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EXTRAORDINARY

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(Published by Authority)

PART I : SECTION (I) — GENERAL

Government Notifications

Direction No. 49

CONSUMER AFFAIRS AUTHORITY ACT, No. 09 OF 2003

Direction under Section 10(1)(a)

ACTING under the powers vested in it by Section 10(1)(a) of the Consumer Affairs Authority Act, No. 09 of 2003, the Consumer Affairs Authority hereby directs all manufacturers, distributors, traders and importers of the Products specified in the schedule hereunder, to comply with the procedure set out in this direction :

(1) No Products shall be manufactured, imported, distributed, transported, stored, sold offered for sale in wholesale or in retail unless a security stamp, obtained from the Consumer Affairs Authority is affixed on each and every pack, container or the wrapper of those Products.

(2) Every manufacturer or importer of Products shall ensure that security stamps are affixed on each and every pack, container or the wrapper of such Products, prior to the release of such Products for distribution to traders and/or consumers.

(3) For the Products manufactured in Sri Lanka the automated equipment necessary for the system implementation shall be installed in the factories of the manufacturers solely by the authorized service provider. Such manufacturer shall provide the infrastructure and other facilities required by the authorized service provider for the installation of the automated equipment. Manufacturers shall also permit the authorized service provider to have access to its production facilities during normal operating and maintenance hours for purposes of installation of the equipment and carrying out general maintenance of and repairs to the equipment.

(4) Importers shall ensure that security stamps are affixed on each and every pack, container or the wrapper of such Products by the foreign manufacturer abroad or by the importer at the customs warehouse, prior to the release of such Products to the Sri Lankan market.

(5) Manufacturers or importers of the Products shall obtain the required amount of security stamps from the Consumer Affairs Authority and declared the affixation of security stamps of each and every pack, container or the wrapper of such Products through a website nominated by the Consumer Affairs Authority.



(6) The procedure to be followed by the manufactures and importers of Products to obtain security stamps for affixation thereof on each and every pack, container or the wrapper of such Products, shall be as follows :-

- (a) Manufacturers and importers shall provide a twelve (12) month security stamp demand forecast to the Consumer Affairs Authority, every first (1st) business day of each quarter, defining the product type and number of secure stamps required for the period ;
- (b) Manufacturers and importers shall place orders for security stamps by using a secure web interface connected to a central database maintained by the Consumer Affairs Authority. In the case of importers, the order must also specify the foreign manufacturer/exporter of the Products to be imported to Sri Lanka ;
- (c) The Consumer Affairs Authority shall, at its direction, reject any order placed by the manufacturers and/or importers, if such manufacturer and/or importer has contravened or failed to adhere to and comply with the provisions of the Consumer Affairs Authority Act, No. 9 of 2003 or any directions or orders issued thereunder ;
- (d) For the services rendered by the authorized service provider in developing the security stamps to be provided by the Consumer Affairs Authority to the manufacturers and importers of Products in terms hereof, a fee set by the Consumer Affairs Authority shall be payable by the manufacturers and importers to the authorized service provider for each security stamp ;
- (e) Upon approval by the Consumer Affairs Authority of any order made by a manufacturer or an importer, the authorized service provider shall issue an invoice, no longer than three (3) business days after the order approval, to the manufacturer or the importer for the fees referred to in (d) above ;
- (f) Upon the settlement of such invoice in full, the manufacturer or the importer, as the case may be, shall be notified by the authorized service provider that the security stamps specified in the order are ready for collection and the manufacturer or the importer, as the case may be, may thereafter collect the security stamps from the Consumer Affairs Authority.

(7) For the purpose of this Direction :

- (i) "Products" shall mean the articles specified in the Schedule to this Direction ;
- (ii) "authorized service provider" shall mean any service provider authorized in writing by the Consumer Affairs Authority to develop the security stamps provided by the Consumer Affairs Authority to the manufacturers and importers of Products and to provide related hardware, software and other automated equipment to manufacturers and importers in accordance with this Direction to facilitate system implementation ;
- (iii) "foregin manufacturer/exporter" shall mean the manufacturer or the exporter, as the case may be, outside Sri Lanka of Products imported into Sri Lanka ;
- (iv) "importer" shall mean a trader within the meaning of the Consumer Affairs Authority Act, No. 9 of 2003, who imports Products for purposes of sale or supply ;
- (v) "quarter" shall mean any three (3) months period in a calendar year commencing respectively on 1st January, 1st April, 1st July and 1st October.

This Direction shall be effective from 1st of August 2014.

SCHEDULE

PRODUCTS ON WHICH SECURITY STAMPS MUST BE AFFIXED IN ACCORDANCE WITH THIS DIRECTION

- (1) Soft Drinks ;
- (2) Bottled Water/Bottled Mineral Water ;
- (3) Branded Edible oil ;
- (4) Toothpaste ;
- (5) All types of Soap ;
- (6) Shampoo ;
- (7) Paint ;
- (8) Electric Switches, Sockets, Circuit Breakers.

By Order of the Consumer Affairs Authority,

RUMY MARZOOK,
Chairman.

Colombo,
24th February, 2014.

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