

## 豁免低銷售量預先包裝食物 營養標籤

### Prepackaged Food with Small Sales Volume - Exemption from Nutritional Labelling

19 March 2008



## Small Volume Exemption

- Pre-packaged food products with annual sales volume not exceeding **30,000 units** – may be granted by the Centre for Food Safety (CFS) with exemption from all the legal requirements under the Nutrition Labelling Scheme



## Small Volume Exemption

- Provided that the nutrition information included on the label is true and not misleading, exemption can still be granted.
- If any **nutrition claim** is made, exemption status will be removed.



## Small Volume Exemption

- Exemption is **product-specific** (i.e. does not cover other products sold by the permission holder) and **trader-specific** (i.e. does not cover the same product sold by non-permission holders).
- Products of different packing sizes/ flavours are considered as different food products.



## Web-based system

- Single platform for information and monitoring
  - For the **CFS** to monitor and track exempted products
  - For the **permission holders** to have access to the sales volume of the exempted products
  - For the **general public** to know which products are exempted



## Web-based system

- E-alert to the CFS and the permission holders when the product
  - **Approaching** exemption limit
  - **Exceeding** exemption limit



## Application for Exemption

- ✿ Eligible parties -
  - ✦ Importers (for imported products)
  - ✦ Manufacturers (for local products)
- ✿ Means of application
  - ✦ through web-site
  - ✦ in writing (by post, by fax or in person)



## Application for Exemption

The applicant should submit the details about the food product including:

- ✦ brand name,
- ✦ product description,
- ✦ country of origin,
- ✦ manufacturer's particulars,
- ✦ list of distribution (i.e. names and addresses of the distributors/retailers),
- ✦ label and pictures of product; and
- ✦ bar code (if available).



## Application for Exemption

- ✦ If the product under application **already granted with exemption**, the applicant will be notified of the sales volume already reached in the current validity period of exemption.
- ✦ The applicant **can still apply** but the exemption, if granted, will only be valid – (a) until the expiry date of the exemption first granted to the same product; or (b) until the exemption limit is reached, whichever is the earlier.



## Application for Exemption

- ✦ Upon granting of exemption, a **permission letter with the permission number** for the product will be issued to the applicant.
- ✦ The effective dates of all permissions will fall on the first day of a month following the month in which the respective permission has been granted.



## Fee for Exemption

- ✿ An **annual permission fee** will be charged on a full cost recovery basis
- ✿ **Non-refundable** even if the permission is revoked by the CFS, or voluntarily cancelled by the permission holder



## Conditions for Exemption

- ✿ The **permission for exemption** will be granted subject to the observance of the conditions imposed by the CFS



## Conditions for Exemption

- a) The permission holder should notify the CFS of any changes to the names and addresses of the distributors/retailers.



## Conditions for Exemption

- b) The permission holder should keep for at least **two years** from the date of granting exemption an accurate and up-to-date record of distribution in respect of the exempted product.

Such record shall be made available for inspection upon request by the CFS.



## Conditions for Exemption

- c) The permission holder should report to the CFS the **sales volume** in respect of the exempted product on **monthly** basis (within the first 10 days of each calendar month).



## Conditions for Exemption

- d) The permission holder should submit an annual report to the CFS certified by a registered auditor or accountant on the **total sales volume** in respect of the exempted product **in the past year**

(within 14 days after expiry of the permission or alternatively, after the completion of the annual accounting assessment/statement by the permission holder's company)



## Revocation of Exemption

- If any condition is breached, CFS would issue a **warning letter** to the permission holder for rectification within 7 days.
- If the warning is unheeded to, the permission would be **revoked or not renewed**.



## Revocation of Exemption

- If the permission is **revoked** due to breach of any of the conditions, no exemption will be granted to the same permission holder in respect of the **same product** within a period of **two years**.



## *Exemption Limit*

### • Over

- When the 30,000 unit exemption limit is exceeded, the exemption would be **revoked**.
- No exemption will be granted for the product within a period of **two years**.



## *Exemption Limit*

### • Within

- If the exemption limit is **not exceeded** at the end of one year, the permission may be renewed for the following year
- The sales volume for the product recorded in the website will be **reset to zero**
- All the permission holders are required to pay the annual **renewal fee**



## *Label for Exempted Product*

- The exempted product, when displayed for sale, should be marked with a **specific label/sticker** indicating the exemption status.
- The **permission number** should also be marked on either the label/sticker or the shelf where the exempted product is displayed for sale.



## *Label for Exempted Product*

- It will be an offence for the retailer if it sells any exempted products which are not marked with the **specific label/sticker** or the **permission number**.



- ENDS -

Thank you !

