

THE INCLUSION OF SUGAR, SALT AND FAT CONTENTS AS WELL AS HEALTH MESSAGE ON PROCESSED FOODS AND FAST FOODS (Regulation of the Health Minister No. 30/2013 dated April 13, 2013)

BY THE GRACE OF GOD ALMIGHTY
THE HEALTH MINISTER OF
THE REPUBLIC OF INDONESIA,

In view of :

1. Law No. 8/1999 on Consumer Protection (Statute Book of 1999 No. 42, Supplement to Statute Book No. 3821);
2. Law No. 36/2009 on Health (Statute Book of 2009 No. 144, Supplement to Statute Book No. 5063);
3. Law No. 18/2012 on Food (Statute Book of 2012 No. 227, Supplement to Statute Book No. 5360);
4. Government Regulation No. 69/1999 on Food Labels and Advertisements (Statute Book of 1999 No. 131, Supplement to Statute Book No. 3867);
5. Government Regulation No. 28/2004 on Security, Quality and Nutrition of Food (Statute Book of 2004 No. 107, Supplement to Statute Book No. 4424);
6. Presidential Regulation No. 24/2010 on the Position, Tasks and Functions of State Ministry and Organizational Structure, Tasks and Functions of

Considering :

- a. the public need to be protected against the risks of non-communicable diseases particularly hypertension, stroke, diabetes and hearth attack caused by excessive sugar, salt and fat intakes, among others;
- b. one of the efforts to reduce the risks of non-communicable diseases is educating the public through the inclusion of sugar, salt and fat contents as well as health message on processed foods and fast foods;
- c. based on the considerations as referred to in letters a and b, it is necessary to stipulate Regulation of the Health Minister on the Inclusion of Sugar, Salt and Fat Contents as well as Health Message on Processed Foods and Fast Foods;

Echelon I Officials of State Ministry;

7. Decree of the Health Minister No. 364/Menkes/SK/III/2003 on Health Laboratory;
3. Regulation of the Head of Drug and Food Supervisory Board No. HK.00.06.51.0475/2005 on Guide to Including Nutrition Value Information on Food Labels as already amended by Regulation of the Head of Drug and Food Supervisory Board No. HK.03.1.23.11.11.09605/2011;
9. Decree of the Health Minister No. 298/Menkes/SK/III/2008 on the Accreditation of Health Laboratories;
10. Regulation of the Health Minister No. 1144/Menkes/Per/VIII/2010 on the Organization and Work Mechanism of the Health Ministry (State Gazette of 2010 No. 585);
11. Regulation of the Health Minister No. 1096/Menkes/Per/VI/2011 on Sanitary Hygiene of Food and Beverage Services (State Gazette of 2011 No. 372);
12. Regulation of the Trade Minister No. 7/M-DAG/PER/2/2013 on Partnership in Franchise for the Business Types of Food and Beverage Services;

To stipulate :

REGULATION OF THE HEALTH MINISTER ON THE INCLUSION OF SUGAR, SALT AND FAT CONTENTS AS WELL AS HEALTH MESSAGE ON PROCESSED FOODS AND FAST FOODS.

CHAPTER I

GENERAL PROVISIONS

Article 1

Referred to in this Ministerial Regulation as :

1. Processed food is a food or beverage as a result of process through a certain way or method with or without food additives including certain processed foods, food additives, genetically engineered food products and irradiation foods.
2. Fast food is a food and/or beverage that has been processed and is ready to be directly served inside or outside business site based on an order.
3. Sugar is the total amount of monosaccharide and disaccharide (glucose, fructose, sucrose, lactose) found in food.
4. Salt is mineral compound, with natrium and chloride as main elements stated as total natrium originating from food materials and food additives.
5. Fat is total fat depicting all contents of fat acid, stated as triglyceride originating from food materials and food additives.

DECIDES :

6. Food label is any piece of information on food in the form of picture, text, a combination of both or other form attached to food, inserted into, stuck to, or being part of food packaging.
7. Anybody is an individual or corporate, either in the form of legal entity or not.
8. Non-communicable disease is a disease which is not caused by infection process, including heart and blood vessel disease, diabetes mellitus and other metabolic diseases, chronic disease, and degenerative such as kidney disorder and cancer.
9. Franchise business is a fast food business run by individual or corporate body given special right to business system with the typical characteristics of business in order to market a product that has proven successful and can be used and/or utilized by other party based on a franchise agreement.
10. Information and promotion media are media or means containing information or statement on food in the form of picture, text or other forms made through various ways to market and/or trade food.
11. Minister is the minister carrying out government affairs in the health field.
12. Head of the Drug and Food Supervisory Board,

hereinafter called the Head of the Body, is the head of the body whose tasks and responsibilities cover drug and food supervision.

Article 2

The inclusion of information about sugar, salt and fat contents as well as health message on processed foods and fast foods is aimed at reducing the risks of non-communicable diseases particularly hypertension, stroke, diabetes and heart attack by improving consumers' knowledge about sugar, salt and/or fat intake on processed foods and fast foods.

CHAPTER II

THE INCLUSION OF INFORMATION ABOUT SUGAR, SALT AND FAT CONTENTS AS WELL AS HEALTH MESSAGE

Part One

Processed Foods

Article 3

- (1) Anybody that produces processed foods containing sugar, salt and/or fat for trade shall include information about sugar, salt and fat contents as well as health message on the food labels.
- (2) The obligation to include information about sugar, salt and fat contents as well as health message on food labels as referred to in paragraph (1) is carried out in stages according to the types of processed foods by considering the risks of non-communicable diseases.

(3) Further provisions on the types of processed foods as referred to in paragraph (2) are to be provided for in a ministerial regulation.

(4) The inclusion of information and health message on food labels as referred to in paragraph (1) is done according to the law and regulation.

Article 4

(1) The information about sugar, salt and fat contents as referred to in Article 3 paragraph (1) consists of total sugar, total natrium and total fat contents.

(2) The health message as referred to in Article 3 paragraph (1) reads "Consuming sugar more than 50 grams, natrium more than 2,000 milligrams, or total fat more than 67 gram per person per day runs the risk of having hypertension, stroke, diabetes, and heart attack".

(3) The information about sugar, salt and fat contents as well as health message as referred to in paragraphs (1) and (2) shall be easily and clearly read by consumers.

Part Two

Fast Foods

Article 5

(1) Anybody that produces fast foods containing sugar, salt and/or fat shall provide information about

sugar, salt and fat contents as well as health message through the information and promotion media.

(2) The fast foods as referred to in paragraph (1) are produced by franchise businesses which according to the law and regulation have more than 250 (two hundred and fifty) outlets.

(3) The information and promotion media as referred to in paragraph (1) can be in the form of leaflet, brochure, menu book, or other media.

(4) Provisions on information about sugar, salt and fat contents as well as health message for fast foods shall comply with provisions in Article 4.

Part Three

Laboratory Test

Article 6

(1) The inclusion of information about sugar, salt and fat contents shall be based on the result of a laboratory test conducted at an accredited laboratory according to the law and regulation.

(2) The laboratory test as referred to in paragraph (1) for fast foods is only conducted by franchisor.

(3) The laboratory test as referred to in paragraph (2) is only done for one occasion for each type of fast food as long as there is no change in product.

CHAPTER III

GUIDANCE AND SUPERVISION

Article 7

- (1) The Minister, Heads of Provincial Health Offices, and Heads of Regency/Municipal Health Offices shall guide the implementation of this Ministerial Regulation according to their respective tasks and functions.
- (2) The guidance as referred to in paragraph (1) is directed towards :
 - a. improving the knowledge and awareness of the public about the risks of non-communicable diseases caused by excessive sugar, salt and fat intakes; and
 - b. encouraging anybody producing processed foods and fast foods to include information about sugar, salt and fat contents as well as health message on food labels.
- (3) The guidance as referred to in paragraph (1) is done through:
 - a. advocacy and familiarization;
 - b. monitoring and evaluation;
 - c. technical guidance; and/or
 - d. improving work and partnership networks.
- (4) The guidance as referred to in paragraph (1) can involve relevant institutions and associations.

Article 8

- (1) The Head of the Board supervises the inclusion of information about sugar, salt and fat contents as well as health message according to the law and regulation.
- (2) Heads of Provincial Health Offices and Heads of Regency/Municipal Offices supervise the inclusion of information about sugar, salt and fat contents as well as health message on fast foods according to their respective tasks and functions.

Article 9

- (1) In conducting supervision as referred to in Article 8 paragraph (1), the Head of the Board can impose administrative sanctions on anybody producing processed foods for violating this Ministerial Regulation, in the form of :
 - a. written warning;
 - b. temporary ban on circulation and/or order to withdraw processed foods from circulation;
 - c. revocation of registration approval/circulation permit; and/or
 - d. recommendation on the revocation of food product certificates of household industries.
- (2) In conducting supervision as referred to in Article 8 paragraph (2), Heads of Provincial Health

Offices and Heads of Regency/Municipal Offices according to their authority can impose administrative sanctions on anybody producing fast foods for violating this Ministerial Regulation, in the form of :

- a. written warning;
- b. temporary ban on circulation;
- c. temporary suspension of production; and/or
- d. recommendation on the revocation of business permits/business registration cards.

CHAPTER IV

TRANSITIONAL PROVISIONS

Article 10

When this Ministerial Regulation begins to take effect, each processed food and fast food product shall adjust to this Ministerial Regulation no later than 3 (three) years since this Ministerial Regulation is promulgated.

CHAPTER V

CONCLUSION

Article 11

This Ministerial Regulation shall come into

force as from the date of promulgation.

For public cognizance, this Ministerial Regulation shall be promulgated by placing it in the State Gazette of the Republic of Indonesia.

Stipulated in Jakarta

On April 11, 2013

THE HEALTH MINISTER OF
THE REPUBLIC OF INDONESIA,

sgd

NAFSIAH MBOI

Promulgated in Jakarta

On April 16, 2013

THE LAW AND HUMAN RIGHTS MINISTER OF
THE REPUBLIC OF INDONESIA,

sgd

AMIR SYAMSUDIN

STATE GAZETTE OF THE REPUBLIC OF INDONESIA
OF 2013 NO. 617

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