



foodregsci

# Food Regulatory Development

*Mechanisms of Engagement of  
the Food Production Sector*

*18 August 2024*



# OVERVIEW

Proposed Approach of  
Decision-Making with  
Fulsome Engagement

Discussions – Group Work





# OBJECTIVE

To discuss a systematic,  
step-by-step approach for the  
development and adoption of  
**food regulatory decisions:**

*Decisions of the Board of Directors /  
Chairman of the Board of Directors*

*Technical regulations*

*Enforceable, per NFSA Act and  
Executive Regulations*





# SCOPE

## NFSA Food Regulatory Measures

- ❑ *Requirements of food safety & quality in the form of :*
  - ***Technical regulations promulgated under NFSA's Act***
  - ***Decisions of the Board of Directors Enabled by NFSA's Act & Considered as Enforceable Measures***
  - ***Guidelines and explanatory requirements Issued by NFSA:***  
*Modalities of implementation of regulatory measures*



الهيئة القومية لسلامة الغذاء  
National Food Safety Authority



# I- DEVELOPMENT OF THE TECHNICAL RULE / REGULATION: PRE-DRAFTING



## I. Prior to Drafting of the Technical Rule / Regulation

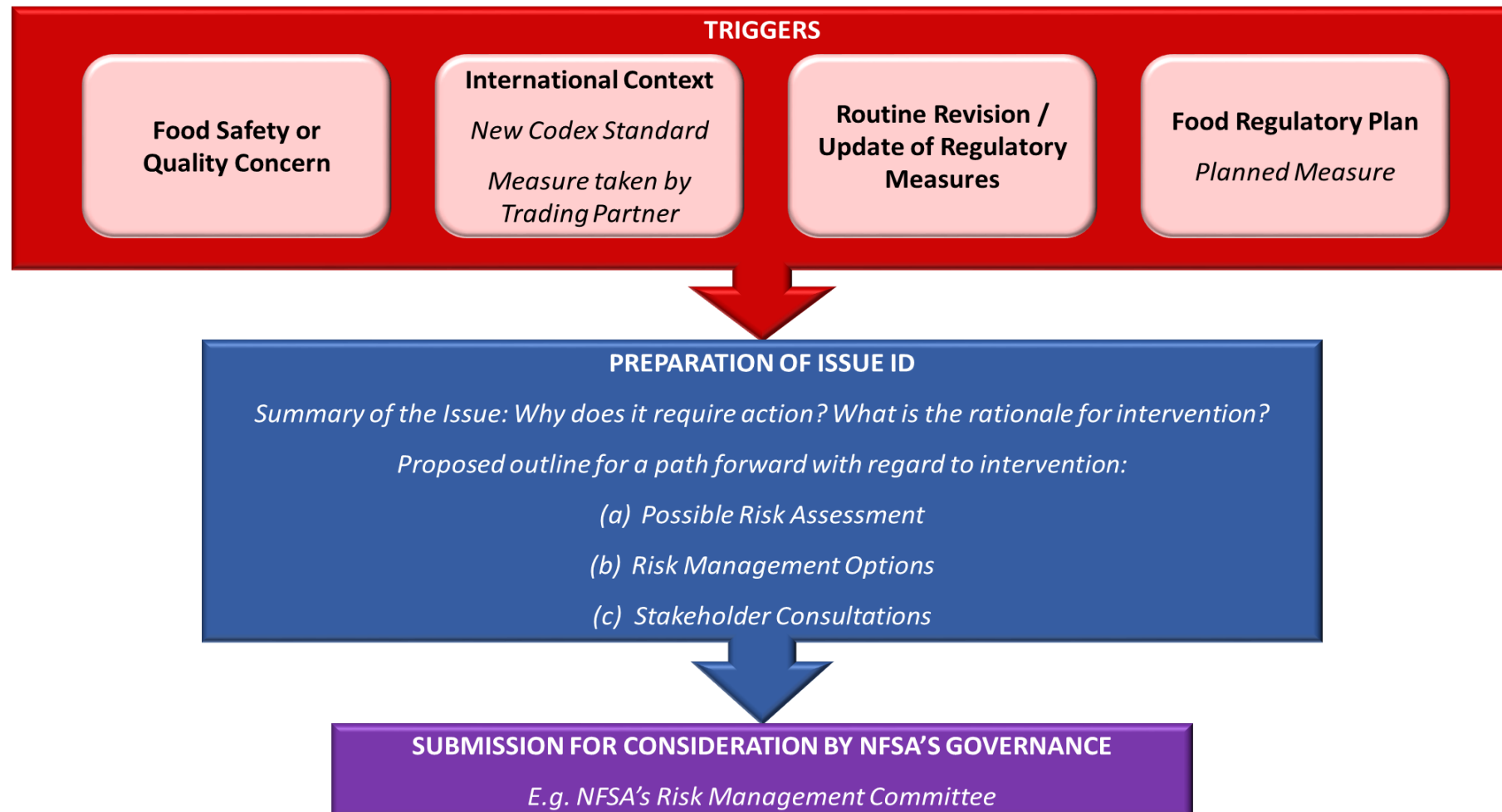


*Identifying **a food issue** that may  
require an **enhanced risk  
management approach** through  
the possible development of  
regulatory measures.*



# ISSUE ID, CHARACTERIZATION & INSTRUMENT OF CHOICE ANALYSIS

## *Step 1: Issue Identification and Analysis*





☐ Mirrors Codex practice (Project Document)

☐ Identification and characterization of the issue

- Clear identification of the problem
- Public health repercussions, food safety consequences, food safety and / or trade impediments
- International regulatory context

☐ Analysis

- **Confirmation of the need to use the Regulatory Instrument:** Could non-regulatory measures address the situation?

☐ Proposal for development of regulatory measure:

- Identify needs: risk assessment, data, scientific advice
- Initial risk management options
- Identify Key Stakeholders that would be impacted

ANNEX 1

Template for Issue Identification Document (Issue ID)

Background

The background introduces the issue and its trigger, i.e. the reason why it became an issue warranting consideration for possible regulatory intervention.

Objective

Generally, the objective of this document is to offer an analysis of the issue, with a possible recommendation to NFSA’s governance structure or NFSA’s Chairman to move forward with a possible food regulatory measure development.

Issue Analysis

- ❖ Food safety or quality issue being addressed.
- ❖ Analysis of possible public health impacts, effects on food production, influence on food trade, etc.
- ❖ Analysis of situations where this issue was dealt with internationally by other jurisdictions or through the Codex Alimentarius Commission.
- ❖ Analysis of the possible options of risk management, including the possible reliance on non-regulatory measures and the rationale for their ineffective nature, if used independently.
- ❖ Analysis of the need to seek scientific advice or risk assessment to account for the national scenario, as well as, the likelihood of availability of data to conduct such assessment and the timeliness needed to complete the assessment.
- ❖ Analysis of the stakeholders that must be involved in the development or the consultations on the proposed regulatory measures.
- ❖ Analysis of the possible reaction of international trading partners, upon notification to the World Trade Organization.

Proposed Approach of Regulatory Measure Development

This should serve as a suggested workplan for the development of the projected regulatory measure, including the steps involving the development of a risk assessment and the steps involving the review and approval internally within NFSA.

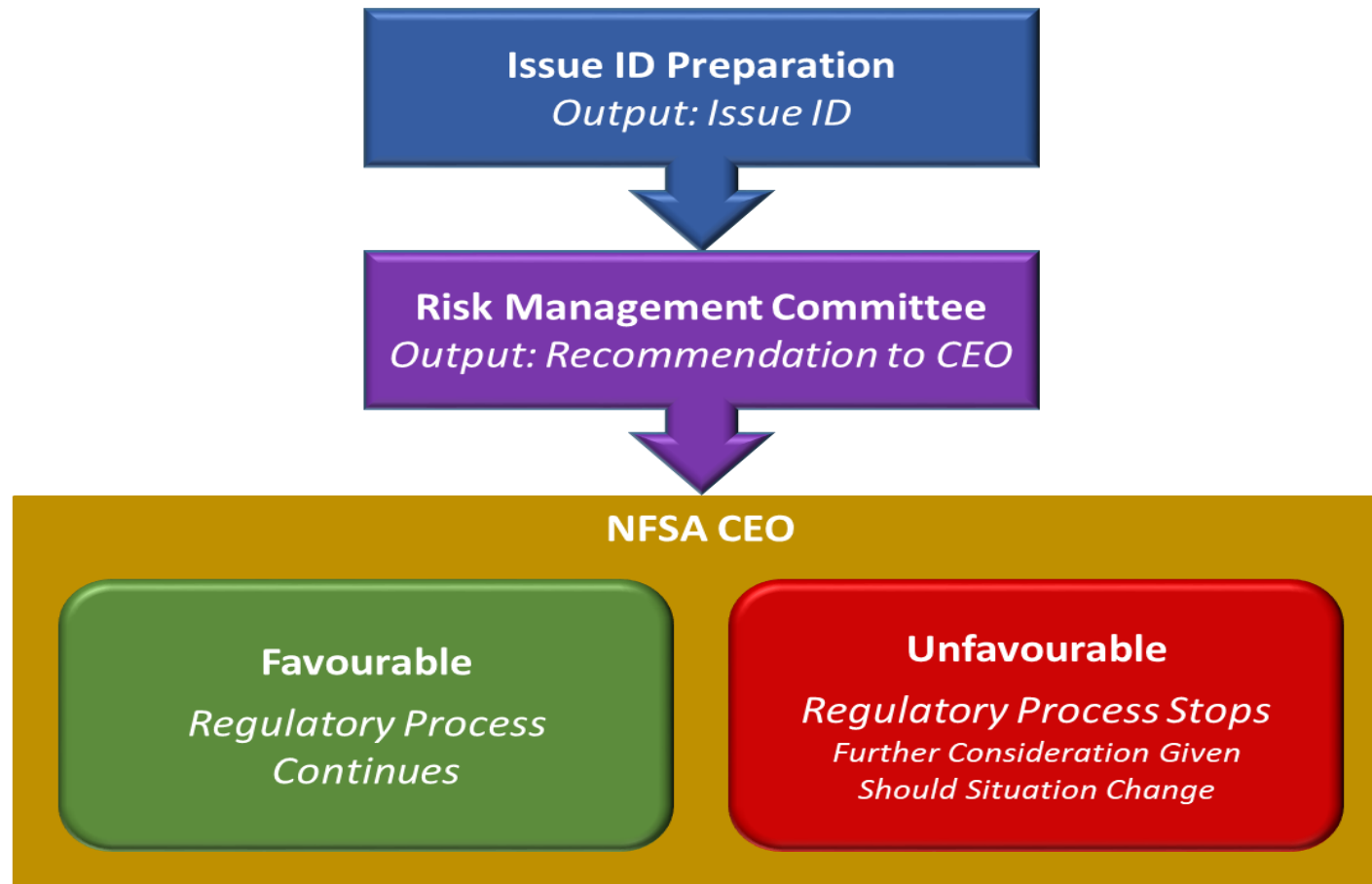
Communication to the Chairman / Risk Management Committee

The conclusion of the Issue ID Document is a recommendation to the Risk Management Committee – if / once created as a vetting mechanism and an advisory body to the Chairman and Board of Directors of NFSA – to proceed or not with the development of the Regulatory Measure, along with a proposed (work)plan moving forward.



# ISSUE ID, CHARACTERIZATION & INSTRUMENT OF CHOICE ANALYSIS

*Step 2: Examination a Risk Management Committee – which may have representation from Industry*







## II. DEVELOPMENT OF THE TECHNICAL RULE / REGULATION: DRAFTING

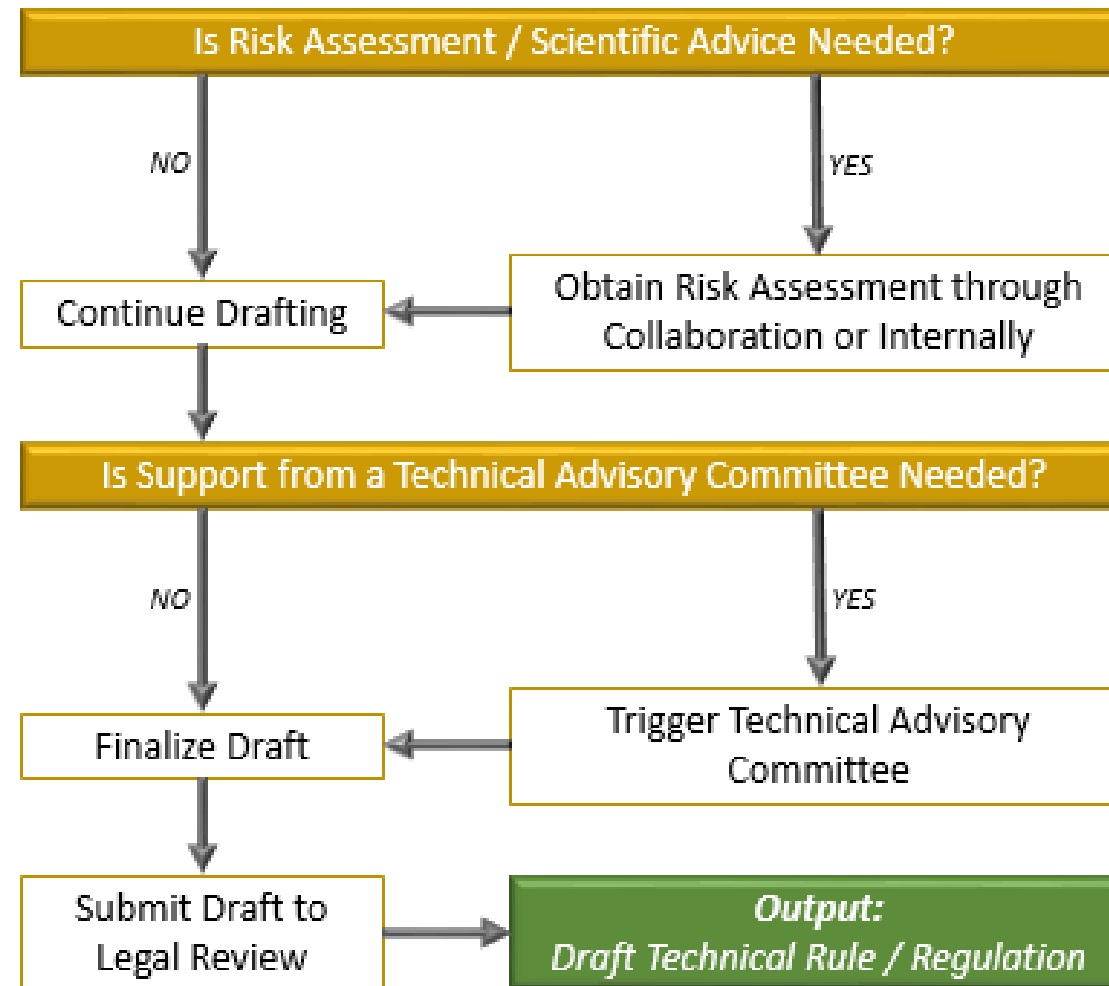
### II. Drafting of the Technical Rule / Regulation

*Collaborative Process leading to the  
**Drafting and Pre-Consultation on  
the proposed text of technical  
regulation / rule, including the  
endorsement and approval of the  
proposed text internally within NFSA***



# DEVELOPMENT OF THE REGULATORY MEASURE: DRAFTING

## TASKTEAM: DRAFTING OF THE TECHNICAL REGULATION WITH REGULATORY MEASURE





# REVIEW AND INTERNAL ENDORSEMENT

## Review and Internal Endorsement of the Proposed Regulatory Measure

- ❑ Draft regulatory measure submitted to **Risk Management Committee** (or equivalent) for review and endorsement / recommendation
- ❑ Taskteam incorporates any input leading to modifications to the draft
- ❑ Taskteam leader decides when the draft is suitable for initial phase consultations





# PRE-APPROVAL CONSULTATIONS

## Goal: To Obtain Stakeholder Feedback, as Identified in Issue ID

### ☐ Potential stakeholders

- Consumer organizations
- Industry and trade groups
- Health professional organizations
- International regulators

### ☐ Channels: direct communication, JNFSA, NFSA's website, WTO notification

### ☐ Results

- Input incorporated into proposed regulatory measure
- Proposal may be resubmitted to the Committee

### ☐ Draft submitted for final approval





# III. DEVELOPMENT OF THE TECHNICAL RULE / REGULATION: OFFICIAL ENDORSEMENT



## III. Endorsement of Technical Rule / Regulation

*Approach to obtain official endorsement by the relevant governance structure within NFSA e.g. : Board of Directors, of the proposed text and official requirements of consultations - up to publication in the Egyptian Gazette*



# APPROVAL BY THE DELEGATED AUTHORITY AND OFFICIAL CONSULTATIONS

□ Submission for Consideration of the Delegated authority:

- NFSA's Chairman

and/or

- Board of Directors







# OFFICIAL CONSULTATIONS

☐ **Official consultation at the national level & International level, (WTO notification):**

- Duration: **90 days**
- Publication on NFSA website
- Proposed Measure Shared through various channels with stakeholders and interested parties
- A WTO notification is filed with the SPS / TBT secretariat, as relevant



WORLD TRADE  
ORGANIZATION



# REVIEW OF COMMENTS AND AMENDMENTS

- ☐ Comments from stakeholders are assembled, reviewed and addressed by the Taskteam, as relevant
- ☐ A final draft is prepared for the delegated authority's approval, as relevant
- ☐ Substantial modifications may require the involvement of the Technical Advisory Committee (or other “vetting” committee)





# FINAL APPROVAL AND PUBLICATION

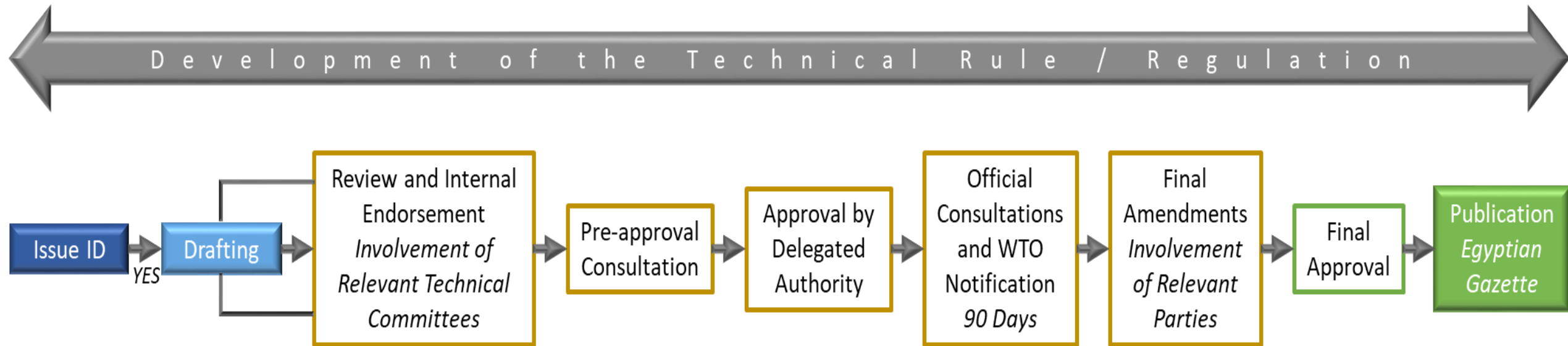
## **The Approved Regulatory Requirement**

*Published in the Egyptian Gazette*

*Becomes enforceable following a prescribed transition period,  
if specified in the regulation*



# PROPOSED PROTOCOL - OVERVIEW





# DISCUSSIONS





# GROUP 1

## What ..... To Regulate

### Input in Shaping a Food Regulatory Priority Agenda

☐ Discuss at your table what you consider the highest priority of food regulatory interventions by NFSA:

- Regulatory measures that need to be reviewed
- Regulatory measures that need to be developed
- Measures that need to be further clarified
- Guidance or other Voluntary approach that need to be developed

☐ For Each Proposal, Attempt to Explain:

- The rationale : Why and Why now
- The Drivers of Change
- The Benchmarks







# GROUP 2

## How..... To Regulate

### Input in Shaping a Consistent and Sustainable Involvement of the Food Production Sector in Food Regulatory Decisions

☐ In the Proposed Protocol of Food Regulatory Decision Development:

- Identify the steps where you see Industry's input to be the most needed
- Identify and discuss the challenges faced by industry to provide such input

☐ Where do you consider NFSA's efforts need to be most enhanced

- Issue Identification : Rationale for Action
- Developing and Presenting the Risk Assessment
- Developing and Engaging on the Risk Management Options
- Other



[illegible]