

# OFFICIAL JOURNAL OF THE REPUBLIC OF SENEGAL

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## MINISTRY OF COMMERCE

**MAYOR**

**OFFICIAL PARTY**

**DECREE**

### MINISTRY OF COMMERCE

2009

10 September    Decree no. 2009-872 rendering mandatory the application of regulations for edible refined oils enriched with vitamin A and wheat bread flour enriched with iron and folic acid  
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#### DECREE No. 2009-872 of 10 September 2009

**Rendering mandatory the application of regulations for refined edible oils enriched with vitamin A and wheat bread flour enriched with iron and folic acid.**

#### PRESENTATION REPORT

The lack of vitamins and minerals, or “invisible hunger” constitutes a real public health problem in the world and particularly in Sub-Saharan Africa, where a third of the population continues to suffer from it.

In Senegal, the proportion of children under the age of six affected by a lack of sub-clinical vitamin A is 61% while anaemia, which is the most often the consequent of a nutritional deficiency of iron, afflicts 82.6% of children from 6 to 59 months, and 59.1% of women from 15 to 49 (2005 Demographic and Health Investigation in Senegal).

The health and socio-economic consequences of these nutritional deficiencies are considerable: increased mortality and morbidity, impeded physical and mental development, decreased capacity to work and learn.

Enrichment of foodstuffs is undeniably recognized among the most effective interventions in the world. In West Africa, enrichment of oils with vitamin A has already proven effective in Ghana, Nigeria and Côte d'Ivoire.

With respect to these important issues, the Government of Senegal has undertaken the enrichment process, which culminated in the adoption of Senegalese regulations on edible oils enriched in vitamin A and wheat bread flour enriched with iron and folic acid.

As a result, it became necessary to make mandatory the enrichment of such products as well as the application of the related regulations in order to effectively combat micronutrient deficiencies.

Such, Mr President of the Republic, is the economy of the present decree proposal that we submit for your signature.

## PARTIE OFFICIELLE

**DECREE**

THE PRESIDENT OF THE REPUBLIC,

Given the Constitution;

Given the Customs Code;

Given the law no. 66-48 of 27 May 1966 regarding the monitoring of food products and the prevention of fraud;

Given the law no. 94-63 of 22 August 1994 on prices, competition and economic disputes;

Given the decree no. 68-507 of 7 May 1968 regulating the monitoring of products destined for human or animal consumption;

Given the decree no. 68-508 of 7 May 1968 setting the conditions for researching and determining infractions of law no. 66-48 of 27 May 1966;

Given the decree no. 2002-746 of 19 July 2002 regarding regulation and the system of certifying conformity with regulations;

Given the decree no. 2009-451 of 30 April 2009 establishing the nomination of the Prime Minister;

Given the decree no. 2009-991 of 30 April 2009 regarding remittances to the Minister of Commerce;

Given the decree no. 2009-459 du 7 May 2009 establishing the distribution of State services and the monitoring of public establishments, national companies and state-owned companies between the Presidency of the Republic, the Prime Minister, and the Ministers, modified by the decree no. 2009-628 of 13 July 2009;

Given the decree no. 2009-548 of 9 June 2009 setting an end to the function of a Minister, naming a new Minister and determining the composition of the government;

On the report of the Minister of Commerce;

DECREES:

First article. — The enrichment of edible oils with vitamin A and of wheat bread flour with iron and folic acid is rendered mandatory within the national territory.

Art. 2. — The application of Senegalese regulations listed below, and any subsequent amendments thereto, is rendered mandatory.

- Regulation NS 03-072 on edible refined palm oil enriched with vitamin A. Specifications;

- Regulation NS 03-073 on edible refined cotton oil enriched with vitamin A. Specifications;

- Regulation NS 03-074 on edible refined palm-kernel oil enriched with vitamin A. Specifications;

- Regulation NS 03-075 on edible refined peanut oil enriched with vitamin A. Specifications;

- Regulation NS 03-076 on edible refined sesame oil enriched with vitamin A. Specifications;

- Regulation NS 03-077 on edible refined sunflower oil enriched with vitamin A. Specifications;;

- Regulation NS 03-078 on edible refined rapeseed oil enriched with vitamin A. Specifications;

- Regulation NS 03-079 on edible refined corn oil enriched with vitamin A. Specifications;

- Regulation NS 03-080 on edible refined soybean oil enriched with vitamin A. Specifications;

- Regulation NS 03-081 on the general principles governing the addition of nutritional elements to foodstuffs;

- Regulation NS 03-052 on wheat bread flour enriched with iron and folic acid. Specifications.

Art. 3. — Any violation of the provisions of the present decree is punishable with the sanctions provided by law no. 87-47 of 28 December 1987 of the Customs Code and law no. 66-48 of 27 May 1966 regarding the monitoring of food products and the prevention of fraud.

Art. 4. — The Minister of State, Minister of Economy and Finance, the Minister of State, Minister of Mines, Industry, Food Processing of Agricultural Products and P.M.E., the Minister of Health, Prevention and Public Hygiene and the Minister of Commerce are charged, each to the extent relevant, with applying the present decree, which will be published in *Official Journal*.

Dakar, 10 September 2009.

Abdoulaye WADE.

By the President of the Republic:

*The Prime Minister,*

Souleymane Ndéné NDIAYE.