

Government of Punjab
Office of the Commissioner Food & Drug Administration
Department of Health & Family Welfare, Punjab

Notification 2019

No.....

Date.....

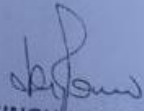
In exercise of the powers conferred under Section 30(2)(a) of the Food Safety and Standards Act, 2006, read with provisions contained in Regulation 2.3.4 of the Food Safety and Standards (Prohibition and Restrictions on Sales) Regulations, 2011, wherein the prohibition in the interest of public health is to be ordered in the case of manufacture, storage, distribution or sale of any articles of food, having Tobacco as whole or Nicotine as one of the ingredients contained in it, being injurious to human health.

The Hon'ble Supreme Court of India in the case of Central Areca Nut Marketing Corporation & Others VS Union of India (Transfer Case (c) 1 of 2010) in its orders dated 23-09-2016 observed that, to circumvent the ban on the sale of Gutkha, the manufacturers are selling pan masala (without tobacco) with flavoured chewing tobacco in separate sachets but often conjoint and sold together by the same vendors from the same premises intentionally, so that consumers can buy the pan masala and flavoured chewing tobacco and mix both the articles for chewing the flavoured tobacco. Hence, instead of the earlier "ready to consume admixture", chewing tobacco companies are selling Gutkha in twin packs with the mischievous intention.

The Hon'ble Supreme Court in view of the above has directed the concerned statutory authorities to comply with the above mandate of law.

Now exercising the said powers & in pursuance of Regulation 2.3.4 of the Food Safety and Standards (Prohibition and Restrictions on Sales) Regulations, 2011, the manufacture, storage, sale or distribution of Gutkha, Pan Masala (Containing Tobacco or Nicotine), whether packaged or unpackaged and/or sold as one product or through packaged as separate products, available in the market, is hereby further prohibited for a period of one year in the whole of the State of Punjab, from the date of issue of this notification.

This notification is issued in supersession of notification No. (Food)Pb-2018/1818 dated 09-10-2018.



KAHAN SINGH PANNU, IAS
Commissioner Food & Drugs Administration, Punjab

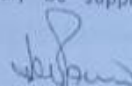
Dated

Place

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Dated.....

A copy (with two originals) is forwarded to the controller, printing and Stationery, Punjab, Chandigarh with the request that the notification may please be published in the Punjab Government Gazette (extraordinary).150 Copies thereof may kindly be supplied to this Department immediately


Commissioner

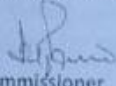
Food and Drugs Administration, Punjab

No.....

Dated.....

A copy of the above is forwarded to the following for informatin and necessary action:-

- i) The Accountant General (A & E) Punjab, Chandigarh.
- ii) The Accountant General (Audit) Punjab, Chandigarh.


Commissioner


Food and Drugs Administration, Punjab

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Dated.....

A copy of the above is forwarded to the following for necessary action:-

- 1) The Chief Secretary to the Government of Punjab, Chandigarh
- 2) The Principal Secretary to the Government of Punjab, Department of Health and Family Welfare.
- 3) The Principal Secretary to the Government of Punjab, Department of Local Government.
- 4) The Principal Secretary to the Government of Punjab, Department of Rural Development and Panchayat.
- 5) The Commissioner, Excise and Taxation, Punjab
- 6) The Director, Local Government Punjab.
- 7) The Director, Rural Development and Panchayat Punjab.
- 8) All the Deputy Commissioners/All Superintendent of Police.


Commissioner

Food and Drugs Administration, Punjab