



# THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

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No. 26 Dispur, Tuesday, 22nd January, 2019, 2nd Magha, 1940 (S.E.)

GOVERNMENT OF ASSAM  
ORDERS BY THE GOVERNOR  
FOOD AND DRUG ADMINISTRATION, ASSAM  
COMMISSIONERATE OF FOOD SAFETY,  
BAMUNIMAIDAN, GUWAHATI-21

## NOTIFICATION

The 14th January, 2019

**No.FSC.16/2018/83.-** Upon receipt of report from the Food Analyst to the Govt. of Assam & also the Certificate of analysis from the Director, Referral Food Laboratory, Kolkata and upon consideration of the same, it reveals that the sample of Packaged Drinking Water (Bailey Brand) is unsafe in terms of the provisions of Section 3(1) (zz) of Food Safety and Standards Act, 2006.

Whereas, the sample of Packaged Drinking Water (Bailey Brand) does not conform to parameters viz Fluoride content and total viable colony count at 37°C on agar agar as per standards laid down in Regulation 2.10.8 of Food Safety and Standards (Food Products Standards and Additives) Regulations, 2011 and declared un-safe according to Section 3(1) (zz) of Food Safety and Standards Act, 2006 as per report of the Food Analyst to the Govt. of Assam vide Report No. FSS/G/51/18 dtd. 17/04/2018 thereof.

And whereas, one part of the said sample was sent to the Referral Food Laboratory, Kolkata for analysis as per an appeal made by the Food Business Operator (FBO) under FSS Act, 2006 wherein the Director, Referral Food Laboratory, Kolkata has given his opinion that the sample does not conform to the standard laid down under Regulation No. 2.10.8 of Food Safety and Standards (Food Products and Food Additive) Regulations, 2011 as it shows the presence of microbial contaminants as : Yeast & Mould count, Aerobic plate count at 22°C & Aerobic microbial count 37°C higher than the prescribed limit. Fluoride content was found higher than the prescribed limit. \*It also contravenes reg. 2.2.1 (Packaging & Labelling) 2011, for not fulfilling general requirements of Packaging & Labelling, 2011 and declared the sample as unsafe and misbranded as per section 3(1)(zz)(v)(x) and 3(1)(zf)(A)(i) of Food Safety and Standards Act, 2006 respectively thereof vide Certificate No. G.14-1/D.O/2018-290 dated 06.09.2018.

Therefore, in exercise of power conferred under Section 30 (2) (a) of Food Safety and Standards

Act, 2006, the undersigned hereby in the interest of public health prohibit the manufacture, storage, distribution and sale of Packaged Drinking Water (Bailey Brand) manufactured by M/s Udayak Agro Products Pvt. Ltd., Village- Kahilakuchi, P.O- Udayan Vihar, Satgaon, Guwahati-71, Dist- Kamrup (M), Assam in the State of Assam with immediate effect for a period of 30 (thirty) days.

Nothing in this order shall bar the manufacturer from producing Packaged Drinking Water (Bailey Brand) for the purpose of testing and analysis towards improvement during the period of prohibition, in presence of the Food Safety Officer.

The Designated Officers, Food Safety of the districts are hereby directed to strictly enforce this prohibition Notification and furnish the reports thereof accordingly without fail.

The Designated Officer, Food Safety, Kamrup Metropolitan District is also hereby directed to serve improvement notice under Section 32 of Food Safety and Standards Act, 2006 to secure compliance with the improvement notice within the specified period.

**CHANDRIMA BARUAH,**  
Commissioner of Food Safety, Assam,  
Dispur, Guwahati-6