

File No. 13 (15) 2017/PDW/ Enf/FSSAI  
**Food Safety and Standards Authority of India**  
(A Statutory Authority established under the Food Safety and Standards Act, 2006)  
Regulatory Compliance Division  
**FDA Bhawan, Kotla Road, New Delhi – 110002**

Dated, the <sup>th</sup> 26 March, 2021

Order

**Subject: Direction under Section 16 (5) of FSS Act, 2006 regarding requirement of BIS License/application receipt while applying for FSSAI license to manufacture Packaged Drinking Water (PDW) and Mineral Water (MW)- reg.**

As per Section 31 of FSS Act, 2006, all Food Business Operators have to obtain License/Registration before commencement of any food business. Further, regulation 2.3.14 (17) and (18) of Food Safety and Standards (Prohibition and Restriction on Sales) Regulations, 2011, states that "no person shall manufacture, sell or exhibit for sale, packaged drinking water and mineral water except under the Bureau of Indian Standards Certification Mark". However, it has been reported that a number of manufacturers of Packaged Drinking Water (PDW)/Mineral Water (MW) are in operation with FSSAI License but without BIS Certification Mark.

2. To ensure compliance with the condition of availability of BIS license by the manufacturers of PDW & MW, it has been decided to make BIS license/application for BIS license a pre-condition for issuing FSSAI licence. Accordingly, the following procedure is laid down for considering the application for issue of FSSAI licence in case of manufacturers of PDW and MW:-

- (i) FBO will have to mandatorily upload copy of BIS license or copy of letter indicating recording of application for BIS license at the time of applying for new licence for PDW and MW from FSSAI on the online system of FoSCoS.
- (ii) After obtaining BIS license, the FBO shall furnish its details in online Annual Return available in FoSCoS.
- (iii) BIS license shall be a mandatory document while applying for renewal of license.
- (iv) In the event of closure of rejection of application for license by BIS, the FBO shall inform the concerned Licensing Authority and the FSSAI application/license is liable to be rejected/suspended/cancelled.

3. This order will come into effect from 01.04.2021.

4. This issues with the approval of Competent Authority in exercise of the power vested under Section 16(5) of Food Safety and Standards Act, 2006.

Yours faithfully,  
  
(Dr. Shobhit Jain)  
Executive Director (Compliance Strategy)

To:

1. Commissioner of Food Safety of all States/UTs
2. All Central Licensing Authorities
3. CITO, FSSAI-To upload on FSSAI website

Copy to : DG, BIS- for information and necessary action