

Legal protection of human health against the unsafe agricultural food

Przejdź do produktu na ksiegarnia.beck.pl

Table of Contents

About the Authors	IX
Chapter I. Preliminary Considerations <i>Katarzyna Leśkiewicz</i>	1
1. The Book Concept	1
2. Assumptions and Hypotheses	12
3. Introductory Notes to the First and Second Parts of the Book	14
3.1. The Global Agri-Food Safety Standards	14
3.2. Equivalence, Scientific Evidence, and Precautionary Principles in the SPS and TBT Agreements	17
3.3. Role of the Risk Assessment and Precautionary Principle in the UE Legal Framework	24
Bibliography	31
Chapter II. Legal Instruments of Health Protection Against Unsafe Food in Poland <i>Paweł Gała, Izabela Hasińska, Katarzyna Leśkiewicz, Łukasz Mikołaj Sokołowski</i>	33
1. Legal Regulation of Food Safety in the EU in the Field of Microbiological Hazards, Pollution and Residues, Radiation, and Others*	33
1.1. Legal Regulations of Microbiological Criteria for Foodstuffs	35
1.1.1. Microbiological Criteria	37
1.1.2. Process Hygiene Criteria	38
1.1.3. Instruments for Ensuring Compliance with Microbiological Criteria and Process Hygiene Criteria	39
1.2. Legal Requirements for Certain Contaminants in Foodstuffs	42
1.3. Legal Requirements for Maximum Levels of Pesticide Residues in Food and Feed	46
1.4. Legal Regulations of Residues of Pharmacologically Active Substances	48
1.5. Legal Conditions for the Application of Good Practices	50

Table of Contents

1.6. Other Regulations	54
2. Official Control of Food of Agricultural Origin in Poland*	57
2.1. Concept of Official Food Control	57
2.2. Structure of Official Food Control in Poland	61
2.3. Official Food Control Bodies in Poland and Their Competences .	65
2.3.1. State Sanitary Inspection	68
2.3.2. Military Sanitary Inspection and State Sanitary Inspection of the Ministry of the Interior and Administration	72
2.3.3. Veterinary Inspection	74
2.3.4. Military Veterinary Inspection	76
2.3.5. Main Inspectorate of Plant Health and Seed Inspection	77
2.3.6. Commercial Quality Inspection of Agricultural and Food Products	79
2.4. Summary	83
3. Civil Liability Related to Unsafe Food of Agricultural Origin*	84
3.1. Introductory Remarks	84
3.2. Legal Basis for Liability for Damage Caused by Unsafe Products Within the Framework of Civil Law	87
3.3. Concept of a Product and Concept of Unsafe Foodstuff	91
3.4. Entity Liable for the Product	93
3.5. Premises for Liability and Exclusion of Liability	95
3.6. Conclusion	97
4. Administrative and Criminal Liability Related to Unsafe Food*	98
4.1. Introduction	98
4.2. Model of Criminal and Administrative Liability in the EU Food Law	100
4.3. Administrative Liability in Food Law	101
4.4. Criminal Liability in Food Law	104
4.5. Conclusion	110
Bibliography	111
Chapter III. Legal Instruments of Health Protection Against Unsafe Food of Agricultural Origin in Spain <i>Esther Muñiz Espada</i>	115
1. Introduction	115
2. National Regulations	116
3. Official Control of Food of Agricultural Origin – Institutions and Their Organization	120
4. Civil Liability for Unsafe Food	125
Bibliography	128

Chapter IV. Legal Instruments of Health Protection Against Unsafe Food of Agricultural Origin in Slovakia <i>Lucia Palšová</i>	129
1. National Regulations	129
2. Constitutional Protection of the Right to Food	130
2.1. Legal Protection of the Right to Food	132
3. Official Control of Food of Agricultural Origin – Institutions and Their Organization	136
3.1. State	137
3.2. Public Health Authorities	139
3.3. State Veterinary and Food Administration	140
3.4. Institutions of Self-Government of Interest	141
3.5. Other Entities	142
4. Civil Liability for Unsafe Food	143
5. Administrative and Criminal Liability Related to Unsafe Food	144
5.1. Administrative Liability Related to Unsafe Food	144
5.2. Criminal Liability Related to Unsafe Food	146
Bibliography	147
Chapter V. Legal Instruments of Health Protection Against Unsafe Food of Agricultural Origin in Italy <i>Irene Canfora</i>	149
1. Introduction: European and National Framework for Health Protection Against Unsafe Food	149
2. Official Control System Structure: EU Level and National Implementation	151
3. Official Control of Food of Agricultural Origin. Institutions and Their Organization in Italy	152
4. Official Control System and Traditional Agri-Food Products	154
5. Sale of Unsafe Products: Contractual and Civil Liability	155
Bibliography	157
Chapter VI. Sanitary and Phytosanitary Measures in the Agreement Between the European Union and Mercosur, the Precautionary Principle, and Trade Facilitation. Introductory Remarks <i>Leonardo Fabio Pastorino</i>	158
1. Presentation	158
2. Precautionary Principle	159
3. Equivalence and Alternative Measures	161
4. Trade Facilitation and Prior Inspections	162
Chapter VII. Legal Instruments of Health Protection Against Unsafe Food of Agricultural Origin in Brazil <i>Flavia Trentini, Hebert Fabricio Tortorelli Quadrado</i>	164

1. Legal Requirements for Food Safety in Agricultural Production Regarding Microbiological Hazards, Pollution and Residues, Radiation, and Others – Brazilian Regulations	164
2. Official Control of Food of Agricultural Origin – Institutions and Their Organization	173
3. Liability Related to Unsafe Food	178
Bibliography	182
Chapter VIII. Legal Instruments of Health Protection Against Unsafe Food of Agricultural Origin in Uruguay <i>Monica Zappettini Torija</i>	186
1. Introduction	186
2. Legal Requirements for Food Safety in Agricultural Production Regarding Microbiological Hazards, Contamination and Residues, Radiation and Others. Uruguayan Regulations in the Selected Aspects	187
3. Uruguay and Official Control of Food of Agricultural Origin. Institutions and Their Organization	195
4. Responsibilities Related to Unsafe Food	199
5. Conclusions	201
Bibliography	201
Chapter IX. Summary <i>Katarzyna Leśkiewicz</i>	203
1. Conclusions from the Assessment of Legal Regulation	203
2. <i>De Lege Ferenda</i> Postulates	215

[Przejdź do księgarni →](#)



ksiegarnia.beck.pl