



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शनिवार, 11 अप्रैल, 2020/22 चैत्र, 1942

हिमाचल प्रदेश सरकार

HEALTH & FAMILY WELFARE DEPARTMENT

NOTIFICATION

Shimla-2, the 6th April, 2020

No. Health-C-A(3)-4/2020.—WHEREAS, regulation 2.3.4 of the Food Safety and Standards (Prohibition and Restrictions on Sales) Regulations, 2011 prohibits the use of tobacco and nicotine as ingredients in any food products; AND WHEREAS, Tobacco, containing Gutka or

Pan Masala, Scented/Chewing Pan Masala or Supari, Khaini, Masher, Zarda, etc. known by any names are injurious to health;

AND WHEREAS, Gutka is an article of food which contains Pan Masala and now-a-days contains Tobacco, Nicotine and Magnesium Carbonate as ingredients, and thus contravenes Regulation 2.3.4 of Food Safety and Standards (Prohibition and Restriction on Sales) Regulations, 2011 as well as Regulation 3.1.7 of Food Safety and Standards (Food Products Standards and Food Additives) Regulations, 2011;

AND WHEREAS, Pan Masala is an article of food which contains Magnesium Carbonate as an ingredient and thus contravenes Regulation 3.1.7 of Food Safety and Standards (Food Products Standards and Food Additives) Regulations, 2011;

AND WHEREAS, it is expedient to prohibit the manufacture, storage, sale, distribution of products i.e. Gutka, Pan Masala, Scented/Chewing Supari, Khaini, Masher, Zarda etc. as final products containing Tobacco or Nicotine or Magnesium Carbonate as ingredients;

AND WHEREAS, it has been observed that to circumvent the ban on sale of Gutka, 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, so that consumers can buy the Pan Masala and flavoured chewing tobacco and mix them both and consume the same. Hence instead of the earlier "ready to consume mixes", chewing tobacco companies are selling Gutka in twin packs to be mixed as one;

AND WHEREAS, I, the Food Safety Commissioner, Himachal Pradesh, in exercise of the powers conferred under clause (a) of sub-section 2 of Section 30 of the Act read with Regulation 2.3.4 and 3.1.7 of the aforesaid Regulations, prohibit the manufacture, storage, distribution, sale of Gutka or Pan Masala, Scented/Chewing Pan Masala or Khaini, Masher, Zarda or any other products marketed separately to constitute a Gutka or Pan Masala a final product (containing tobacco or nicotine), by whatsoever name called whether packaged or un packaged and sold as one product, or though packaged in separate products, sold or distributed in the whole of Himachal Pradesh for a period of one year from the date of publication of this notification in the Rajpatra, Himachal Pradesh and further order that if the said products are manufactured, stored, sold/distributed in the State of Himachal Pradesh, the persons doing so, will be proceeded/penalized against as per the provisions of the Act *ibid*.

By order,
Sd/-
Commissioner Food Safety-cum-
Addl. Chief Secretary (Health).

विधि विभाग

अधिसूचना

शिमला-2, 11 अप्रैल, 2020

संख्या एल0एल0आर0-डी0(6)-3/2020-लेज.—हिमाचल प्रदेश के राज्यपाल, भारत के संविधान के अनुच्छेद 213 (1) के अधीन प्रदत्त शक्तियों का प्रयोग करते हुए दिनांक 11-4-2020 को अनुमोदित हिमाचल प्रदेश कतिपय अत्यावश्यकताओं में विभिन्न प्रवर्गों के वेतन और भत्तों का विनियमन अध्यादेश, 2020 (2020 का