



OFFICIAL GAZETTE OF THE REPUBLIC OF KOSOVA

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LAW NO. 04/L-114 ON FLOUR FORTIFICATION

Assembly of Republic of Kosovo;

Based on Article 65 (1) of the Constitution of the Republic of Kosovo,

Approves

LAW ON FLOUR FORTIFICATION

CHAPTER I GENERAL PROVISIONS

Article 1 Purpose

This Law lays down the rules implemented for the flour fortification for consumption as one of the ways that aims to prevent and reduce the diseases caused by the lack of iron and folic acid.

Article 2 Scope

This Law is implemented with the purpose of designation of legal base regulating and providing population of the Republic of Kosovo with fortified flour with iron and folic acid in an obliged manner, and according to nutritive condition and on voluntarily basis even with vitamin A, vitamin B12 and zinc.

Article 3 Definitions

1. Terms used in this Law shall have the following meaning:

- 1.1. **Flour** – a product obtained from the mill of wheat;
- 1.2. **Fortified flour** – flour to which is added one or more components such as: vitamins, minerals, proteins, amino acids, aliphatic acids;
- 1.3. **Minerals, vitamins, micro–nutrition** – nutritive matters needed to keep and influence the human health;
- 1.4. **Flour fortification** – a procedure of flour fortification with minerals and vitamins;
- 1.5. **Business entities** – producers and traders of flour that import, export, produce, package, store and sale the flour;
- 1.6. **Folic acid** - a vitamin of B group which prevents anomalies of children during the pregnancy and the diseases of cardiovascular system;
- 1.7. **Iron (Fe)** - an important mineral for creation of erythrocytes;
- 1.8. **Vitamin A** – is important in improving immunity, helps seeing and healthy skin;
- 1.9. **Vitamin B12** – is important in creation of blood cells;
- 1.10. **Zinc** – an important mineral in construction and growth of cells, in growth and development, helps the immunity and protects against diseases;
- 1.11. **Prevention** – taking the necessary measures and actions for reducing and avoiding the outbreak of diseases;

- 1.12. **Term of use** – the time within which the flour is safe to use;
- 1.13. **Best before** – a time frame within which the flour keeps its quality;
- 1.14. **HACCP** – Hazard Analyses and Critical Control Point;
- 1.15. **VFA** – Veterinary and Food Agency;
- 1.16. **Ministry** - Ministry responsible for Agriculture, Forestry and Rural Development;
- 1.17. **Government** - Government of the Republic of Kosovo.

Article 4 Competences

- 1. The respective Ministry with this Law creates the regulative of flour fortification by:
 - 1.1. compiling and developing the policies for flour fortification with iron and folic acid;
 - 1.2. receiving and supporting the program which regulates the obliged flour fortification with iron and folic acid;
 - 1.3. regulating and controlling safety of flour from the respective institutions according to the specified competences;
 - 1.4. regulating and controlling the quality of flour by the respective institutions;
 - 1.5. controlling conditions of storage and selling of fortified flour in accordance with the legislation into force, through executive bodies inspectorates;
 - 1.6. cooperating with other countries in the field of flour fortification.

Article 5 The safety and quality of fortified flour

- 1. The flour fortification with iron and folic acid is obligatory and shall be implemented according to the international standards.
- 2. The flour fortification may be done on the nutritive condition and voluntarily basis even with vitamin A, vitamin B12 and zinc.
- 3. The Ministry with sub-legal act determines the standard for the flour fortification, control of safety and quality of the flour fortification.

Article 6 Responsibilities of the entities regarding the safety and quality of fortified flour

Business entities dealing with the economic activities in the field of production, transport, import, and package and selling of fortified flour are obliged to guarantee the safety and quality to the consumer based on demands as specified by this Law.

Article 7 Competences of the institutions for the flour quality and safety control

The authorized and accredited institutions shall carry out the assessment of control of fortified flour in accordance with the provisions of this Law.

Article 8 Principals

- 1. Main principals in the field of fortification of flour are as follow:
 - 1.1. supply of the population with fortified flour;

- 1.2. production, import, storage, transport, selling and use according to this Law;
- 1.3. fortification of flour according to the international standards;
- 1.4. monitoring of safety and quality according to the standards.

Article 9
Demands for fortified flour

1. Business entities are obliged to provide the fortification of flour of the type 400 and 500 with iron and folic acid.
2. Business entities may do the flour fortification even with vitamin A, vitamin B12 and zinc.
3. Equipments and raw materials for the fortification of flour should be in accordance with this Law and sub-legal acts.
4. Flour produced from the wheat of reserves and national funds shall be subject to this Law.
5. Flour imported to the Republic of Kosovo should be fortified with folic acid and iron according to this Law.

Article 10
Packaging and labeling of fortified flour

1. Packaging of the fortified flour shall be done according to the rules in order to conservation of vitamins and minerals defined according to international standards.
2. Packaging of the fortified flour, shall content the following information in the label:
 - 2.1. flour type;
 - 2.2. content and quantity of additives in the flour, humidity and ash;
 - 2.3. date of production;
 - 2.4. date of expiry;
 - 2.5. storage conditions;
 - 2.6. the word "FORTIFIED" with iron and folic acid, vitamin A, vitamin B and zinc or identification sign shall be placed on the packaging label;
 - 2.7. signs of business entity shall be on the package.
3. Repacked flour shall content all information as specified in the paragraph 2 of this Article as well as the name of producer.
4. Conditions determined i paragraph 2 of this Article shall be regulated with sub-legal act by the respective Ministry and Ministry of Trade and Industry.

Article 11
Criteria for the quality and safety of the fortified flour

1. Storage, transport and sale of fortified flour, should be carried out based on the conditions which provide preservation of flour quality.
2. Storage of fortified flour shall be permitted in the premises which meet the criterions according to HACCP principals.
3. The business entities that cause the lost of quality and quantity of the components during the storage, transport or sale of fortified flour verified with lab analyses shall be banned the sale and revoked the executing of the activity.
4. In accordance with the test results, the destination of flour for using may be changed.

5. The import and sale of flour without the appropriate documentation shall be banned:

- 5.1. certification of lab analysis;
- 5.2. producer declaration;
- 5.3. flour origin;
- 5.4. appropriate conditions for transport, storage and sale of fortified flour;
- 5.5. appropriate label;
- 5.6. date of production and best before.

CHAPTER II PUNITIVE PROVISIONS

Article 12 Offence

1. A business entity shall be sentenced for offence with a fine of one thousand (1000) € up to one thousand and five hundred (1500) €, if such entity does not do the fortification of the flour according to Article 9 of this Law.
2. A responsible person of the business entity shall be sentenced for offence with a fine of five hundred (500) € up to one thousand (1000) €, if such entity acts in contradiction with Article 9 paragraph 1 of this Law.
3. A business entity shall be sentenced for offence with a fine of eight-hundred (800) € up to one thousand and five hundred (1500) €, if the packaging of the fortified flour does not contain the information determined according to Article 10 paragraph 3 and 4 of this Law.
4. A business entity shall be sentenced for offence with a fine of one thousand and five hundred (1500) € up to two thousand (2000) €, if such entity does not implement the criteria determined in Article 11 of this Law.

CHAPTER III TRANSITIONAL AND FINAL PROVISIONS

Article 13

The respective ministries are obliged that within six (6) months to issue sub-legal acts for implementation of this Law.

Article 14

All the incomes coming due to the implementation of this Law shall go the Budget of the Republic of Kosovo.

Article 15 Entry into force

This Law shall enter into force six (6) months after its publication in the Official Gazette of the Republic of Kosovo.

**Law No. 04/L- 114
30 August**

Promulgated by Decree No.DL-038-2012, dated 07.09.2012, President of the Republic of Kosovo Atifete Jahjaga.