

CHAPTER 14

FOOD SAFETY

1401 INTERPRETATION

1401.1 In this Bylaw, unless the context otherwise requires:

CRITICAL FAULT is a fault which is directly likely to lead to food contamination, eg. dirty ice-cream scoops, smoking in preparation areas, flies, incorrectly stored perishable items.

FOOD has the same meaning as Food in Section 2 of the Food Act 1981.

FOOD PREMISES has the same meaning as Food Premises in Regulation 2 of the Food Hygiene Regulations 1974.

GRADE AND GRADING means the grade resulting from an inspection of the Food Premises, by the Authorised Officer, assessed according to the system described hereunder.

Category A: Less than 5 faults, none critical, and no repeat faults, and with a minimum of 50% trained staff inclusive of managers/supervisors.

Category B: Less than 10 faults, none critical, and no repeat faults with a trained manager/supervisor.

Category D: 10 faults, none critical, and/or one or more repeat faults and/or no trained staff members.

Category E: One or more critical faults.

Note: 1. The absence of Category C is intended to accentuate the gap between 'pass' and 'fail' grades.

TRAINED means a person who has successfully passed a suitable Food Hygiene Course. The Authorised Officer shall decide on the suitability of each course, but will include all courses recognised by the authority of advanced vocational awards and will take into consideration the nature of the business, ie. storage of pre-packaged foods requires minimal training.

1402. REQUISITIONS

The owner or occupier of any food premises which, by reason of their state, situation, construction or disrepair are in a condition whereby food may be exposed to contamination or taint or may become dirtied or deteriorated, shall, on receipt of a notice signed by the Authorised Officer requiring him to do so, cease to use the premises for a period not exceeding 24 hours at any one time, or cleanse or reconstruct or repair the premises as directed within the time specified in the notice.

1403 **GRADING**

1403.1 The Authorised Officer shall, after inspecting any food premises, issue all food premises with their new grading sticker and issue that premises with a report clearly outlining the required works.

1403.2 Every occupier of food premises should display prominently in a public part of their premises the grading issued by the Authorised Officer until such time as a new grading sticker is issued, the old grading sticker must be removed and replaced with the new grade immediately.

1403.3 The current grading as of 1 June preceding the expiry of each food premises registration, shall be used to determine registration fees for re-registration purposes.

1404 **APPEALS**

Any occupier of food premises in respect of which any decision or requirement has been made by the Authorised Officer under this Bylaw may appeal to the Council against that decision or requirement. On hearing the appeal, the Council may confirm, reverse, or modify the decision or requirement made by the Authorised Officer. This right of appeal is in addition to any other statutory right made available to the occupier.