

THE EMIRATE OF ABU DHABI
ABU DHABI FOOD CONTROL AUTHORITY

Regulation Number 3 for the year 2008

FOOD TRACEABILITY AND RECALL





جهاز أبوظبي للرقابة الغذائية
ABU DHABI FOOD CONTROL AUTHORITY

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The Chairman of Abu Dhabi Food Control Authority

- Having perused Law no. (2) for the year 2005 pertaining to the Establishment of Abu Dhabi Food Control Authority
- And Law no. (2) for the year 2008 pertaining to Food in the Emirate of Abu Dhabi.

We decided the issuance of the following regulation with respect to food traceability and recall:

Article (1)

In this Regulation the terms and expressions of Law No. (02) 2008 shall apply, in addition to the following:

Food Withdrawal	The removal of an unsafe foods from the market up to and including the point of retail sale. A food withdrawal should be initiated when a food is identified as unsafe but it can be demonstrated that the unsafe food remains wholly in the distribution chain and has not reached the final consumer.
Party	Any concerned local or federal agency or authority.
Feed	Any substance or product, including additives, whether processed, partially processed or unprocessed, intended to be used as feed or concentrate or supplementary to animals.
Feed business	Any building(s) or areas(s), fixed or mobile, carrying out any operation of production, manufacture, processing, storage, transport or distribution of feed.
Feed business operator	It refers to the person who has the capacity of judicial power in accordance to the provisions of the law and the regulations within the feed business under their control.

Article (2)

This Regulation shall apply to all stages of production, processing, distribution, importation and exportation of food and feed.

Article (3)

The authority has the right to trace, recall and withdraw any food, feed, food-producing animals, and any other substance intended to be, or expected to be, incorporated into a food or feed shall at all stages of production, processing, distribution, importation and exportation.

Article (4)

Food and feed business operators shall abide by the concerned issued regulations and shall have in place systems and procedures which identify any person from whom they have been supplied with a food, a feed, a food-producing animal, or any substance intended to be, or expected to be, incorporated into a food or feed. This information shall be made available to the Authority on demand.

Article (5)

Food and feed business operators shall abide by the concerned issued regulations and shall have in place systems and procedures to identify the other businesses to which their products have been supplied to. This information shall be made available to the Authority on demand.

Article (6)

Food and feed business operators shall ensure that food or feed which is placed on the market or is likely to be placed on the market shall be adequately labelled or identified to facilitate its traceability, through relevant documentation, information or labelling.

Article (7)

The food business operator shall, as a minimum, maintain records of the following:

(a) in relation to food or feed supplied to the food or feed business operator:

- (i) name of supplier,
- (ii) address of supplier,
- (iii) nature of products supplied, and
- (iv) date of transaction/delivery;

(b) in relation to food or feed supplied by the food or feed business operator to another business:

- (i) name of customer,
- (ii) address of customer,
- (iii) nature of products supplied, and
- (iv) date of transaction/delivery.

Article (8)

The food business operator shall maintain the records of information listed in article (7) for the following periods:

- a. For 6 months beyond the shelf-life in the case of a food having a shelf-life of more than 5 years,
- b. For 6 months from the date of delivery in the case of highly-perishable food having no 'use by' date, or having a 'use by' date of less than 3 months, where such food is destined for distribution to the final consumer, or
- c. For 5 years in all other cases.

Article (9)

If a food business operator considers or has reason to believe that a food which it has imported, produced, processed, manufactured or distributed may be injurious to human health or is not in compliance with the food safety requirements, it shall immediately initiate the following procedures:

- a. to withdraw the food in question from the market where the food has left the immediate control of that initial food business operator
- b. Inform the Authority of the procedures undertaken in article (9-a) thereof.

Article (10)

Where the food product may have reached the consumer, the food business operator shall:

- a- Initiate procedures to recall food from the market where products already supplied to consumers.
- b- Effectively and accurately inform the consumers of the reason for its food recall.
- c- Inform the Authority of the procedures undertaken in article (10-a and 10-b) thereof.

Article (11)

A food business operator shall immediately inform the Authority if it considers or has reason to believe that a food which it has placed on the market may be injurious to human health. Operators shall inform the Authority of the action taken to prevent risks to the final consumer and shall not prevent or discourage any person from cooperating with the Authority in the withdrawal of unsafe food from the market.

Article (12)

Food business operators shall collaborate with the Authority on action taken to avoid or reduce risks posed by a food which they supply or have supplied.

Article (13)

If a feed business operator considers or has reason to believe that a feed which it has imported, produced, processed, manufactured or distributed does not satisfy the feed safety requirements, it shall immediately initiate the following procedures:

- a- to withdraw the feed in question from the market and animal production facilities where feed has been supplied to and inform the authority.
- b- if necessary, recall feed products from the market, when other measures are not sufficient to achieve a high level of health protection.
- c- effectively and accurately inform users of the feed of the reason for its withdrawal.
- d- Detain the feed batch, lot or consignment is unsafe, in coordination with

- the authority, for the purpose of destruction, unless the Authority decides otherwise.
- e- Inform the Authority of the procedures undertaken in article (13-a to 13-d) thereof.

Article (14)

A feed business operator shall immediately inform the Authority if it considers or has reason to believe that a feed which it placed on the market may not satisfy the feed safety requirements. It shall inform the Authority of the action taken to prevent risk arising from the use of that feed and shall not prevent or discourage any person from cooperating with the Authority where this may prevent, reduce or eliminate a risk arising from a feed.

Article (15)

Feed business operators shall collaborate with the Authority on action taken in order to avoid risks posed by a feed which they supply or have supplied.

Article (16)

Offences shall be in accordance with Regulations No (1) for the year 2008 related to Violations descriptions.

Article (17)

The provisions of the law and regulation no. (1) for the year 2008 pertaining to violation descriptions of food and its handling, shall apply to offences against this regulation.

Article (18)

This Regulation shall come into force three months following its promulgation in the Official Gazette.

Mansour Bin Zayed Al Nahyan

The Chairman

Issued in Abu Dhabi on:

Date: 26 August 2008

Corresponding to: 25 Sha'ban 1429 Hijri