

GOVERNMENT NOTICE NO. 904 published on 15/11/2024

THE STANDARDS ACT,
(CAP. 130)

REGULATIONS

(Made under Section 21B(2)(a))

THE STANDARDS (FOOD FORTIFICATION) REGULATIONS, 2024

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THE STANDARDS ACT,
(CAP. 130)

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(Made under Section 21B(2)(a))

THE STANDARDS (FOOD FORTIFICATION) REGULATIONS, 2024

PART I
PRELIMINARY PROVISIONS

- Citation 1. These Regulations may be cited as the Standards (Food Fortification) Regulations, 2024.
- Application 2. These Regulations shall apply to pre-packaged food which are mandated to be fortified for human consumption either imported or domestically manufactured.
- Interpretation 3. In these Regulations, unless the context otherwise requires:
“food” has the meaning ascribed to it under the Act;
“food vehicle” means wheat flour, maize flour, refined edible oil and fats and salt that is used as a carrier of micronutrients for food fortification;
“fortified food” means food into which micronutrients have been added in accordance with these Regulations;
“pre-packaged food” means food that is processed to extend its shelf life, packaged, labelled, and complying with

specified standards ready for offer to the consumer and includes food supplements;

“salt” means edible salt that is crystalline solid, white or pale, or light grey in colour consisting predominantly of sodium chloride obtained from sea, underground rock, salt deposits or natural brine and free from contamination with dust, dirt, clay, grit, sand or any other extraneous adulterants or impurities; and

“premises has the meaning ascribed to it under the Act;

“fortificant” means a prescribed compound which contains essential micronutrients intended to be added to food;

“package” has the meaning ascribed to it under the Act;

“micronutrient” means a natural or synthesized vitamin, mineral, or trace element that is essential for normal growth, development and maintenance of health

“refined edible oil” means edible vegetable oils, fats or animal fat for sale or for human consumption;

“Director General” means the Director General appointed under the Act;

“manufacturer” has the meaning ascribed to it under the Act;

“display” means offer of fortified food for sale;

“premix” means a blend of fortificants and specific diluent for use in food fortification;

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“Act” means the Standards Act;

“Bureau” means the Tanzania Bureau of Standards established under the Act;

“food fortification” means the addition of micronutrients to food for the purpose of preventing or correcting a deficiency of micronutrients in the population or in a specific group of the population;

“sell” includes barter trade and exchange, exposure, offer for sale and export for or in pursuance of sale, and have in possession for any purpose of sale, export, trade or manufacturing; and

“National Standards” has the meaning ascribed to it under the Act.

PART II
FOOD FORTIFICATION

Mandatory food fortification

4.-(1) Fortification of the following pre-packaged food shall be mandatory:

- (a) wheat flour;
- (b) maize flour;
- (c) refined edible oil and fats; and
- (d) salt.

(2) Subject to subregulation (1), the mandatory fortification shall involve micronutrients as specified in the First Schedule.

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(3) Food fortification shall be an integral part of product certification and registration processes in accordance with the Standards (Registration of Premises and Certification of Products) Regulations and the Standards (Imports Registration and Batch Certification) Regulations.

(4) In the manufacture of fortified food, the manufacturer shall use fortificants or premix that complies with the National Standards or any other standards recognised by the Bureau.

Voluntary food fortification

5. Without prejudice to the provisions of these Regulations, manufacturer who intends to fortify any other food which is not among the mandatory food vehicles regulated under these Regulations, shall comply with the respective National Standard.

Safety and Quality Assurance

6.-(1) Manufacturer of a fortified food shall-

- (a) develop, maintain and follow procedures for safety and quality assurance throughout the manufacturing process; and
- (b) ensure that the final product complies with the provisions of these Regulations and any other regulations made under the Act.

(2) A person who sells, distributes, store, displays, import sor offer for sell any food shall comply with safety and quality requirements.

Restriction on manufacture,

7. A person shall not be authorised to manufacture for

import and sell of unfortified food sell, distribute, store, display, import or offer for sell any food regulated under these regulations unless that food conforms to the National Standards for fortified food.

Compliance for package of fortified food 8.-(1) A person who stores, displays, sales or distributes fortified food shall ensure that, the package is in the form which complies with the provisions of these Regulations.

(2) A person shall not sale or distribute fortified food contained in a package-

- (a) which has been damaged; or
- (b) whose declaration has been obliterated or unlawfully altered;

Authorization for importation, manufacturing or distribution of unfortified food 9. The Bureau after being satisfied that, there is an emergency or food shortage, may authorize importation, manufacturing or distribution of unfortified food upon receiving an application in the form as specified in the Second Schedule.

Use of food fortification logo 10.-(1) A person who manufactures or imports pre-packaged food under these Regulations after being licensed or registered by the Bureau shall use food fortification logo as prescribed in the Third Schedule.

(2) A person who-

- (a) voluntarily fortifie any food which is not prescribed under regulation 4; or
- (b) manufactures or imports unfortified food as per regulation 9,

shall not use food fortification logo.

Conditions for packing, labelling and storage of fortified food 11. A person shall not pack, cause to be packed or store fortified food unless the packaging or storage is done in accordance with the National Standards or any other standards recognized by the Bureau.

Inspection, seizure and analysis of food 12.-(1) An Inspector at any time or where there is violation of provisions of these Regulations, may inspect any premises where food is manufactured, sold, distributed,

displayed, packed or stored and take necessary action including seizure of the non-conforming products in accordance with The Standards (Recall, Seizure and Disposal of Product) Regulations.

(2) Subject to subregulation (1), an Inspector may take samples for laboratory analysis or other examination of fortified food for the purpose of ensuring that the food complies with safety and quality requirements.

(3) Notwithstanding the provisions of sub regulation (1), an Inspector may examine or inspect any relevant document for the purpose of ensuring validity of the documents.

PART III GENERAL PROVISIONS

Offences and
penalty

13. A person who contravenes the provisions of these Regulations commits an offence and on conviction shall be liable to a fine not less than two million shillings but not exceeding one hundred million shillings or to imprisonment for a term of not less than two years but not exceeding five years or to both.

FIRST SCHEDULE

(Made under regulation 4(2))

MANDATORY FORTIFICATION MICRONUTRIENTS

| Food vehicle | Micronutrient | Fortificants |
|--------------|---------------|--------------------------------------|
| Wheat flour | Iron | Sodium iron EDTA Ferrous fumarate |
| | Zinc | Zinc oxide |
| | Vitamin B12 | Vitamin B12 |
| | Folate | Folic acid |
| Maize flour | Iron | Sodium iron EDTA Ferrous fumarate |
| | Zinc | Zinc oxide |
| | Vitamin B12 | Vitamin B12 |
| | Folate | Folic acid |

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|-----------------------------|-----------|-------------------|
| Refined edible oil and fats | Vitamin A | Retinyl palmitate |
| Salt | Iodine | Potassium iodate |

SECOND SCHEDULE

(Made under regulation 9)

APPLICATION FOR AUTHORISATION TO IMPORT, MANUFACTURE OR DISTRIBUTION OF UNFORTIFIED FOOD

(A separate form should be filled for each product)

1. Applicant's particulars

| |
|--|
| Name of Applicant: |
| Postal address: |
| Physical address: |
| Telephone Number: |
| Email: |
| Website: |
| Applicant's business licence number: |
| Applicant's company registration number: |

2. Product Particulars

| |
|--------------------------------|
| (a) Product Name: |
| (b) Manufacturer particulars:- |
| Postal address: |
| Physical address: |
| Telephone Number: |
| Email: |
| Country of origin: |

Quantity:.....kg/metrictonne/litre.....

Reason for application for authorisation to import, manufacture or distribute unfortified food

3. (Tick whatever is applicable)

- To address an emergency situation in the food supply as approved by the Minister responsible for food security.
- Deficit in supply of the food fortificants needed for fortification of the food as approved by the public institution responsible for nutrition.
- Other reasons (specify):

4. Applicant's Declaration

I,
declare that the information contained within this application is true and correct.
Signature.....Date:
Designation:
Official stamp:

5. FOR OFFICIAL USE ONLY

Authorization granted/ not granted to import/manufacture/distribute unfortified food (*delete inapplicable words*)

Name of the product and duration of the permit:.....

Reasons for granting/ not granting importation/manufacturing/distribution of unfortified food:

Permit No: Issued on (date):

Approved by Director General:

Name:

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Signature:
Official stamp:

THIRD SCHEDULE

(Made under regulation 10 (1))

FOOD FORTIFICATION LOGO



Dodoma,
22nd Oktoba, 2024

SELEMANI SAIDI JAFO
Minister of Industry and Trade