

NAFDAC Malt Drink Regulations 2025

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NAFDAC Malt Drink Regulations 2025

[] Commencement

In exercise of the powers conferred on the Governing Council of the National Agency for Food and Drug Administration and Control ('the Governing Council') by Section 30 of the National Agency for Food and Drug Administration and Control Act, Cap. N1, LFN, 2004 and Section 12 of the Food, Drugs and Related Products (Registration, Etc.) Act. Cap. F33. LFN, 2004 and of all the powers enabling it in that behalf, the Governing Council with the approval of the Minister makes the following Regulations: -

Part 1 Objective and Application

1. Objective

The objective of these Regulations is to provide regulatory framework for the regulation of malt drink manufactured, imported, exported, advertised, sold, displayed for sale, distributed, or used in Nigeria.

2. Application

These Regulations shall apply to the requirements for malt drink manufactured, imported, exported, advertised, sold, distributed, or used in Nigeria.

Part II

Registration, Labelling, Advertisement, Classification of Malt Drink, Packaging, Ingredients for Malt Drink, Etc.

3. Registration

Malt drink shall be Registered in accordance with NAFDAC Food and Related Products Registration Regulations, 2025

4. Labelling

- (1) Malt drink shall be labelled in accordance with the Agency's Pre-Packaged Food (Labelling) Regulations, 2022.
- (2) Pursuant to regulations (4) (1) of this regulation, the following shall apply;
 - (a) where a manufacturer has manufacturing facilities in more than one location, the manufacturer may use the Corporate head office address on the product provided each malt drink is coded to identify the exact processing facility where the malt drink was manufactured.
 - (b) where a flavoring agent has been added to malt drink to render a distinctive flavour, the product name shall be preceded by the descriptive name for the distinctive flavour used therein.
- (3) Nutritional Information or nutritional facts per 100ml or per serving of malt drink shall be provided on the product label containing the following –

- (a) energy value in KJ or kcal;
- (b) carbohydrate with specification of the quantity of sugar
- (c) vitamins and minerals expressed per 100ml and as a percentage of Nutrient Reference Value (NRV).
- (d) the amount of any other nutrient for which a nutrition or health claim is made.

5. Advertisement

The advertisement of malt drink shall be in accordance with the Food Product Advertisement Regulations 2021.

6. Classification of malt drink

Malt drink shall be classified based on the level of sugar present, as specified in the First Schedule to these Regulations.

7. Packaging

- (1) Malt drink shall be filled in an airtight and suitable food container capable of maintaining the integrity of the product.
- (2) The packaging material shall not impart any toxic substance or undesirable smell or taste to the product.
- (3) The interior and the neck of bottles and closures of cans shall be free from chips, cracks and defects.
- (4) Crowns and other closures for glass bottle shall be lined internally with suitable material.

8. Ingredients for Malt Drink

- (1) Essential ingredients used in the production of malt drink shall include malted, unmalted cereals or extracts, potable water, sugar, food grade carbon dioxide, hops, or its derivatives or other appropriate vegetable bitters.
- (2) Malt drink may contain other ingredients which shall include caramel, vitamins and mineral, additives, and flavour.
- (3) The additives shall be as permitted by the Agency.

9. Requirements for Malt Drink

- (1) The term "malt drink" shall not appear on the label of any malt drink- unless the product complies with the specific requirements provided in the First Schedule to these Regulations.
- (2) Malt drink shall
 - (a) have the characteristic taste, colour and flavour.
 - (b) not have sediment or any foreign matter.
 - (c) be free from narcotic, psychotropic substances including caffeine and alcohol.

10. Maximum limits of Contaminants

- (1) Metallic contaminants in malt drink shall not exceed the amounts as specified in Third Schedule to these Regulations.

- (2) Mycotoxin present in malt drink shall not exceed the maximum level specified in Third Schedule to these Regulations.
- (3) Pesticide residues and microbial contaminants limits shall be as may be permitted by the Agency.

11. Prohibition

A person shall not manufacture, import, export, advertise, display for sale, or distribute malt drink in Nigeria unless it has been registered in accordance with the provision of these Regulations.

Part III Offences and Penalties

12. Offences and Penalties

- (1) Any person who contravenes any of the provisions of these Regulations commits an offence and shall be liable on conviction. In case of -
 - (a) an individual, to imprisonment for a term not exceeding one year or to a fine not exceeding N800,000.00 or to both; and
 - (b) a body corporate, to a fine not exceeding N5,000, 000.00.
- (2) Where an offence under these Regulations is committed by a body corporate, firm or other association of individuals every: -
 - (a) director, manager, secretary or other similar officer of the body corporate.
 - (b) partner or officer of the firm.
 - (c) trustee of the body concerned.
 - (d) person concerned in the management of the affairs of the association; or
 - (e) person who purports to act in a capacity referred to in paragraphs (i) to (iv) of this sub-regulation, is severally liable to be proceeded against and punished for that offence in the same manner as if he had himself committed the offence, unless he proves that the act or omission constituting the offence took place without his knowledge, consent or connivance.

13. Forfeiture after conviction

- (1) A person convicted of an offence under these Regulations shall forfeit to the Federal Government:-
 - (a) any asset or property constituting proceeds derived from or obtained, directly or indirectly, as a result of the offence; and
 - (b) any of the person's property or instruments used in any manner to commit or to facilitate the commission of the offence.
- (2) In this section, "proceeds" means any property derived or obtained, directly or indirectly, through the commission of the offence.

Part V Miscellaneous

14. Interpretation

In these Regulations, unless the context otherwise requires:

Agency means National Agency for Food and Drug Administration and Control

Cereal (grains) means any grass (family Poaceae) yielding starchy seeds suitable for brewing.

Degree Plato means measure of sugar derived from malt and including other soluble materials in wort.

Degree Saccharine means a measure of original gravity in malt drink.

Malt drink means lightly carbonated non-alcoholic drink, brewed from malted cereals (barley), hops and Water

Malted cereal means partially germinated and dried cereal.

Unmalted cereal means grain (whole grain) that has not been malted.

15. **Citation**

These Regulations shall be cited as NAFDAC Malt Drink Regulations, 2025.

MADE at Abuja thisday of2025.

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Dr. Mansur Kabir
Chairman of the Governing Council
National Agency for Food and Drug Administration and Control (NAFDAC)

First Schedule

Classification of Malt drink

	Cl Class	M Maximum Sugar as Brix (%)
1.	Standard malt drink	8.7 – 15.1
2.	Light malt drink	2.5 – 8.6
3.	Low sugar malt drink	< 2.5
4.	Clear malt drink	<15.4

Second Schedule

Specific Requirements for Malt Drink

S/N	Parameters		Requirements			
			Standard Malt Drink	Light Malt Drink	Low Sugar Malt Drink	Clear Malt Drink
(1)	Original Gravity	(Degree) Saccharine	1048 – 1064	1026 – 1047.6	<1026	≤1064
		(Degree) Plato	12-16	6.5 – 11.9	< 6.5	≤16
(2)	Ethyl alcohol (%) (v/v)		Nil	Nil	Nil	Nil
(3)	Carbon dioxide @200C (g/l)		4.5-6.2	4.5-6.2	4.5-6.2	4.5 -6.2
(4)	Sugar as Brix (%)		11.6 – 15.4	6.2 – 11.5	<6.2	<15.4
(5)	pH		2.5 – 5.0	2.5–5.0	2.5 – 5.0	2.5 – 5.0
(6)	Total Air (ml/l) (max)		5.0	5.0	5.0	5.0
(7)	Colour (EBC)		100-300	100-300	100-300	4 - 30
(8)	Foam Stability (seconds)		≥100	≥100	≥100	≥100
(9)	Bitterness (ISO-humulone) (EBU)		5-16	5-16	5-16	≤16
10.	Ascorbic acid (mg/l) (max)		150	150	150	150

Metallic contaminants

M Metals	M Maximum Limits
Lead (Pb) (mg/L)	0.2
Arsenic (As) (mg/L)	0.2
Tin (Sn) (mg/L)	2.0

Mycotoxins

Parameter	Limit (ppb) (max)
Aflatoxins	4
Ochratoxins	5
Fumonisin	3

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