

**[ REPUBLIC ACT NO. 11052, June 29, 2018 ]**

**AN ACT REGULATING THE PRACTICE OF FOOD TECHNOLOGY IN THE PHILIPPINES, CREATING FOR THE PURPOSE THE BOARD OF FOOD TECHNOLOGY, AND APPROPRIATING FUNDS THEREFOR**

*Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:*

ARTICLE I  
TITLE, STATEMENT OF POLICY, AND  
DEFINITION OF TERMS

SECTION 1. *Short Title.*- This Act shall be known as the Philippine Food Technology Act".

SEC. 2. *Statement of Policy.*- The State recognizes the importance of professional food technologists in nation-building and development. Hence, it shall develop and nurture competent, virtuous, productive, and well-rounded professional food technologists whose standards of practice and service shall be excellent, world class, and globally competitive through honest, effective, relevant, and credible licensure examinations and through regulatory programs, measures, and activities that foster their professional growth, social responsibility, and development.

SEC. 3. *Definition of Terms.*- As used in this Act:

(a) *Food* refers to any substance or product whether processed, partially processed or unprocessed that is intended for human consumption. It includes drinks, chewing gum, water and other substances, which are intentionally incorporated into such substances or products during the process of manufacturing, preparation, and treatment;

(b) *Food technology* refers to the application of the physical, biological, and behavioral sciences to the conversion of raw materias into safe, stable, palatable, and nutritious foods. It includes the processes of handling, storage, processing, packaging, distribution, and utilization of food;

(c) *Food technologist* refers to a person qualified to practice food technology as provided in this Act and who is a holder of a valid certificate of registration and a valid professional license to practice issued by the Professional Regulatory Board of Food Technology and the Professional Regulation Commission (PRC); and

(d) *Microbiological certification* refers to a certification of the microbiological, physical, chemical, sensory, and functional properties of food.

SEC. 4. *The Scope of the Practice of Food Technology.*- The practice of Food Technology shall include the following:

- (a) Identification of the appropriate specifications of raw materials and supervision over their procurement;
- (b) Supervision of food processing operations;
- (c) Evaluation of the microbiological, physical, chemical, sensory, and functional properties of food;
- (d) Certification of the analysis of microbiological, physical, chemical, sensory, and functional properties of food;
- (e) Technical transactions (e.g. sale, trading) of food, food ingredients and additives, and machineries, equipment, and implements used in safe and quality food production and distribution;
- (f) Conduct of basic and applied research towards development and/or improvement of the safety and quality of food products;
- (g) Teaching, lecturing, and reviewing of a professional subject in the curriculum of the Bachelor of Science in Food Technology degree or subject in the food technology licensure examination given in any college, university, or training or review center, or any other educational institution or certification body;
- (h) Compliance with food laws and regulations in manufacturing and distribution of foods in the local and international markets;
- (i) Implementation of quality management systems (food safety, laboratory management, quality requirements, and quality audit);
- (j) Provision of assistance in waste management for environmental safety;
- (k) Consultation work related to any or all of the above functions; and
- (l) Procurement of chemicals, reagents, equipment, apparatus, and other materials for the conduct of food analysis, research and development.

ARTICLE II  
THE PROFESSIONAL REGULATORY BOARD  
OF FOOD TECHNOLOGY

SEC. 5. *Creation of the Professional Regulatory Board of Food Technology.*-There is hereby created a Professional Regulatory Board of Food Technology, hereinafter called the Board shall be composed of a Chairperson and two (2) members who shall be appointed by the President of the Republic of the Philippines from a list submitted by the PRC of three (3) nominees for each position from a list of five (5) nominees for each position, chosen and ranked by the integrated and accredited professional organization (APO) of food technologists. The Board shall be organized not later than six (6) months after the effectivity of this Act.

SEC. 6. Powers and Functions of the Board.-The Board shall exercise the following powers and functions:

(a) Promulgate, administer, and enforce rules and regulations necessary for carrying out the provisions of this Act;

(b) Supervise and regulate the registration , licensure, and practice of food technology in the Philippines;

(c) Issue special permits to persons admitted to the practice of food technology for a specific duration of time, and certificates of recognition for advanced studies, researches and accomplishments that contribute to the enrichment of the profession;

(d) Issue, reinstate, suspend, or revoke the certificate of registration and/or professional license or cancel special permits for the practice of food technology;

(e) Ensure, in coordination with the Commission on Higher Education (CHED), that all educational institutions offering food technology education comply with the policies, standards, and requirements of the course prescribed by the CHED in the areas of curriculum, faculty, library and facilities;

(f) Prepare, adopt, and issue the syllabi of the subjects for examinations by determining and preparing the questions which shall strictly be within the scope of the syllabus of the subject for examination;

(g) Adopt a program for the full computerization of the licensure examination;

(h) Prescribe guidelines and criteria in the Continuing Professional Development (CPD) program for food technologists;

(i) Monitor the conditions affecting the practice of food technology and adopt such measures as may be deemed proper for the enhancement of the profession and the maintenance of high professional, ethical, and technical standards;

(j) Prescribe and adopt, a Code of Ethics and a Code of Technical Standards for the practice of food technology;

(k) Hear and investigate cases on violations of this Act, its implementing rules and regulations (IRR), the Code of Ethics, the Code of Good Governance, the Code of Technical Standards for the practice of food technology and for this purpose, to issue summons, *subpoena ad testificandum*, and *subpoena duces tecum* to alleged violators and witnesses to compel their attendance in hearings or investigations: *Provided, That* the decision of the Board shall, unless appealed to the PRC, become final and executory after fifteen (15) days from receipt thereof;

(l) Grant registration without examination subject to approval by the PRC;

(m) Administer oaths in connection with the administration of this Act;

(n) Maintain a roster of food technologists indicating therein the basic information about the registered professionals;

(o) Adopt an official seal of the Board; and

(p) Discharge such other powers and functions as the Board may deem necessary for the practice of the profession and the upgrading, enhancement, development, and growth of food technology profession in the Philippines.

The policies, resolutions, rules and regulations, orders or decisions issued or promulgated by the Board shall be subject to the review and approval of the PRC.

*SEC. 7. Qualification of the Members of the Board.*- At the time of their respective appointments, the members of the Board, including the Chairperson, must be:

(a) A citizen and resident of the Philippines for the last five (5) years;

(b) A degree holder of a Bachelor of Science in Food Technology as conferred by a school, college or university in the Philippines or abroad where its food technology program is recognized by the CHED;

(c) A duly registered food technologist under this Act, with a valid certificate of registration and professional license and has been in the active practice of the profession in the Philippines for at least five (5) years prior to the appointment of the member;

(d) A member in good standing of the integrated and APO of food technologists; and

(e) A person without any pecuniary interest, directly or indirectly, in any school, academy, college, university or institution conferring an academic degree necessary for admission to the practice of food technology or where review classes in preparation for the licensure examination are being offered or conducted, nor a member of the faculty or of the administration thereof at the time of the appointment of the member to the Board; and has not been convicted by any competent court of an offense involving moral turpitude.

*SEC. 8. Term of Office of the Members of the Board.*- The Chairperson and members of the Board shall hold office for a term of three (3) years from the date of appointment or until their successors shall have been qualified and appointed. They may be reappointed in the same office for another term of three (3) years immediately after the expiry of their term: *Provided*, That no member of the Board shall hold office for more than two (2) terms or more than six (6) years: *Provided*, further, That the first Board appointed under this Act shall hold these terms of office: the Chairperson for three (3) years, the first member for two (2) years, and the second member for one (1) year: *Provided*, finally, That an appointee to a vacancy shall serve only the unexpired portion of the term of office. The Chairperson and members shall take their oaths of office before a duly authorized officer.

*SEC. 9. Compensation and Allowance of the Board.*- The Chairperson and members of the Board shall receive compensation and allowances comparable to that being received by the chairperson and members of existing regulatory boards under the PRC as provided for in the General Appropriations Act.

SEC. 10. *Removal or Suspension of Members of the Board.*- The Chairperson or any member of the Board may, upon the recommendation of the PRC, be suspended or removed by the President of the Philippines upon due notice and hearing, for neglect of duties, incompetence, malpractice, commission or tolerance of irregularities in any examination given by the Board, manipulation or rigging of the said examination, tampering of questions prior to the conduct of the said examinations, or tampering of grades, or unprofessional or unethical conduct. The rights of the accused or respondent to be heard, to defend oneself, and to be assisted by the counsel shall be respected in the proper administrative investigation to be conducted for the purpose.

Any vacancy in the Board shall be filled for the unexpired portion of the term only.

SEC. 11. *Supervision of the Board, Custodian of its Records, Secretariat, and Support Services.*- The Board shall be under the administrative supervision of the PRC. All records of the Board, including applications for examination papers and results, minutes of deliberation, administrative cases, and other investigations involving food technologists shall be kept by the PRC.

The PRC shall designate the Secretary of the Board and shall provide the secretariat and other support services to implement the provisions of this Act.

SEC. 12. *Annual Report.*- The Board shall, at the close of each calendar year, submit an annual report to the PRC, giving a detailed account of its proceedings, accomplishments during the year, and recommending measures to be adopted, with the end in view of upgrading and improving the conditions affecting the practice of food technology in the Philippines.

### ARTICLE III EXAMINATION AND REGISTRATION

SEC. 13. *Licensure Examination Requirement.*- Except as otherwise specifically allowed under this Act, applicants for registration for the practice of food technology shall be required to pass a licensure examination as provided for in this Act in such places and dates as the PRC may designate in the Resolution thereof on the Master Schedules for all licensure examinations in accordance with Section 7(d) of Republic Act No. 8981, "PRC Modernization Act of 2000", as amended.

SEC. 14. *Qualifications of an Applicant for the Licensure Examinations.*- An applicant for the licensure examination for food technologist shall meet the following qualifications:

(a) Must possess Philippine citizenship or in the case of a foreigner, citizenship of a country or State that has a reciprocity agreement with the Philippines on the practice of food technology;

(b) Must be of good moral character;

(c) Must hold a Bachelor's Degree in Food Technology, conferred by a school, college, or university recognized and duly accredited by the CHED; and