Chemical Food Safety Unit/Food Composition Section

Guidelines on withdrawal due to labelling error

## Guidelines on withdrawal due to labelling error

General principles for the withdrawal of foodstuffs from the market are presented in the withdrawal guide published by Finnish Food Authority.

The omission of allergy and intolerance ingredients from the label<sup>1</sup> will always result in withdrawal. Separate guidelines have been drawn up for such withdrawal: <u>Instructions for withdrawal due to allergen error</u>.

Finnish Food Authority finds that as concerns other, general labelling information, the consumers are also in the following cases provided with insufficient information to make choices that are safe to their health:

- 1. the package bears no labelling information at all
- 2. the labelling is not in Finnish and/or Swedish<sup>2</sup>
- 3. the list of ingredients is missing from the package (in cases where it is compulsory<sup>3</sup>)
- 4. all the ingredients are not indicated (taking into account the derogations granted for indication of ingredients<sup>4</sup>).

In these cases, the operator shall initiate procedures to withdraw the foodstuff from the market in accordance with the withdrawal guide referred to above.

The operator shall initiate withdrawal action also due to other labelling errors, if the risk assessment conducted by the operator shows that food safety may be jeopardised (e.g. warnings/instructions for use are missing, or a date marking is missing or false) or the consumers are essentially mislead by the labelling.

## **Updates in version 2**

- The guidance has been converted from The Finnish Food Safety Authority Evira's instruction to that of the Finnish Food Authority and to accessible form.
- The Ministry of Agriculture and Forestry's decree (1084/2004) have been updated.
- Guideline no 6089/04.02.00.01/2021/2 is replaced by guideline no 17048.

<sup>&</sup>lt;sup>1</sup>Regulation (EU) N:o 1169/2011 of the European Parliament and of the Council 2011 on the provision of food information to consumers, 21 art. and annex II.

<sup>&</sup>lt;sup>2</sup>The Ministry of Agriculture and Forestry's decree (834/2014) on the provision of food information to consumers, 4 § <sup>3</sup>Derogations EPCR EU N:o 1169/2011, 19 art.

<sup>&</sup>lt;sup>4</sup>Derogations EPCR EU N:o 1169/2011, 18 art. and 20 art., annex VII, part B and part E 2 a), b) and c).