

**BPNI/ IMS Act/2022/031**

**August 29, 2022**

**Mr. Arun Singhal, IAS  
Chief Executive Officer  
Food Safety Standards Authority of India (FSSAI)  
Government of India,  
New Delhi.**

**Sub: Neslak Biosciences - commercialisation of mother's milk and violating a national law**

Dear Mr. Singhal,

BPNI likes to bring to your kind attention the following facts regarding this company "Neslak Biosciences"  
<https://neslak.com/hapines/#how-use>

1. The company 'Neslak' claims to transform mother's milk into powder form and provides it in 'HapiNes Sachets' and further guides mothers to make use of this powder by dissolving in clean water through a bottle. By definition 'HapiNes' is an infant milk substitute according to the *Infant Milk Substitutes Feeding Bottles, and Infant Foods (Regulation of Production, Supply and Distribution) Act 1992, and Amendment Act 2003- Section 2-g* "infant milk substitute" means any food being marketed or otherwise represented as a partial or total replacement for mother's milk, for infant up to the age of two years.

2. Neslak claims to be FSSAI licensed. ([PDF attached](#))

3. The company promotes its products to doctors as below is a message sent to pediatricians, and thus violates the IMS Act as Section 3 of IMS Act prohibits any person from promoting infant milk substitute. "Dear Doctor, Beyond the collaboration that Neslak Biosciences offers to hospitals towards setting human milk banks, we are now offering first-in-India service for mothers ...HapiNes is a service for mothers to transform their own milk into easy-to-use and store powder form. HapiNes helps mothers overcome breaches in breastfeeding, in situations such as re-joining work, night-time feeding, travelling or when mother is sick."

4. In a response to Parliament question on commercialization of mother's milk, recently **The Minister of State in the Ministry of Health and Family Welfare (Dr. Bharati Pravin Pawar responded as** "(a) to (f): Food Safety and Standards Authority of India (FSSAI) has informed that Food Safety and Standards Act, 2006 and Rules and Regulations do not cover the commercial processing/selling of human milk....."

As per the national guidelines on Lactation Management Centre (LMC) in Public Health Facilities, Donor Human Milk (DHM) cannot be used for any commercial purpose...."

**Given these facts,**

- a. Commercial processing of mother's milk is being done at 'Neslak'
- b. We believe there is grave risk of commercialization of human breastmilk not only by the company but also at individual level in the informal market.
- c. This is also misleading service to mothers as they pay INR 6000 to convert into powder, while mothers could feed their babies their own milk kept in the freezer any time.

**As a policy, BPNI does not accept funds of any kind from the companies manufacturing baby foods, feeding bottles etc. and from organization/industry having conflict of interest.**



**Breastfeeding  
Promotion Network of India**  
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d. Promotion to doctors violates the IMS Act in letter and spirit.

**BPNI, therefore requests you take immediate action to stop the commercialisation and cancel the license of this company.**

With regards,

Yours Sincerely,

**Dr. Arun Gupta  
Central Coordinator BPNI**

**Cc: PS to Minister, Ministry of Health & Family Welfare, GOI**