

DECREE-LAW No. 26/2016

of 29 June

CREATES THE AUTHORITY OF INSPECTION AND SUPERVISION OF ECONOMIC, SANITARY AND FOOD ACTIVITIES, I.P.

The Program of the VI Constitutional Government establishes as one of its priorities the relaunch of consumer protection policy, improvement of the living conditions of the population and the regulation of economic activities. To this end, it is essential to review the legal norms on food safety and consumer services, with particular emphasis on food quality control as well as hygiene and health conditions in public establishments and places, with the aim of eliminating, reducing or preventing risks to public health and health problems.

In addition, it is also important to discipline and control the exercise of economic activities in the food and non-food sectors and to exercise control over standardization, ensuring behavior is in accordance with the law in force on the part of economic agents.

It is in this context that arises the need to create an entity that concentrates the inspection and supervision competences of economic activities, sanitary conditions and food quality control with powers of authority and competence to investigate lawsuits against administrative offenses and to impose fines and sanctions in case of violation of the law. But which, in addition to that, promotes actions to disseminate relevant information, with the objective of reducing, eliminating or preventing risks in the food chain for public health, health risks and ensuring the regular exercise of economic activities, thus protecting the consumer and the national economy.

Accordingly, the Government decrees, pursuant to sub-paragraph e) of paragraph 1 and paragraph 3 of article 115, as well as of sub-paragraph d) of article 116, of the Constitution of the Republic, to validate as law, the following:

CHAPTER I

General provisions

Article 1 Creation and Nature

1. It is created the Authority of Inspection and Supervision of Economic, Sanitary and Food Activity, hereinafter referred to as AIFAESA, I.P.
2. AIFAESA is a public institute, endowed with legal personality, with administrative, financial and patrimonial autonomy, under the tutelage and superintendence of the Prime Minister.

Article 2

Headquarters

AIFAESA has its headquarters in Dili.

Article 3

Mission

AIFAESA's mission is to ensure quality control of foodstuffs, their conditions of transport and the conditions of health of the places of production and of their commercialization, as well as establishments and public places, and is responsible to eliminate, reduce or prevent risks to public health, as well as to discipline the exercise of economic activities in the food and non-food sectors and control in the field of metrology and standardization, through inspection and supervision activities of the enforcement of legislation on that matter.

Article 4

Tutelage and Superintendence

In carrying out its mission and in pursuance of its purposes, AIFAESA is subject to the tutelage and superintendence of the Prime Minister, which is responsible for:

- a) Issuing guidelines for the achievement of the objectives established by the Government in relation to the control of the quality of foodstuffs, health of the places where they are produced and marketed, as well as establishments and public places and to the discipline of the exercise of economic activities;
- b) Issuing guidelines for the achievement of the Government's objectives for control in the areas of metrology and standardization;
- c) Appointing and exonerating the Inspector General, by order;
- d) Appointing and exonerating the Assistant Inspector General, by order, on a proposal from the Inspector General;
- e) Appointing and exonerating the Sole Auditor, by joint order with the member of the Government responsible for the area of finance, on a proposal of the Inspector General
- f) Approving regulations related to the organization and operation of AIFAESA, as proposed by the Inspector General;
- g) Approving the proposals of the Strategic Plan of AIFAESA, Annual Plan, Budget, as well as the Plan of Supply;
- h) Approving the Physical Execution Evolution Report of the AIFAESA Strategic Plan, the Annual Plan, the Budget, and the Supply Plan, as well as the Reports on Budget Execution;
- i) Authorize the conclusion of cooperation or technical assistance agreements whose authorization does not belong to the Council of Ministers.

Article 5

Attributions

AIFAESA carries out the following attributions:

- a) Ensure the application of legislation on foodstuffs and healthiness of the establishments where they are produced or marketed, and their conditions of carriage;
- b) Ensure the application of legislation on hygiene and healthiness of establishments and public places;
- c) Ensure compliance with the legislative framework on the exercise of economic activities;
- d) Ensure compliance with the legislative framework on metrology and standardization;
- e) Ensure the existence of a transparent public communication and information system in its areas of competence, in order to create risk prevention mechanisms;
- f) Promote the dissemination to consumers of information on quality control of foodstuffs and healthiness of establishments and public places;
- g) Promote the dissemination of information on hygiene and health conditions of transportation of food and establishments where they are prepared, produced or marketed, to the agents responsible for these activities;
- h) Promote the dissemination of information to economic agents on conditions for the exercise of economic activities;
- i) Ensure the existence of a system for the prevention and enforcement of violations of legislation in the areas within its competence;
- j) Promote networking with foreign authorities in areas within its competence;
- k) Promote the creation of coordination mechanisms and a network for the exchange of information among entities working within their fields of competence;
- l) Carry out any other duties assigned to it by law.

Article 6

Competences

1. It is incumbent upon AIFAESA, in the pursuit of its respective duties, to:

- a) Check the conformity of food products with relevant legislation;
- b) Verify the conformity of the quality of the water for public consumption, bottled, of the public grid, or of reservoirs and springs used by the populations, with the legislation on the matter;
- c) Prohibit the manufacture, storage, distribution or marketing of foodstuffs, and seize and destroy them under the law;

- d) Verify the conformity of hygiene and health conditions of vehicles for the transport of foodstuffs and establishments of slaughter, processing, manufacturing, distribution, handling, sale and placing of foodstuffs for public consumption;
- e) Supervise the places where any industrial, commercial, agricultural or service activities are carried out;
- f) Monitor the marketing chain of products of plant origin and products of animal origin, including fishery and aquaculture products;
- g) Monitor the quality, authenticity, composition, food additives and other similar substances, and the labeling of foodstuffs and feedingstuffs;
- h) Supervise ports and airports;
- i) Supervise tourist enterprises and establishments of any nature, travel agencies, offices and public places of entertainment and performing arts;
- j) Supervise restaurants and similar establishments;
- k) Order the suspension of activities or the closure of places of production and sale of food or services, as well as the closure of establishments and places of public use, in accordance with the law;
- l) Take samples at the places where they carry out inspections and send for laboratory analysis by the competent authorities;
- m) Issue technical opinions, recommendations and warnings on matters related to human nutrition, animal health and welfare, plant health and genetically modified organisms, in articulation with the competent entities in scientific and laboratory matters;
- n) Collect and analyze data that allow the characterization and evaluation of risks that have a direct or indirect impact on the elimination, reduction or prevention of risks in the food chain;
- o) Monitor national technical participation in the different international bodies for food quality control;
- p) Propose the definition of the strategy for communicating risks in the food chain and health problems within its competence, proposing contents, means of dissemination and communication target groups;
- q) Ensure compliance with the National Plan for the Control of Animal Wastes, in articulation with the competent departments in the veterinary area;
- r) Implement, in conjunction with the relevant departments in the area of agriculture, the Official Program for the Control of Pesticide Residues in Products of Plant Origin;
- s) Supervise economic activities in accordance with the law;
- t) Implement, in cooperation with other competent bodies, measures to ensure supply to the country of essential goods and services with a view to preventing hoarding situations;

- u) Supervise compliance with legislation on metrology and standardization;
 - v) Instruct the processes of administrative offense of its competence and apply sanctions in accordance with the law;
 - w) Communicate to the entities responsible for licensing, through SERVE, the infractions committed by economic agents;
 - x) Any other duties assigned to it by law.
2. The following are excluded from the scope of AIFAESA's powers:
- a) Inspections and supervisions of activities carried out both in the upstream and downstream of the oil sector and in the mineral resources sector;
 - b) Inspections and supervisions of games and fun, game machines and traditional games.

Article 7

Collaboration among entities

1. AIFAESA and the Ministry of Health collaborate in the dissemination of sanitary legislation in the field of production and circulation of food and economic activities with relevance to health.
2. The territorial health services collaborate with AIFAESA in the inspection and supervision actions at municipal level.
3. AIFAESA, the National Health Laboratory and the competent entities of the Ministry of Agriculture and Fisheries, collaborate in carrying out the laboratory analysis on the samples collected in inspection and supervision.
4. The Ministry of Trade, Industry and Environment shares with AIFAESA information on internal and international standardization rules, metrology and quality control, unit measurement and physical magnitude standards relevant to the effectiveness and efficiency of inspections and supervisions in areas of metrology and standardization.
5. AIFAESA shall share with the Ministry of Commerce, Industry and Environment information on inspections and supervisions carried out in the areas of metrology and standardization relevant to the definition of standardization rules, metrology and quality control, unit measurement and physical magnitude standards and the development of standardization and metrology systems.
6. AIFAESA and the relevant quarantine and biosafety services ensure inspection and supervision activities in the areas covered by AIFAESA, at border inspection posts.
7. In cooperation with the Ministry of Foreign Affairs and Cooperation and with the prior authorization of the Prime Minister, AIFAESA establishes cooperative relations with foreign counterparts or international organizations with a view to establishing agreements.
8. AIFAESA and the other services, agencies or entities with functions of prevention and criminal or administrative repression, cooperate in the exercise of authority powers of AIFAESA, which may request the support of other administrative or police authorities.

9. AIFAESA requests relevant services and bodies to provide information and to collaborate with human resources whose qualifications are necessary for the development of their activities. Joint teams may be set up to carry out specific inspection activities with related services.
10. AIFAESA and SERVE shall share information relevant to the exercise of their respective competences, in accordance with the law.
11. AIFAESA will collaborate with the media, in particular with the RTTL E.P. for the dissemination of public information, within its areas of competence.

CHAPTER II

Organic Structure

Section I

General provisions

Article 8 Structure model

The organization of AIFAESA follows the hierarchical structure model.

Article 9 Organs

The organs of AIFAESA are:

- a) The Inspector General;
- b) The Assistant Inspector General;
- c) The Sole Auditor.

Article 10 Services

AIFAESA exercises its competences through the following services:

- a) Department of Administration and Finance;
- b) Department of Operational Planning, Food Risks and Laboratories;
- c) Department of Operations;
- d) Department of Metrology and Standardization;
- e) Department of Legal Affairs and Administrative Offenses;
- f) Deconcentrated services.

Section II

Bodies

Article 11 Inspector General

1. AIFAESA is headed by an Inspector General.
2. The Inspector General shall be appointed by order of the Prime Minister to carry out his/her duties for a period of three years, renewable once.
3. It is incumbent upon the Inspector General to:
 - a) Represent AIFAESA in national or international institutions or bodies;
 - b) Direct, coordinate and guide the services, as well as approve the regulations and norms of operation necessary for their proper functioning;
 - c) Approve and submit for superior approval, the AIFAESA Strategic Plan, the Annual Plan, the Budget, as well as the Supply Plan;
 - d) Submit to the Prime Minister for approval and transmission to the Planning and Monitoring Unit and to the Ministry of Finance, the Physical Execution Evolution Report of the AIFAESA Strategic Plan, the Annual Plan, the Budget, and the Procurement Plan, as well as the Budget Execution Reports;
 - e) Decide on the leasing and acquisition of goods and services within the scope of his/her competences;
 - f) Decide on the ban on the manufacture, storage, distribution or marketing of food products which are not in conformity with the law;
 - g) Decide on the suspension of activity or the closure of establishments and places that jeopardize public health, in accordance with the law;
 - h) Apply the fines and penalties provided for by law, in the areas within his/her competence;
 - i) Communicate to the entities responsible for licensing, through SERVE, the infractions committed by economic agents;
 - j) Order the filing of administrative offense proceedings, whose investigative powers are entrusted to AIFAESA, under the terms of the law;
 - k) Exercise the other powers provided for in this diploma or determined by law.
4. The remuneration of the Inspector General is fixed by Government Decree.

Article 12 Assistant Inspector General

1. The Assistant Inspector General shall assist the Inspector General in the performance of his/her duties.
2. The Assistant Inspector General shall be appointed by order of the Prime Minister, acting on a proposal from the Inspector General, for the exercise of his/her functions for a period of three years, renewable once.
3. The Assistant Inspector General shall exercise the powers delegated to him/her by the Inspector General.
4. The remuneration of the Assistant Inspector General is fixed by Government Decree.

Article 13 **Sole Auditor**

1. The Sole Auditor is responsible for supervising the economic and financial management of AIFAESA.
2. It is incumbent upon the Sole Auditor to:
 - a) Supervise the economic and financial management of AIFAESA, in particular through the promotion of internal audits;
 - b) Examine accounts, balance sheets and accounting documents, issuing technical opinion which is forwarded to the Inspector General;
 - c) Exercise internal control, being able, therefore, to carry out the examination of books, documents, accounting and administrative bookkeeping and other measures deemed necessary;
 - d) Analyze the accounts for the previous year;
 - e) Deliberate, every six months, on the balance of accounts, accompanied by summary information on the activities of AIFAESA.
3. The Sole Auditor is appointed by joint order of the Prime Minister and the member of the Government responsible for the area of finance, on a proposal from the Inspector General to perform duties on a commission, on an exclusive basis for a term of three years renewable once.
4. The remuneration of the Sole Auditor is fixed by Government Decree.

Section II

Services

Article 14 **Department of Administration and Finance**

The Department of Administration and Finance is responsible for:

- a) Developing procedures for sound financial and asset management;

- b) Managing human resources in accordance with the guidelines of the Inspector General;
- c) Organizing information related to human resources for optimized management;
- d) Ensuring the processes and the dossiers related to recruitment, selection and management of AIFAESA human resources, without prejudice to the competences of the Civil Service Commission;
- e) Developing the necessary procedures to ensure the processing of the remuneration of the personnel assigned to AIFAESA, in coordination with the other services;
- f) Preparing draft budgets and their amendments, in coordination with other services;
- g) Preparing the Strategic Plan, the Annual Plan and the Supply Plan, in coordination with the other services;
- h) Managing the AIFAESA budget appropriations according to the instructions of the Inspector General and evaluating the allocation of financial resources to the activities carried out;
- i) Promoting and ensuring all procedures related to the settlement of expenses and the effective collection of revenues;
- j) Ensuring the reception, classification, registration, distribution and mailing of correspondence;
- k) Ensuring the management of the storage locations of seized material;
- l) Proceeding with the regular diagnosis of the training needs felt by staff working for AIFAESA;
- m) Planning, together with the Operational Planning Department, training actions to be developed, designing the training objectives and contents, in order to organize training actions;
- n) Evaluating the professional training actions developed;
- o) Programming, designing and organizing, jointly with other departments, training and awareness-raising actions for external entities;
- p) Collecting, selecting and disseminating technical documentation of interest to AIFAESA;
- q) Managing the databases;
- r) Ensuring the management of the communications network and propose new architectures to ensure high levels of security, reliability and operability for AIFAESA;
- s) Ensuring the operability, normal functioning, maintenance, updating and security of computer equipment and systems;
- t) Promoting technical, computer or logistical support actions necessary for the development of technical and operational activities;
- u) Perform such other tasks as may be determined by the Inspector General.

Article 15
Department of Operational Planning, Risks
Food and Laboratories

The Department of Operational Planning, Food Risks and Laboratories is responsible for:

- a) Promoting the planning of inspection and supervision activities in the different areas of activity assigned by law to AIFAESA;
- b) Providing support to the operational activity developed by the inspection and supervision teams;
- c) Analyzing samples in coordination with other entities competent to carry out laboratory tests;
- d) Carrying out forensic evidence and other evidence requested by national or international public entities;
- e) Conducting studies on operational activity and design and optimize operational methodologies, elaborating technical standards for the execution of inspection and supervision tasks, with a view to preventing and repressing infractions within the scope of AIFAESA's competences;
- f) Collecting and analyzing data that allow the characterization and evaluation of risks that have a direct or indirect impact on the elimination, reduction or prevention of risks in the food chain;
- g) Issuing technical opinions, recommendations and warnings on matters related to human nutrition, animal health and welfare, plant health and genetically modified organisms, in conjunction with scientific and laboratory bodies;
- h) Contributing to the definition of the strategy of communication of risks in the food chain and health problems within its competence, proposing contents, means of dissemination and communication target groups;
- i) Contributing to the monitoring of national technical participation in the different international bodies for food quality control;
- j) Developing proposals for compliance with the National Plan for the Control of Animal Wastes in articulation with the competent departments in the veterinary area;
- k) Ensuring liaison between AIFAESA and the administrative and police authorities, as well as other departments, agencies and entities with attributions related to those of AIFAESA;
- l) Collaborating with other health authorities in the preparation of specific action plans for crisis situations;
- m) Proposing the implementation of professional training actions, in matters related to the exercise of research, inspection, supervision and technical-expert activities;
- n) Coordinating the execution of monitoring or surveillance plans related to compliance with legislation in the areas of AIFAESA's competences;

- o) Elaborating procedures for operational planning and execution of inspection and supervision actions;
- p) Planning and recommending the participation of AIFAESA services in meetings, national and international, within the scope of the matters within its competence;
- q) Performing such other tasks as may be determined by the Inspector General.

Article 16

Department of Operations

The Department of Operations is responsible for:

- a) Carrying out enforcement actions to ensure the compliance of food products with legislation on the matter;
- b) Carrying out inspections on the quality of the water for public consumption, bottled, of the public grid, or of reservoirs and springs used by the populations;
- c) Carrying out actions to inspect the conditions of hygiene and healthiness of the transport of foodstuffs and of the establishments of slaughter, transformation, manufacture, distribution, handling, sale and placement of foodstuffs available for public consumption;
- d) Implementing decisions prohibiting the manufacture, storage, distribution or marketing of food, as well as seizure and destruction thereof;
- e) Carrying out inspections in places where any industrial, commercial, agricultural and service activities take place;
- f) Carrying out monitoring actions to the actors in the marketing chain of products of plant origin and products of animal origin, including fishery and aquaculture products;
- g) Monitoring the quality, authenticity, composition, food additives and other similar substances, and the labeling of foodstuffs and feedingstuffs, with the exception of veterinary medicinal products;
- h) Carrying out inspection actions in ports and airports in accordance with the law in force;
- i) Supervising enterprises and tourist establishments of any nature, travel agencies, offices and public places of entertainment and performing arts;
- j) Supervising restaurants and similar establishments;
- k) Executing the decisions of suspension of activity or the closure of the places of production and commercialization of foods or services, as well as of establishments and public places, according to the law;
- l) Collecting samples at the places where inspections are carried out and send them to the Operational Planning, Food Risks and Laboratories Department, for laboratory analysis by the competent entities;

- m) Implementing, in conjunction with the relevant departments in the area of agriculture, the Official Program for the Control of Pesticide Residues in Products of Plant Origin;
- n) Carrying out actions to supervise economic activities, in accordance with the law;
- o) Implementing, in collaboration with other competent bodies, measures to ensure the country's supply of essential goods and services with a view to preventing scarcity and hoarding;
- p) Registering complaints, claims and denouncements to be sent to the Department of Legal Affairs and Administrative Offenses;
- q) Establishing links with scientific and technical databases and proposing ways of co-operating with other bodies carrying out activities in the field of their competence;
- r) Registering and managing the denouncements, claims and complaints received at AIFAESA, as well as ensuring the handling of the complaints drawn up in the complaint books of the establishments and send them to the Legal and Administrative Offense Department for analysis and treatment;
- s) Promoting the dissemination of the results of the operational activity of AIFAESA;
- t) Providing public information on the activities and attributions of AIFAESA;
- u) Performing such other tasks as may be determined by the Inspector General.

Article 17
Department of Metrology and Standardization

It is the responsibility of the Department of Metrology and Standardization to:

- a) Conduct inspections and supervisions to ensure compliance with calibration and standardization rules and measurement instruments;
- b) Send to the Department of Legal Affairs and Administrative Offenses information on matters that constitute an infraction;
- c) Contribute to the design and maintenance of national standards;
- d) Ensure traceability of reference standards;
- e) Participate in the national accreditation system;
- f) Monitor and participate in standardization meetings promoted by international organizations;
- g) Perform such other tasks as may be determined by the Inspector General.

Article 18
Department of Legal Affairs and
Administrative Offenses

It is incumbent upon the Department of Legal Affairs and Administrative Offenses to:

- a) Ensure legal support for all agencies and services of AIFAESA;
- b) Prepare technical opinions, studies and information regarding legislation in the areas of AIFAESA's competences;
- c) Ensure legal technical support for the operational activity of AIFAESA;
- d) Give legal advice on diploma projects, when requested;
- e) Prepare and analyze contracts and protocols in which AIFAESA is a party;
- f) Analyze and give due follow-up to complaints, claims, denouncements and appeals;
- g) Collect, organize, disseminate and keep up to date the specific legislation of AIFAESA's activity;
- h) Instruct disciplinary processes of public officials and agents of the Public Administration;
 - i) Define harmonized rules and methods for the instruction of administrative offense processes;
 - j) Draw-up guidelines for the preparation of draft decisions in cases of administrative offenses whose decision-making power is legally attributed to AIFAESA, in accordance with the law;
- k) Issue technical opinion on the ban on manufacture, storage, distribution or marketing of food products which are not in conformity with the law;
- l) Give technical opinion on the suspension of activity or the closure of establishments and places that jeopardize public health, in accordance with the law;
- m) Instruct processes of administrative offenses and recommend the application of fines and penalties provided by law;
- n) Perform such other tasks as may be determined by the Inspector General.

Article 19 **Deconcentrated services**

1. AIFAESA can carry out its tasks and exercise its powers through deconcentrated services.
2. The AIFAESA deconcentrated services are created by a ministerial diploma of the Prime Minister, on the proposal of the Inspector General, and after compliance with article 155, paragraph 2, of Decree-Law no. 3/2016, of March 16th.

Chapter III

Human Resources and Finance

Section I

Human Resources

Article 20 Staff Map

AIFAESA's staff plan is approved by the Inspector General.

Article 21 Regime

1. The selection, recruitment and hiring of AIFAESA workers is carried out by the Inspector General in accordance with the staff plan and salary scale approved by the Inspector General.
2. The hiring referred to in the previous paragraph is made through a fixed-term contract or a service contract, in accordance with the law.
3. Officials and agents of the Public Administration may perform functions or professional activities in AIFAESA under a system of deployment or requisition, under the terms of the law applicable to the Civil Service.

Article 22 Work teams

1. It is the responsibility of the Inspector General to set up multidisciplinary work teams within the scope of AIFAESA in order to carry out their duties.
2. The establishment of work teams of inter-ministerial scope is approved by order of the Prime Minister, according to the law.

Section II

Finances

Article 23 Financial management

The financial management of AIFAESA is subject to the budgetary principles and rules laid down in the Law on Budget and Financial Management and other applicable legislation.

Article 24 Revenues

AIFAESA's revenues are:

- a) The credits registered in the General State Budget in favor of AIFAESA;

- b) The subsidies, donations or contributions granted by any public or private entities, national or foreign;
- c) The amounts resulting from the alienation of own assets or from the constitution of rights over them;
- d) Income from the profits of its assets;
- e) The proceeds of fines levied by AIFAESA and assigned to it in accordance with the law;
- f) The proceeds of the fees and charges that may be collected by law;
- g) Revenues from the sale of publications, studies and participation in events;
- h) The proceeds of forensic evidences and other evidences requested by national or international public entities;
- i) Any other amounts arising from its activity or which by law, contract or other title, must be reversed in its favor.

Article 25 Expenses

AIFAESA expenses are those that result from the activities carried out for the pursuit of its duties, under the terms of the law.

Article 26 Procurement and Financial Management

The public purchases of AIFAESA obey the Legal Regime of Procurement and the Legal Regime of Public Contracts.

Chapter IV

Amendments, revocations, transitional and final provisions

Article 27 Amendment to Decree-Law no. 21/2015 of 8 July

Article 10 of Decree-Law no. 21/2015, of 8 July, is replaced by the following:

"Article 10

Attributions and competences

- 1. (...).
- 2. (...):
 - a) (...);

b) (...);

c) (...);

d) (...);

e) (...);

f) (...);

g) Ensure the application and dissemination of national and international health legislation, particularly in the field of environment, healthcare, pharmaceuticals and medical equipment, in collaboration with other national entities and international organizations;

h) (...);

i) (...);

j) Institute proceedings for administrative offenses for violations of health and public health legislation and apply the respective fines when legally stipulated, without prejudice to the powers attributed to the Authority of Inspection and Supervision of Economic, Health and Food Activities, in accordance with the law;

k) (...).

3. (...).

Article 28

Amendment to Decree-Law no. 14/2005 of 1 December

Articles 3 and 4 of Decree-Law no. 14/2005 of 1 December shall be replaced by the following:

"Article 3

General competence

It is incumbent upon the Sanitary Surveillance Authority to enforce all the norms that have as their object the defense of public health and to collaborate with the Authority of Inspection and Supervision of Economic, Health and Food Activities in the inspection and supervision actions of the production and circulation of food, hygiene and sanitation of establishments and public places and economic activities with relevance to health.

Article 4

Competence of Municipal Sanitary Surveillance Authorities

1. In particular, it is incumbent upon the Municipal Sanitary Surveillance Authorities in their geographical area of intervention to:
 - a) Give technical opinion on all processes for licensing activities or establishments or construction works, which, under current legislation, lack the technical opinion of the Ministry of Health, and participate in the respective inspections.
 - b) Collaborate with the Authority of Inspection and Supervision of Economic, Sanitary and Food Activities in the inspection and supervision of the production and circulation of food, hygiene and healthiness of establishments and public places and economic activities with relevance to health.
 - c) Exercise the powers of international health.
 - d) Ensure compliance with the standards on communicable diseases, in public places, at work and in schools, especially in case of epidemics.
 - e) Trigger the internment or the compulsory provision of healthcare to individuals in a situation of public health harm, according to the law.
2. (...).”

Article 29

Amendment to Decree-Law no. 14/2015 of 24 June

Article 19 of Decree-Law no. 14/2015 of 24 June is replaced by the following:

"Article 19

Directorate-General of Livestock and Veterinary

1. (...).
2. (...):
 - a) (...);
 - b) (...);
 - c) (...);

d) (...);

e) Provide support to the Authority of Inspection and Supervision of Economic, Health and Food Activities in inspections and supervisions of the hygienic conditions of importation, exportation and breeding of animals, preparation, transport, storage and sale of meat and products of animal origin. "

Article 30
Amendment to Decree-Law no. 10/2014 of 14 May

Article 19 of Decree-Law no. 10/2014 of 14 May is replaced by the following:

"Article 19
Closing

Establishments where bovine, buffalo, ovine, caprine and porcine animals are slaughtered or have been slaughtered for public consumption without being licensed under the terms of this diploma, after the transitional period, shall be immediately closed by the competent services of the Ministry of Agriculture and Fisheries, in conjunction with AIFAESA, under the terms to be defined between these two bodies, until they obtain their respective license. "

Article 31
Amendment to Decree-Law no. 13/2014 of 14 May

1. Articles 3 and 6 of Decree-Law no. 13/2014 of 14 May shall be replaced by the following:

"Article 3
Supervision

It is incumbent upon AIFAESA to supervise compliance with the provisions of this diploma, in conjunction with the livestock and veterinary services of the Ministry of Agriculture and Fisheries.

Article 6
Instruction and application of sanctions

It is incumbent upon AIFAESA to investigate the administrative offenses procedures related to infractions foreseen in the present diploma."

2. Article 40 of Annex II to Decree-Law no. 13/2014 of 14 May shall be replaced by the following:

"Article 40

The administrative and police authorities may be called upon to provide any assistance requested by AIFAESA or the competent services of the Ministry of Agriculture and Fisheries for the application of the measures ordered under this Regulation to cooperate in its implementation in all that is necessary and to watch over their full observance. "

3. Article 30 of Annex III of Decree-Law no. 13/2014, of 14 May shall be replaced by the following:

"Article 30

The administrative and police authorities may be called upon to provide any assistance requested by AIFAESA or the competent services of the Ministry of Agriculture and Fisheries for the application of the measures ordered under this Regulation, to cooperate in its implementation in all that is necessary and to watch over their full observance."

4. Article 32 of Annex IV of Decree-Law no. 13/2014 of 14 May shall be replaced by the following:

“Article 32

The administrative and police authorities may be called upon to assist AIFAESA or the relevant departments of the Ministry of Agriculture and Fisheries whenever requested to enforce the measures ordered under this Regulation, or cooperate in their implementation in all that is necessary and watch over its full observance. "

5. Article 31 of Annex V of Decree-Law no. 13/2014 of 14 May shall be replaced by the following:

“Article 31

The administrative and police authorities may be called upon to assist AIFAESA or the relevant departments of the Ministry of Agriculture and Fisheries whenever requested to enforce the measures ordered under this Regulation or to cooperate in its implementation in all that is necessary and to watch over their full observance."

6. Articles 21, 22 and 32 of Annex VI of Decree-Law no. 13/2014, of 14 May, shall be replaced by the following:

“Article 21

Any other type of packaging to be used for this purpose requires special authorization from the Directorate-General of Livestock and Veterinary, after consultation with the competent services of the Ministry of Health and AIFAESA.

Article 22

In addition to the compulsory indications provided for in current legislation, the packaging must display externally, in clearly visible characters and printed in innocuous and indistinguishable ink, the indications of the registration number of the establishment in the Directorate-General of Livestock and Veterinary and the trademark of AIFAESA.

Article 32

Administrative and police authorities may be called upon to provide any assistance requested by AIFAESA or the competent services of the Ministry of Agriculture and Fisheries for the application of the measures ordered under this Regulation, to cooperate in their implementation in all that is necessary and to watch over their full observance. "

Article 32
Amendment to Decree-Law no. 32/2015 of 26 August

Article 14 of Decree-Law no. 32/2015, of 26 August, is replaced by the following:

“Article 14

Directorate-General for Tourism

1. (...).
2. (...):
 - a) (...);
 - b) (...);
 - c) (...);
 - d) (...);
 - e) (...);
 - f) cooperate with other competent public services in the implementation of legislation relating to the installation and licensing and verification of operating conditions, health and hygiene of enterprises and tourist establishments of any nature, travel agencies and public places of entertainment and performing arts, namely with the Authority of Inspection and Supervision of Economic, Sanitary and Food Activities;
 - g) (...);
 - h) (...);
 - i) (...);
 - j) (...);
 - k) (...);
 - l) regulate, assess and license tourist developments;
 - m) (...).

Article 33
Amendment to Decree-Law no. 23/2009, of 5 August

Article 44 of Decree-Law no. 23/2009, August 5, is replaced by the following:

“Article 44

Consignment of the proceeds of fines

40% of the proceeds of fines set forth in this decree-law is assigned to inspection activities."

Article 34
Revocatory provision

The following shall be revoked:

- a) Article 25 (1) (f) of Decree-Law no. 6/2015 of 11 March;
- b) Sub-paragraph j) of article 2, sub-paragraph c) of paragraph 2 of article 17 and article 29 of Decree-Law no. 39/2015, of 4 November;
- c) Article 18 of Annex I of Decree-Law no. 28/2011, of 20 July;
- d) Government Decree no. 11/2008, of 8 June.

Article 35
Temporary Coordination

After the publication of the present diploma and until the effective functioning of the AIFAESA, by order of the Prime Minister, a temporary Coordinator is appointed to ensure the installation of AIFAESA's organs and services, as well as the operation, until the appointment of the Inspector General.

Article 36
Transition

- 1. All the assets and documents, as well as the employees and workers selected on the basis of merit, transit from the Food and Economic Inspection to the AIFAESA.
- 2. The rights and obligations of the Food and Economic Inspection are automatically transferred to AIFAESA, without dependence on any formality.

Article 37
Entry into force

This decree-law shall enter into force on the day following its publication.

The Prime Minister,

Dr. Rui Maria de Araújo

Promulgated on 06. 24. 2016

To be published

The President of the Republic,

Taur Matan Ruak