

## Life Sciences Practice Group Newsletter



### **New provisions regarding the regulation of verification activities related to NOM-051- SSA1/SCFI-2010's latest amendments, are established.**

On July 31, 2020, the "Inter-institutional Agreement between the Ministry of Economy, the Ministry of Health through the Federal Commission for Protection against Health Risks (COFEPRIS) and the Federal Consumer Protection Agency (PROFECO) regarding verification activities of the Amendments to the Mexican Official Standard NOM-051-SCFI/SSA1-2010, General labelling specifications for pre-packaged food and non-alcoholic beverages - Commercial and health information, published in the Federal Official Gazette on March 27, 2020 (Agreement)", was published in the Federal Official Gazette (DOF).

This Agreement establishes a period going from August 3, 2020 to November 30, 2020, in which no punishment will be imposed on producers, importers or retailers derived from verification activities carried out by PROFECO and COFEPRIS, for those products subject to NOM-051-SSA1/SCFI-2010.

Likewise, it establishes an additional period going from August 3, 2020, to September 30, 2020, in which pre-packaged food and non-alcoholic beverages that do not comply with the Amendments to NOM-051-SSA1/SCFI-2010, may still be sold to the final consumer within national territory.

Finally, it is established that from October 1, 2020 to November 30, 2020, pre-packaged food and non-alcoholic beverages that comply with the provisions established by NOM-051-SSA1/SCFI-2010, may continue to be marketed within national territory to final consumers, even if the provisions established by the Amending agreement for such Standard haven't yet been implemented in their labeling.

Neither the Ministry of Economy, through PROFECO, nor the Ministry of Health, through COFEPRIS, will administratively punish with fines, warnings, foreclosures, arrests, suspension, revocation, cancellation, marketing prohibition, seizure, recall, immobilization and warning issuance, importers, producers and retailers, who find themselves within the abovementioned scenarios.

This Agreement, will enter into force on August 3, 2020.

However, this does not imply that, formally, the amendments to the NOM will enter into force on October 1, 2020, as provided in the amending agreement dated March 27, 2020.

Our team of experts can assist you in the implementation of the new NOM-051, in challenging it, or any further

queries arising from the amendments, as well as from the Inter-institutional Agreement referred to throughout this newsletter.

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