

China Food Safety Law Implications for Health Foods

IADSA Annual General Meeting
Prague ❖ April 2016



China Food Safety Law (2015)

Stipulations related to health foods

Legal status

“Health food” category retained in Final law

Administrative direction

Notification and registration system

Responsibility

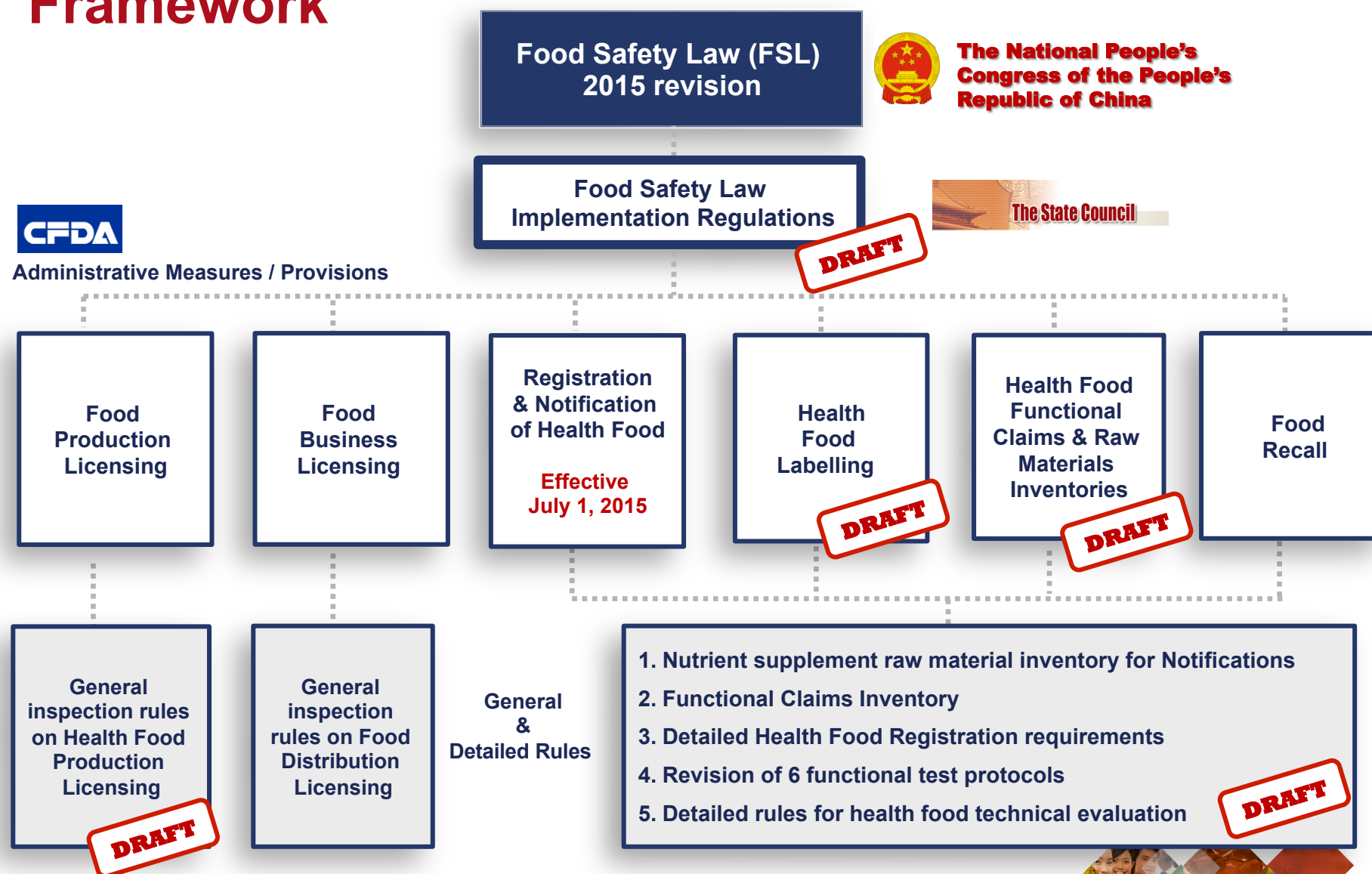
CFDA to issue affiliated regulations



**Effective
Oct 1, 2015**



Framework



Classification



“Health Foods” referenced in 13 articles related to Production, License and Surveillance

~ only 1 article in 2009 FSL referencing “food claiming to have a specific health function” ~



Definition

FSL Implementing Regulations (DRAFT) - Article 195

Health foods

- a food with health function claims or for supplementing nutrients (such as vitamins/minerals), for regulating body functions, not intended to cure diseases, containing specific functional ingredients, suited for specific groups of people, and with fixed amount consumption.

Special dosage food products with fixed amount consumption

- foods in special dosage forms, such as capsule, oral agent, tablet, granules, and pills; such foods shall be consumed at fixed amount, or has daily intake volume.



Product Market Access

Notification (filing) system in addition to Registration



Notification steps

- 01 Manufacturer submits
- 02 Notification number issued
- 03 Certificate generated
- 04 Publish on website

↓ within 3 months

Import health food

apply for food production license

* Health foods not from the same country, same company, or the same formula (FSL Implementing regulations - Dec 2015 DRAFT)



Health Food Inventories

CFDA to publish these inventories together with NHFPC and SATCM

1. Raw Materials list

- Basis for notification
- Positive list of ingredients (name, dosage, claim)

~ 1st list drafted ~

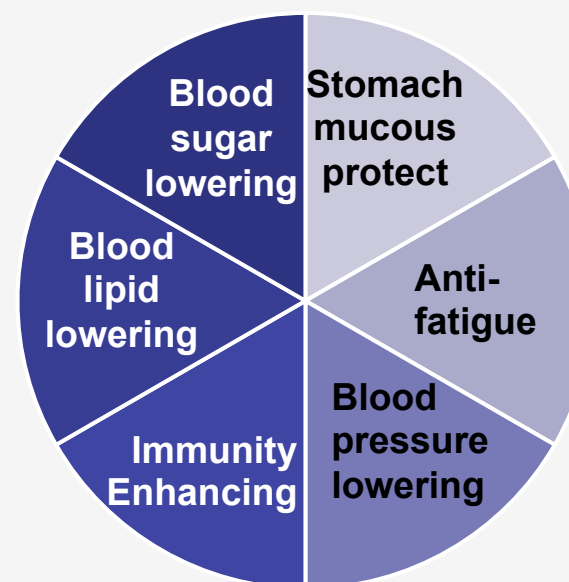


Nutrient Supplement raw material list

- 15 vitamins: A, B1, B2, B6, B12, C, D, E, K, niacin, folic acid, biotin, choline, pantothenic acid
- 8 mineral: Ca, Mg, Zn, Fe, K, Mn, Se, Cu
- sources of nutrients
- minimum and maximum limits

2. Functional claims list

- Categories of functional claims allowed
- Reviewing current 27 Functional claims
- Functional Test protocols being revised



NHFPC = National Health and Family Planning Commission

SATCM = State Administration of Traditional Chinese Medicine





营养素补充剂新规 政企协研对话会

Workshop on New Regulation of
Nutrients Supplement



中国营养学会
Chinese Nutrition Society



中国营养保健食品协会
China Nutrition and Health Association



Key Topics Discussed

- Safety based Vitamin & Mineral limits
- Natural & New Sources of nutrients
- Products outside scope of inventory



CNHFA



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Thank You!

michellestout@iadsa.org

www.iadsa.org

