



**SCREENING CHAPTER 12
FOOD SAFETY, VETERINARY AND PHYTOSANITARY POLICIES**

AGENDA ITEM 2a: GENERAL FOOD LAW

**Country Session: Republic of Turkey
24-28 April 2006**



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I. FOOD SAFETY POLICIES



I. Objectives of Food Safety Policies

- Adoption of EU legislation
- Ensure safe food supply
- Assurance of protection of human health and consumers' concern in relation to food
- Integration of food-related services within one competent authority
- Implementation of food safety rules effectively and efficiently



II. RESPONSIBLE AUTHORITIES & COMPETENCIES

II. Responsible Authorities & Competencies

Ministry of Agriculture and Rural Affairs

- Primary production
- Approval and registration of establishments producing food of animal origin
- Production licence of foodstuffs and food contact materials
- Registration of retails and consumption places
- Official food controls through food chain
- Inspection, monitoring, surveillance, traceability of foodstuffs
- Export and import controls

Ministry of Health

- Natural spring and mineral water and foods for special medical purposes

Municipalities and Special Provincial Administration

- Working licence and food register number for food establishments



II. FOOD LAW NO. 5179



3. Content of Food Law

- Food safety requirements and protection of health
- The Food Codex
- Registration and approval of establishments,
- Food Business Responsibilities
- Food Hygiene
- Official Controls and Food Trade
- Protection of consumers' interests
- Reference Laboratories
- Risk Analysis, Precautionary measures, Scientific Committees
- Advertisement and Presentation
- Principles of Transparency
- Rapid Alert System, Traceability, Emergencies
- Penalties, fines and objections



➤ Chapter One (Objective, Scope and Definitions)

Definitions of;

- Food
- Food Contact Materials
- Additives
- Primary Production
- Food production, food sales and consumption places
- Food Businesses
- Safe Food and Food Safety
- Labelling
- Inspection and Control
- Risk, Risk Analysis (Assessment, Management, Communication)
- Traceability

➤ Chapter Two (Production Licence, Food Register, Registration, Employment, Laboratory Establishment Permit)

➤ Food businesses (*Article 4*)

- Comply minimum technical and hygienic requirements
- Working licence and a food registration number
- Production licence

➤ Laboratories (*Article 5*)

- Public and private laboratory authorization by MARA

➤ Employment (*Article 6*)

- Responsible manager

- **Chapter Three (Food Codex, National Food Codex Commission, Risk Analysis, Precautionary Measures, Scientific Committees and National Food Board)**

- **Turkish Food Codex (TFC) (*Article 7*)**
 - Regulates foodstuffs and food contact materials
 - Contains minimum hygienic and quality criteria involving residues, additives, contaminants, labeling, packaging, transport, storage, sampling and analysis
 - Compliance with TFC requirements of all foodstuffs

- **National Food Codex Commission (*Article 8*)**
 - Establishment of National Food Codex Commission and sub-committees
 - Responsibilities and Tasks

- **Risk Analysis (*Article 9*)**
 - Food legislation based on risk analysis
 - Independent risk assessment
 - Risk management

➤ Chapter Three (continues)

➤ **Precautionary Measures** (*Article 10*)

- Temporary risk management in case of identification of harmful effects on health
- Scientific uncertainty persists
- Provisional risk management measures may be adopted

➤ **Scientific Committees** (*Article 11*)

- Establishment
- Supply scientific and technical data for risk assessment

➤ **National Food Council and Union of Food Banks** (*Article 12*)

- Establishment
- Working procedures



➤ Chapter Four (Notifications, Emergencies, Crisis Management, Traceability and Business Responsibility)

➤ Notifications (*Article 13*)

- Establishment notification system
- Implementation
- Communication

➤ Emergencies (*Article 14*)

- A possible hazard for health
- Measures taken

➤ Crisis Management (*Article 15*)

- A direct or indirect serious risk
- Establishment crises unit
- Management and coordination

➤ **Traceability (*Article 16*)**

- Food business responsibility
- Establishment of the system
- Foodstuffs should be labelled or identified for traceability

➤ **Business Responsibility (*Article 17*)**

- Not in compliance with food safety requirements
- Business responsibilities



➤ Chapter Five (Provisions Concerning Protection of Health)

➤ Protection of Health (*Article 18*)

Food Businesses should;

- Comply with the minimum technical, hygienic and safety requirements
- Produce products in compliance with the food codex
- Produce foodstuffs not posing any risk to human health



➤ Chapter Six (Provisions Concerning Food Trade)

➤ Foreign Trade (*Article 19*)

- Principles of inspection
- Export and Import Controls
- Compliance with National Food Codex, derogations and exceptions

➤ Customs Centres (*Article 20*)

- Identification of points of entry and exit

➤ Advertisement and Presentation (*Article 21*)

- Provisions on labelling, advertisement and presentation
- Functional foodstuffs, GMO's

➤ Protection of Consumers' Rights (*Article 22*)

- Information
- Misleading consumers

➤ Chapter Seven (Market Surveillance, Inspection, Control, Certification and Objection Right)

➤ Market surveillance and inspection (*Article 23*)

- Principles of inspection
- Emergencies concerning public health
- Food inspectors

➤ Control and certification (*Article 24*)

- Delegation of tasks

➤ Objection Right (*Article 25*)

- Food businesses rights

➤ Chapter Eight (Special Provisions)

➤ Provisions concerning water (*Article 26*)

- MoH (appropriate packaging and selling of natural spring water and minarel water)
- MARA (processed water / mineral water)

➤ Food for special medical purposes and food supplements (*Article 27*)

- MARA (food supplements and babybfoods)
- MoH (enteral nutritional products, foods / bayby foods for special medical purposes)

➤ Provisions concerning free zones (*Article 28*)

- Procedures and principles

➤ Chapter Nine (Penal Provisions, Collection of Fines and Appeals, and Miscellaneous Provisions)

➤ Penal Provisions (*Article 29*)

- Banning from production
- Fines
- Imprisonment penalty
- Withdrawal of products
- Confiscation of products
- Destruction of products

➤ Collection of fines and objections (*Article 30*)

- Fines given by the highest administrative authority
- Right to object to criminal court

➤ Miscellaneous Provisions (*Article 31*)

- Protection of public health (Ministry of Health)



IV. ADOPTION OF EU LEGISLATION

IV. Adoption of EU Legislation

- Food Law no 5179 is being revised for the full compliance with 178/2002/EC
- A technical study for “Hygiene and Official Controls Law” covering hygiene and official control requirements of 852/2004/EC, 853/2004/EC, 854/2004/EC, 882/2004/EC,
- Technical studies for
 - Law on Veterinary Framework
 - Law on Feed
 - Law on Fisheries
 - Law on Plant Protection and Agricultural Quarantine



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THANK YOU FOR YOUR ATTENTION