

MINISTRY OF PUBLIC HEALTH AND HYGIENE

MINISTRY OF INDUSTRY AND PROMOTION OF THE PRIVATE SECTOR

MINISTRY OF TRADE

MINISTER DELEGATE TO THE PRIME MINISTER RESPONSIBLE FOR
THE ECONOMY AND FINANCE

INTERMINISTERIAL ORDER No. [illegible]..... OF 18 Jan 2007.....
MAKING THE IRON AND FOLIC ACID FORTIFICATION OF
WHEAT FLOUR FOR BREAD IN THE IVORY COAST MANDATORY

**The Ministry of Public Health and Hygiene;
The Ministry of Industry and Promotion of the Private Sector;
The Ministry of Trade;
The Minister Delegate to the Prime Minister responsible for the Economy and
Finance**

- Having regard to** Law no. 63-301 of 26 June 1963 on the suppression of fraud in the sale of goods and adulteration of foodstuffs and agricultural products;
- Having regard to Law no. 91-999 of 27 December 1991 on competition
- Having regard to the Public Health Code in particular Articles L-641 and L-642;
- Having regard to Decree no. 73-437 of 1 September 1973 implementing Law No. 63-301 of June 26, 1963, on the suppression of fraud in the sale of goods and adulteration of foodstuffs and agricultural products;
- Having regard to Decree no. 92-487 of 26 August 1992 on the labelling and presentation of foodstuffs;
- Having regard to Decree no. 93-313 of 11 March 1993 implementing Law No 91-999 of 27 December 1991 on competition, as regards the conditions of entry in Ivory Coast of foreign goods of any origin and from all sources, as well as export and re-export requirements for goods to be sent abroad;
- Having regard to Decree No. 95-372 of 3 March 1995 on the national standardisation and national system for certifying compliance with standards;
- Having regard to Decree No. 2002-196 of 2 April 2002 laying down the modes of proof of compliance with the standards once mandatory;
- Having regard to Decree No. 2006-307 of 16 September 2006 appointing the members of the transitional government;
- Having regard to Decree No. 2006-310 of 11 October 2006 on the powers of members of the government;
- Having regard to the needs of the service,

ORDER

CHAPTER I

GENERAL PROVISIONS

Article 1: SUBJECT

This Order serves to make the fortification with iron and folic acid of wheat flour for bread mandatory in the Ivory Coast.

Article 2: DEFINITION

For the purposes of this Order, fortified flour means wheat flour for bread for human consumption fortified with iron and folic acid in the respective proportions of at least sixty parts per million (60 ppm) and one and a half parts per million (1.5 ppm) of these micronutrients that are needed in electrolytic form.

Article 3: STANDARDS

The fortified wheat flour for bread for human consumption must meet the criteria of quality and hygiene, as defined by the Ivorian standard in force.

Article 4: PROHIBITION

Prohibited throughout the territory of the Republic of Ivory Coast is the sale, offering for sale, keeping for sale and free distribution of wheat flour for bread for human consumption which would not be fortified with iron and folic acid.

CHAPTER II

PACKAGING- LABELLING- COMPLIANCE CONTROL

Article 5: PACKAGING

The fortified flour must be packaged and sold in a package that meets commercial usage standards.

Article 6: LABELLING

Without prejudice to the regulations on labelling and presentation of pre-packaged foodstuffs, the labelling of fortified flour must contain the following information:

1. the wording "fortified with iron and folic acid flour";
2. the percentage (ppm) or the total amount (mg or g or kg) of iron and folic acid;
3. the retail name may also be accompanied by an indication of the origin or method of production of the flour on the sole condition that that statement is not likely to mislead the consumer or create confusion in his mind;
4. the name or business name and full address of the manufacturer, packer or importer or seller;
5. the name of the country where any processing capable of altering the nature of the flour is carried out.

6. the net contents expressed in units of weight and/or volume according to the metric system in use in the Republic of Ivory Coast;
7. a number identifying the manufacturing or packaging batch and the month and year of production and expiry date;
8. the possible list of ingredients in descending order of their proportions;
9. the use-by date indicated under product liability and possibly the storage and conservation instructions if the flour is used as a nutrient and is sold as such for public health reasons.

Article 7: COMPLIANCE CONTROL

Fortified flour manufacturers or importers are subject to the compliance control for all batches of their products by a State-approved laboratory. The compliance control specifically verifies the content of iron and folic acid.

Article 8: CERTIFICATE OF CONFORMITY

The results of the compliance control referred to in Article 7 gives rise to the issuance of a certificate of conformity. This certificate must be kept for a period of at least three years and presented whenever so requested by the competent control services

Article 9: RECALL PROCEDURE

Every authorised operator must establish a market recall procedure for any product that could pose a risk to consumer health.

CHAPTER III

TRANSITIONAL AND FINAL PROVISIONS

Article 10: TRANSITIONAL PROVISIONS

The relevant economic operators have a period of six (6) months from the effective date of this Order to sell their stocks of unfortified flour with iron and folic acid.

Article 11: SANCTIONS

Violations of the provisions of this Order which are combined with any false or misleading advertising offence under Law No 91-100 of 27 December 1992, shall be punished according to Law No. 63-301 of 26 June 1963 on fraud in the sale of goods and adulteration of foodstuffs and agricultural products.

Article 12: COMPETENT AUTHORITIES

The relevant departments of the Ministry for Health, Ministry for Industry, Ministry for Trade and Ministry for the Economy and Finance are each individually involved in the implementation of this Order for those matters that concern their competence.

Article 13: ENTRY INTO FORCE

This order takes effect from its date of signing and will be published in the Official Gazette of the Republic of Ivory Coast.

Executed in Abidjan, on 18 January 2007

The Ministry of Industry
And the Promotion of the Private Sector

The Ministry of Public
Health and Hygiene

Aman Marie TEHOUA

Dr ALLAH KOUADIO Rémi

The Ministry of Trade

The Minister Delegate to
Prime Minister responsible for the
Economy and Finance

Moussa DOSSO

DIBY Koffi Charles

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National Police (Com. Sup)	1
District of Abidjan	1
CCICI	1
JORCI	1

Commented [TR1]: I'm not sure what this is an abbreviation of so I cannot translate it.