assented to by the Governor of Sindh on 08th April, 2017 is hereby published as an Act of the Legislature of Sindh.

THE SINDH FOOD AUTHORITY ACT, 2016.

SINDH ACT NO. XIV OF 2017.

AN ACT

to provide for the safety and standards of food and for establishment of an Authority known as the Sindh Food Authority.

WHEREAS it is expedient to provide safe, hygienic, and healthy food as per set standards of the Government and to provide for establishment of the Authority known as the Sindh Food Authority, and to provide for matters connected therewith or ancillary thereto;

Preamble.

CHAPTER 1 PRELIMINARY

It is hereby enacted as follows:-

- (1) This Act may be called the Sindh Food Authority Act, 2016.

Short title,
extent and
commencement.

(2) It shall extend to the whole of the Province of Sindh.

(3) It shall come into force on such date as the Government may, by notification, specify;

2. In this Act, unless there is anything repugnant in the subject or context - Definitions.

(a) "adulterated food" means the food -

(i) which is not of the nature, substance or quality which it purports or is represented to be; or

(ii) which contains any such extraneous substance, as may adversely affect the nature, substance or quality of the food; or

(iii) which is processed, mixed, coloured, powdered or coated with any other substance in contravention of the rules or the regulations; or

(iv) any constituent of which has been wholly or in part abstracted so as to affect injuriously its nature, substance or quality; or

(v) which contains any poisonous or other ingredient that may render it injurious to human health; or

(vi) the quality or purity of which does not conform to the prescribed standards; or

(vii) which having been prepared, packed or kept under unhygienic and insanitary conditions; has been contaminated or has become injurious to health;

(b) "advertisement" means any publicity, representation, **launching** or pronouncement made by any means for purposes of promoting the sale or disposal of any food;

(c) "Authority" means the Sindh Food Authority established under section 3;

(d) "Chairperson" means the Chairperson of the Authority;

(e) "consumer" means a person who receives food against a consideration or otherwise and includes an end user of the food;

(f) "Code" means the Criminal Procedure Code, 1898;

- (g) "Director General" means the Director General of the Authority;
- (h) "food" means anything used as food or drink for human consumption other than drugs, and includes -
- (i) any substance which is intended for use in the preparation of food;
 - (ii) any flavouring agent or condiment;
 - (iii) any colouring matter intended for use in food;
 - (iv) chewing gum, confectionary and other products of like nature;
 - (v) water in any form including ice, intended for human consumption or for use in the composition or preparation of food; and
 - (vi) any other thing prescribed as food;
- (vii) canned food and soft drinks;**

Explanation-I.- A thing shall not cease to be food by reason that it is also capable of being used as drugs.

Explanation-II.- In this clause, the word "drugs" has the same meaning as is assigned to it in the Drugs Act 1976 (XXXI of 1976).

- (i) "food additive" includes any substance not normally consumed as food by itself or used as a typical ingredient of food but the addition of which to food affects the characteristics of the food;
- (j) "food business" means any undertaking, whether or not for profit, carrying out any of the activities related to any stage of manufacturing, processing, packaging, storage, transportation, distribution of food, import, export and includes food services, catering services, sale of food or food ingredients;
- (k) "food laboratory" means any food laboratory or institute established or recognized by the Authority;
- (l) "food operator" means a person or company or association of persons who manufactures for sale, transports, stores, sells, distributes, imports or exports food;

- (m) "Food Safety Officer" means a Food Safety Officer appointed under this Act;
- (n) "Fund" means the Fund established under section 50;
- (o) "Government" means the Government of Sindh;
- (p) "import" means bringing into any article of food by any means including land, sea, river, canal or air in the Province of Sindh;
- (q) "label" includes any tag, brand, mark, pictorial or other descriptive matter, written, printed, stenciled, marked, painted, embossed or impressed on, or attached to or included in, belonging to, or accompanying any food, **including date of manufacturing, expiry along with its batch number;**
- (r) "licence" means a licence granted under this Act or rules or regulations;
- (s) "Member" means a member of the Authority;
- (t) "misbranded food" means the food -
 - (i) which is an imitation of or resembles another food, in a manner that it is likely to deceive the consumer; or
 - (ii) which is so coloured, flavoured, coated, powdered or polished as to conceal the true nature of the food; or
 - (iii) which is contained in any package which, or the label of which, bears any statement, design or device regarding the ingredients or the substances contained in the food, that is false or misleading;
- (u) "package" includes anything in which food is wholly or partly cased, covered, contained, placed or otherwise packed in any manner and any such other receptacle of any kind whether opened or closed;
- (v) "premises" include any shop, stall, hotel, restaurant, airline services, canteens, place, vehicle, building or tent or any other structure and any adjoining land used in connection with it and any vehicle, conveyance, vessel or aircraft where any food is sold or manufactured or stored for sale;
- (w) "prescribed" means prescribed by the rules or regulations;

