

# Frequently Asked Questions

[For the implementation of GSR 629(E) dated 23<sup>rd</sup> June, 2017]

**Q. No. 1: Is the letter case for MRP prefix 'inclusive of all taxes' required to be small or can it be in upper case/sentence case as well?**

**Ans:** The letter case for MRP prefix 'inclusive of all taxes' may be in small or upper case. However, illustration in this regard for declaration of MRP is given in the rules for reference.

**Q. No. 2: Whether the numeral size requirements is applicable only for MRP printed or the same is applicable to the prefixes 'MRP Rs.' and 'inclusive of all taxes' also?**

**Ans:** The numeral size requirement is applicable only for MRP value printed and not for the prefixes 'MRP Rs.' and suffix 'inclusive of all taxes'.

**Q. No. 3: For food products which are governed by FSSAI Rules & Regulations, what are the elements governed by Legal Metrology?**

**Ans:** For food products which are governed by FSSAI Rules & Regulations, the 3 declarations viz. MRP, Net Weight and Consumer Care Details will be made as per the provisions of Legal Metrology (Packaged Commodities) Rules, 2011.

**Q. No. 4: For other sized packages can the PDP area be less than 40% or it should be minimum 40%?**

**Ans:** The Principal Display Panel Area should be minimum 40% for the other size packages.

**Q. No. 5: In the Consumer Care Address can only the telephone number and email address be considered for the height and width requirements?**

**Ans:** All the letters and numerals of the consumer care details should be as per the provisions of the Legal Metrology (Packaged Commodities) Rules, 2011.

**Q. No. 7: In the Consumer Care information, whether the address can be referred to address information provided elsewhere in the label?**

**Ans:** Yes.

**Q. No. 8: What will be timeline for registration under Rule 27 of the LM(PC) Rules, 2011 as manufacturer/ packer/ importer?**

**Ans:** As per Rule 27 of the Legal Metrology (Packaged Commodities) Rules, 2011 time line for registration as manufacturer/ packer/ importer is as follows:

## **"27. Registration of manufacturers, packers and importers.-**

(1) ...

(ii) in the case of any applicant who or which commences pre-packing or importing of any commodity after the commencement of these rules, within ninety days from the date on which he or it commences such pre-packing."

As these rules shall be applicable/ commences w.e.f. 1<sup>st</sup> January, 2018 for the Medical Devices declared as drugs, therefore, the applicants of these devices may get registered themselves within 90 days from 1<sup>st</sup> January, 2018.

**Q. No. 9:** Whether No Objection/ Approval is required to affix Labels on imported products for the mandatory declarations?

**Ans:** No, as per Rule 6(9) of the the Legal Metrology (Packaged Commodities) Rules, 2011, it is permissible to affix a label on imported packages for making the declarations required under these rules.

**Q. No. 10:** What Generic name may be mentioned on the label of patented/ novel medical devices, which does not have generic or common name on their labels?

**Ans:** Vide the amendment made in the Legal Metrology (Packaged Commodities) Rules, 2011 vide GSR 629(E) dated 23<sup>rd</sup> June, 2017 only the medical devices declared as drugs are added, which are very few and all other medical devices are already covered under the rules. However, in case of these medical devices declared as drugs the name used in other laws is applicable.

**Q. No. 11:** Who are the industrial and institutional consumers?

**Ans:** The terms industrial and institutional consumers are defined under Rule 2 of the Legal Metrology (Packaged Commodities) Rules, 2011, as follows:

'(bb) "industrial consumer" means the consumer who buys packaged commodities directly from the manufacturer or from an importer or from wholesale dealer for use by that industry and the package shall have declaration 'not for retail sale';

(bc) "institutional consumer" means the institution which buys packaged commodities bearing a declaration 'not for retail sale', directly from the manufacturer or from an importer or from wholesale dealer for use by that institution and not for commercial or trade purposes;'

**Q. No.12: What declarations have to be made by the E-commerce Industries?**

**Ans:** An E-Commerce entity shall ensure that the mandatory declarations as specified in sub-rule (1) of rule 6, except the month and year in which the commodity is manufactured or packed, shall be displayed on the digital and electronic network used for e-commerce transactions.