



FOOD SAFETY AND STANDARDS
AUTHORITY OF INDIA

Inspiring Trust, Assuring Safe & Nutritious Food

Ministry of Health and Family Welfare, Government of India



FSS (Licensing & Registration) Regulation, 2011 & Food Safety Compliance System (FoSCoS)

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What is the need of FSSAI License or Registration ?

Section 31 of FSS Act 2006 states that –

- No person shall commence or carry on any food business **except under a License/Registration.**
- Premise based License/Registration of FBO Units
- Completely Online procedure for obtaining License/Registration

Food Business and Food Business Operators



Section 3 (n) of the FSS Act states that a “Food business”

- means any undertaking, whether for profit or not and whether public or private, carrying out any of the activities related to any stage of
 - **Manufacture/processing, packaging,**
 - **storage, transportation, distribution of food,**
 - **import and**
 - **includes food services, catering services,**
 - **sale of food or food ingredients;**

Section 3(o) : “Food Business Operator” in relation to food business means a person by whom the business is carried on or owned and is responsible for ensuring the compliance of this Act, rules and regulations made thereunder;

Licensing and Registration of Food Business



Registration

All petty FBOs should register themselves with the registering Authority

State Licence

License for carrying of Food business, which are not covered under schedule 1, should be granted by the concerned States/ UTs Licensing Authority

Central Licence

License for commencing or carrying on food business, which falls under schedule 1, should be granted by the Central Licensing Authority

FBOs should ensure that all conditions of license as provided in Annexure-2 of Form B (Application for License/Renewal of Licence under FSS Act 2006) in schedule 2 and safety, sanitary and hygienic requirement provided in the schedule 4 contain under different parts are complied with all the times

FSS (Licensing and Registration of Food Businesses) Regulations, 2011



Eligibility Criteria for grant of License/Registration

- Central License – Fee of Rs. 7500 per year, Rs. 2000 per year (for Departmental Canteens)
- Central Registration – Rs. 100 per year (only for Deptt Canteens)
- State License – Annual fee of Rs. 5000, Rs. 3000 (For Manufacturers)
- State License Rs. 2000 per year
- State Registration – Rs. 100 per year

Validity: FBO can choose from one to 5 years at one go.

FSSAI License/Registration number is of 14 digits with following pattern for differentiate between the three categories:

License – 1xxxxxxxxxxxxx

Registration – 2xxxxxxxxxxxxx, RC carrying photo of FBO.

Eligibility



Sl .No.	Food Processing Units	CENTRAL LICENSING	STATE LICENSING	REGISTRATION
1	Dairy units including milk chilling units equipped to handle or process	More than 50,000 litres of liquid milk/day or 2500 MT of milk solid per annum	More than 500 ltrs milk upto 50,000 ltrs/day	Upto 500 litres/day
2	Vegetable oil processing units and units producing vegetable oil by the process of solvent extraction and refineries including oil expeller unit	More than 2 MT per day.	Upto 2 MT per day and turnover above 12 lakh per annum.	Turnover up to 12 lakhs/annum
3	Slaughtering units	Large animals: more than 50 large animals	Large animals: more than 2 upto 50	Large animals: Up to 2
		Small animals including sheep and goats: 150 or more	Small animals: more than 10 upto 150	Small animals: Up to 10
		Poultry birds :1000 or more per day	Poultry birds: more than 50 upto 1000/Day	Poultry birds :Up to 50 per day



Eligibility



SI .No.	Food Processing Units	CENTRAL LICENSING	STATE LICENSING	REGISTRATION
4	Meat processing units	More than 500 kg of meat per day or 150 MT per annum	Upto 500 kg meat per day or 150 MT per annum	Turnover upto 12 lakh /annum
5	All food processing units other than mentioned above including relabellers & repackers	More than 2 MT/day except grains, cereals and pulses milling units	More than 100kg/ltr to 2 MT /day. All grains, cereals & pulses milling units	Turnover not exceeding Rs. 12 lakhs and whose production capacity of food does not exceed 100 kg/ltr per day

Eligibility



Sl .No.	Food Processing Units	CENTRAL LICENSING	STATE LICENSING	REGISTRATION
6	Food Business Operator	Operating in two or more States		
7	a) Storage (except frozen)	Capacity more than 50,000 MT	Capacity upto 50,000 MT	Turnover up to 12 lakhs/annum
8	b) Storage (frozen) Storage(Frozen +CA)	Capacity more than 10,000 MT Capacity more than 1,000 MT	Capacity upto 10,000 MT Capacity upto 1,000 MT	Turnover up to 12 lakhs/annum
9	c) Wholesaler	Turnover greater than 30 crores.	Turnover upto 30 crores	Turnover up to 12 lakhs/annum
10	d) Retailer	Turnover greater than 20 crores.	Turnover upto 20 crores	Turnover up to 12 lakhs/annum

Eligibility



Sl .No.	Food Processing Units	CENTRAL LICENSING	STATE LICENSING	REGISTRATION
11	e) Distributor	Turnover greater than 20 crores.	Turnover upto 20 crores	Turnover up to 12 lakhs/annum
12	f) Supplier	Turnover greater than 20 crores.	Turnover upto 20 crores	Turnover up to 12 lakhs/annum
13	g) Caterer	Turnover greater than 20 crores.	Turnover upto 20 crores	-----
14	h) Dhabha or any other food vending establishment	-----	Turnover above 12 lakh/ annum	Turnover up to 12 lakhs/annum
15	i) Club/Canteen	-----	Turnover above 12 lakh/ annum	Turnover up to 12 lakhs/annum
16	j) Hotel	Five star & above	Upto Four Star	Turnover up to 12 lakhs/annum
17	k) Restaurants	Turnover greater than 20 crores.	Turnover upto 20 crores	Turnover up to 12 lakhs/annum
18	l) Transporter of food (having a number of specialized vehicles like insulated refrigerated van/ wagon, milk tankers etc.)	Having more than 100 vehicles/ wagons or turnover more than 30 crores.	Having upto 100 vehicles/ wagons or turnover upto 30 crores.	Turnover up to 12 lakhs/annum
19	m) Food Ingredients	Turnover greater than 20 crores	Turnover upto 20 crores	Turnover up to 12 lakhs/annum
20	n) Marketer	Turnover greater than 20 crores	Turnover upto 20 crores	Turnover up to 12 lakhs/annum
21	Food Catering services in establishments and units under Central Government Agencies like Railways, Air and Airport, Seaport, Defence etc.	All		

Explicitly Central License Category



- **Importer/Exporter of Food**
- **E-Commerce FBOs**
- **Head Offices**
- **Proprietary Foods**
- **Non-Specified Foods**
- **Nutraceuticals**
- **Radiation Processing of Foods**
- **Premises located at Central Govt Establishments.**
- **FBOs located at Railway Stations, Airports or Seaports.**



Non-requirement of FSSAI Registrations

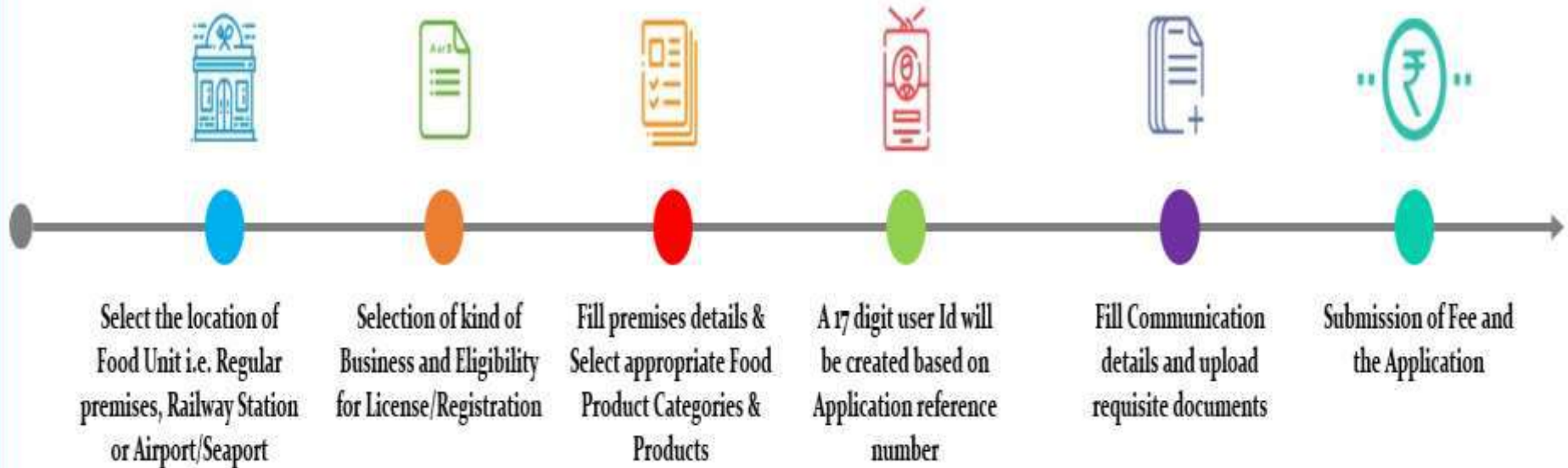


Following categories of FBOs have been kept out of the list of FSSAI Registration **subject to adherence of conditions by parent entities-**

- **Producer of milk** who is a registered member of a dairy Cooperative Society registered under Cooperative Societies Act and supplies the entire milk to the Society
- **Last mile delivery Persons**
- **Direct Sellers**
- **Food Carts/Vendors of a food chain**
- **Vending Machines/Food ATMs**



License/Registration Application Flow



A 17 digit Reference Number is the User Id generated for future login.

To file application for Registration Certificate, Users may download **Food Safety Connect app** from Google play store.

Application Processing by Licensing/Registration Authority



Copy of License/Registration Certificate embedded with QR Code is e-mailed to the FBO & is also available in his/her account. No dispatch of hard copy is done.

- Licensing or Registration Authority may raise query at any stage of Scrutinisisation of application, if he/she finds any anomaly in the application.
- The applicant must regularly check the portal for any such query raised. An email is also sent to applicant to inform about the query.
- All queries to be responded by the applicant within 30 days to avoid auto- rejection of the application

Food Product Category

S.No	Product
1	01 - Dairy products and analogues, excluding products of food category 2.0
2	02 – Fats and oils, and fat emulsion
3	03 - Edible ices, including sorbet
4	04 - Fruits and vegetables (including mushrooms and fungi, roots and tubers, pulses and legumes, and aloe vera), seaweeds, and nuts and seeds
5	05 – Confectionery
6	06 - Cereals and cereal products, derived from cereal grains, from roots and tubers, pulses, legumes and pith or soft core of palm tree, excluding bakery wares of food category 7.0
7	07 - Bakery products
8	08 - Meat and meat products including poultry
9	09 - Fish and fish products, including molluscs, crustaceans, and echinoderms
10	10 - Eggs and egg products
11	11 - Sweeteners, including honey
12	12 - Salts, spices, soups, sauces, salads and protein products
13	13 - Foodstuffs intended for particular nutritional uses
14	14 - Beverages, excluding dairy products
15	15 - Ready-to-eat savouries
16	16 - Prepared Foods
17	18 - Indian Sweets and Indian Snacks & Savouries products
17	99 - Substances added to food

Renewal of License/Registration



- Window for Renewal of License/Registration made available to FBOs as early as **180 days prior to expiry date**
- If an FBO doesn't apply for renewal till 30 days prior to expiry of License (not in case of Registration), he/she is required to submit a **late fee of Rs. 100 per day till the last date of expiry.** (i.e max of Rs. 3000 as late fee)
- **Food Businesses can now renew their License/Registration even after the expiry date till 180th day with payment of penalty.**

Modifications, Expansion or Changes in premise(s) after grant of license or registration



FBO shall intimate any modifications or additions or changes in product category, layout, expansion, closure, or any other material information based on which the license was granted and such information shall be conveyed before the changes occur.

Return – Form D1 and D2

- Every Manufacturer and Importer has to file his annual return according to Form D1 by **31st May of each year**. (Mandatory online Returns wef FY 2020-21)
- Milk/ Milk product manufacturers have to **file Form D2 twice a year i.e. 1st Apr – 30th Sep and 1st Oct – 31st Mar, within one month of completion of respective period.**
- Any delay in filing return beyond 31st May of each year shall attract a penalty of **Rs 100 per day of delay**
- **Quarterly return by exporters.**

Responsible persons at Food Units



1. **Authorised Signatory/ Proprietor – for applying License**
2. **Technical Person incharge of Operation** having degree as prescribed in Condition of License.
3. **Person responsible for Complying with Condition of License –** Nomination to be filed in Form IX of FSS Rules. He is responsible for any type of communication with Licensing Authorities.

He is the nodal person for the FBO to handle Consumer Grievances, until or unless FBO designates any other person for this purpose.

Any change in the nominations shall be conveyed to Licensing Authority.



Condition of License



- Display **true copy of License**.
 - Give necessary access to Licensing Authorities to the premises.
 - Inform authorities about any **change or modification** of activities.
 - **Employ at least one technical person** having prescribed qualification or Food Safety Supervisors.
 - **Furnish periodic Annual Return** (Form D-1).
 - **No product other than indicated** in License shall be produced.
 - **Maintain Factory's Sanitary and Hygienic standards**. Also Workers' hygiene and health check-up as prescribed in Schedule-4 to be done on regular intervals.
 - **Maintain daily records of production, raw materials utilizations and sales etc.**
- ...contd/-

Condition of License



- **Source and standard of raw material used is of optimum quality**
- **Testing of relevant chemical and /or microbiological contaminants of food products** in accordance with these regulations (**Apr-Sep, Oct-March with at least three months gap**)
- **Required temperature shall be maintained** throughout the supply chain
- **Manufacturer/Importer/Distributor shall buy or sell food products only from, or to Licensed/Registered Vendors** and should maintain record thereof
- **Hotels/Restaurant and other food stalls shall put up a notice board** containing separate lists of articles which have been cooked in ghee, edible oil, vanaspati & other fats for information to purchaser

Streamlining the process of issuance of Lic/Registration



Timelines for issuance of Lic/Reg as prescribed in the Regulation are being scrupulously followed.

In this regard, FSSAI has issued following orders :

- i. Exempting pre-License inspections
- ii. Online dispatch of QR code embedded Licenses/Registrations to FBOs.
- iii. Issuance of License/Registration in case of unattended applications.
- iv. Quicker processing of license Applications for Manufacturing KoB

Allowing Modification of License with retaining the same license number –

- Change of Category between State to Centre or vice versa
- Change of Premise

Endorsements in License/Registration

- Organic Food Endorsement for using Jaivik Bharat logo
- Fortified Food Endorsement for using +F logo

Recent Developments in r/o Licensing and Registration of Food Businesses



Launch of FoSCoS

- Uniformity across all States – application process (documents rationalized), license format and payment mechanisms
- Simpler interfaces and interactive pages
- User manuals and Video tutorials
- Online Annual Returns
- Pending Actions on Dashboard – Releasing soon
- Responding to Improvement notices
- FBO Help – to lodge ticket for technical issues.

Recent Orders -

- Mandatory Modification of License by Manufacturers
- Sweets and Namkeen Order / Fruits and Vegetables Order
- Nutraceutical under CL only
- Building FBO's Online History – Digitization of all Compliances
- Mandatory display of License/Reg no on invoices.

Proposal for Amendment in Draft FSS (Licensing and Registration of Food Businesses) Regulations, 2021



- New Definitions proposed for
 - ✓ Brand Franchiser/ Owner,
 - ✓ Digital and electronic network and E-Commerce
 - ✓ Direct selling entity and Direct Sellers
 - ✓ Food Handlers and Food Safety Supervisor,
 - ✓ Relabeller and Repacker
- Definition of Petty Food Manufacturer is proposed to be revised and curtailed, for accommodating in Schedule 1.
- Provision for mandatorily Submission of Annual Declaration for Petty FBO, failing which suspension or cancelation of Registration certification.
- Exemption of petty FBOs from taking Registration in case parent entity takes responsibility

Continued...

- Perpetual License and Registration subject to submission of Annual Return (Food Safety Compliance Return) and Declaration.
- Centralized license for State/Central Govt. Institutions having presence in different part of States or the country.
- Annual Return (Food Safety Compliance Return) has been made mandatory for every license Holder and the penalty of Rs. 100 per day for delay that can be levied and shall not exceed 5 times the annual fees.
- Enabling clause for
 - Scheme of Testing,
 - Inspection and Audit,
 - Hygiene Ratings,
 - Food Safety Supervisor & Facilitators (Food Safety Mitra)

Any Questions!!!

Website : <http://www.foscoc.fssai.gov.in>

Link for Regulation: <https://fssai.gov.in/cms/food-safety-and-standards-regulations.php>

Toll Free Helpline no. 1800112100 (7AM – 11PM on all 7 days)

Email: helpdesk-foscoc@fssai.gov.in

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