

1966 No. 1487

FOOD AND DRUGS

The Food Hygiene (Markets, Stalls and Delivery Vehicles)  
(Amendment) Regulations 1966

<i>Made- - - -</i>	<i>28th November 1966</i>
<i>Laid before Parliament</i>	<i>2nd December 1966</i>
<i>Coming into Operation</i>	<i>1st January 1967</i>

The Minister of Agriculture, Fisheries and Food and the Minister of Health, acting jointly, in exercise of the powers conferred on them by sections 13 and 123 of the Food and Drugs Act 1955(a) and of all other powers enabling them in that behalf, after consultation with such organisations as appear to them to be representative of interests substantially affected by the regulations and after reference to the Food Hygiene Advisory Council under section 82 of the Act, hereby make the following regulations:—

*Title and commencement*

1. These regulations may be cited as the Food Hygiene (Markets, Stalls and Delivery Vehicles) (Amendment) Regulations 1966, and shall come into operation on 1st January 1967.

*Interpretation*

2.—(1) In these regulations “the principal regulations” means the Food Hygiene (Markets, Stalls and Delivery Vehicles) Regulations 1966(b).

(2) These regulations shall be read as one with the principal regulations.

(3) The Interpretation Act 1889(c) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(4) Any reference in these regulations to a numbered regulation or schedule shall, unless the reference is to a regulation or schedule of specified regulations, be construed as a reference to the regulation or schedule bearing that number in the principal regulations.

*Amendments to the principal regulations*

3.—(1) In regulation 2(1) (which contains definitions)—

(a) in the definition of “container”, for the words “box or other” there shall be substituted the words “box, package or”;

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(a) 4 & 5 Eliz. 2. c. 16.

(b) S.I. 1966/791 (1966 II, p. 1823).

(c) 52 & 53 Vict. c. 63.

(b) for the definition of "food business" there shall be substituted the following definition—

" "food business" means any trade or business for the purposes of which any person engages in the handling of food, being a trade or business—

- (i) which is carried on from a market or stall, or
- (ii) for the purposes of which a delivery vehicle is used,

but does not include—

- (a) any agricultural activity as defined in regulation 3(3) of the General Regulations, or
- (b) so much of any trade or business as consists of the handling of food at any premises or place, other than a market or stall, to which the General Regulations apply or which is listed in regulation 4 of the Docks and Carriers Regulations or any slaughterhouse as defined in regulation 2(1) of the Slaughterhouses (Hygiene) Regulations 1958"<sup>(a)</sup>.

(2) In sub-paragraph (b) of regulation 13(1) (which, so far as material, requires the display on a stall or delivery vehicle of the address at which it is kept), after the words "it is" there shall be inserted the word "normally", and the words "and the local authority is so notified" shall be omitted.

(3) In regulation 24 (which, so far as material, provides for certain vehicles to be exempt from requirements to carry washing and other facilities)—

(a) in paragraph (1), after the definition of "appropriate local authority" there shall be inserted the following definition—

" "satisfactory facility", in relation to a facility referred to in regulation 15, 16, 17 or 18, as the case may be, means—

- (a) a facility provided for the purposes of that regulation, or
- (b) a corresponding facility by reference to which a certificate of exemption has been granted under paragraph 1 or 2 of schedule 2, or
- (c) a facility corresponding to that mentioned in (a) which is—
  - (i) provided for the purposes of regulation 15, 16, 17 or 18 of the General Regulations, regulation 16, 17 or 18 of the Docks and Carriers Regulations or regulation 14, 16 or 18 of the Slaughterhouses (Hygiene) Regulations 1958, or
  - (ii) provided for use by persons employed at premises to which any Regulations referred to in (i) could be applied under section 122 of the Act (which enables provisions to be applied to the Crown), or
  - (iii) provided for use by persons engaged in any agricultural activity as defined in regulation 3(3) of the General Regulations;"

(b) for paragraphs (3) and (4) there shall be substituted the following paragraphs—

"(3) Regulation 15, 16, 17 or 18 shall not apply in relation to any bread van, or to any delivery vehicle which is carrying no food other than covered food, if it operates from any premises or place at which a satisfactory facility is provided.

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(a) S.I. 1958/2168 (1958 1, p. 1182).

(4) Regulation 15, 16, 17 or 18 shall not apply in relation to any other vehicle if—

- (a) it operates between premises or places at each of which a satisfactory facility is provided;
- (b) that facility is conveniently and readily available, without payment, for the use of persons on that vehicle; and
- (c) food on that vehicle is not handled except for purposes of loading or unloading at such premises or places.”.

(4) In schedule 1 (which specifies modes of wrapping in which certain foods are not to be regarded as open food), at the end of the words in column (2) thereof, opposite the item in column (1) relating to meat, there shall be added the words “or of paper or film”.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 28th November 1966.

(L.S.)

*Frederick Peart,*  
Minister of Agriculture,  
Fisheries and Food

Given under the official seal of the Minister of Health on 25th November 1966.

(L.S.)

*Kenneth Robinson,*  
Minister of Health.

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#### EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations amend the Food Hygiene (Markets, Stalls and Delivery Vehicles) Regulations 1966 (“the principal regulations”), which are to come into force on 1st January 1967.

The main amendment affects regulations 15 to 18 of the principal regulations, so far as they require washing and other facilities to be provided on food vehicles. Regulation 24 exempts certain vehicles operating from premises where similar facilities are provided under other food hygiene regulations: these Regulations enlarge the scope of the exemption so as to include (subject to conditions) all food vehicles operating between such premises and certain other premises.

Minor amendments are also made in the principal regulations:—

- (a) in regulation 2(1), the definition of “container” is slightly amended. Also, the definition of “food business”, when read with certain provisions (including some repeated from the Food Hygiene (General) Regulations 1960) limited them to food delivery vehicles operating from a market or stall: the definition as now amended applies these provisions to all food delivery vehicles;
- (b) the requirement in regulation 13(1) to display the address at which a stall or delivery vehicle is kept is slightly amended;
- (c) schedule 1 is amended to make it clear that meat totally wrapped in paper or film is not to be regarded as open food for the purposes of the principal regulations.

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STATUTORY INSTRUMENTS

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