



Jersey

FOOD (REGISTRATION OF PREMISES) (JERSEY) ORDER 2001

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FOOD (REGISTRATION OF PREMISES) (JERSEY) ORDER 2001

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Jersey

FOOD (REGISTRATION OF PREMISES) (JERSEY) ORDER 2001¹

THE HEALTH AND SOCIAL SERVICES COMMITTEE, in pursuance of Articles 19 and 58 of the [Food Safety \(Jersey\) Law 1966](#), orders as follows –

Commencement [[see endnotes](#)]

1 Interpretation

- (1) In this Order, unless the context otherwise requires –

“domestic premises” means a dwelling house or other building used principally, but not exclusively, as a dwelling, and its adjoining land;

“occupier”, in relation to food premises, means the person who has day to day overall responsibility for the operation of the food business from those premises;

“register” means the register of food premises maintained by the Minister under Article 2;

“registered” means entered in the register;

“sale” includes possession, offer or exposure for sale;

“supply” means, in relation to any food, to give it away in the course of any trade or business, and the possession, preparation, storage, offer or exposure of food for such supply and serving by way of supply;

“voluntary organisation” means a body the activities of which are carried on otherwise than for profit, but does not include any body exercising the functions of the States or any Minister or any parish.

- (2) In this Order a reference to the operation of a food business from any premises shall include the operation of a food business from any mobile stall or vehicle which is ordinarily stored or housed at such premises.

2 Registration of food premises

- (1) The Minister shall establish and maintain a register of food premises in Jersey in accordance with this Order, by reference to the trading name of the food business operating from such premises and the type or description of those premises.
- (2) All food premises shall be registered unless they are exempted by Article 6.
- (3) The Minister shall, on request –
 - (a) allow the occupier of food premises a reasonable opportunity to inspect the entry on the register relating to the occupier's food premises; and
 - (b) give or send such occupier a copy of such entry.

3 Prohibition on use of unregistered food premises

A person shall not operate or permit the operation of a food business from any food premises required to be registered under this Order unless –

- (a) those premises have been registered in accordance with Article 2; or
- (b) an application for those premises to be so registered has been made in accordance with Article 4 at least 28 days before the first day of such use.

4 Applications for registration

- (1) The occupier of food premises required to be registered in accordance with this Order shall apply for such registration by means of the form set out in Schedule 1, and that form shall be completed and signed by or on behalf of the person making it.
- (2) Within 28 days of receipt of an application under paragraph (1) the Minister shall cause the premises concerned to be registered in accordance with Article 2.

5 Changes in particulars and alterations to the register

- (1) Where there has been or is proposed to be a change in –
 - (a) the type or description of food business operating from food premises required to be registered in accordance with this Order; or
 - (b) the occupier of such premises,the occupier, or the new occupier as the case may be, shall, no later than 28 days after the date of such change, supply the Minister with details of any changes in the particulars set out in the application for the premises to be registered under Article 4.
- (2) Where an application has been made to register food premises in accordance with this Order, the occupier of those premises shall supply the Minister with particulars of any change in the trading name of the food business operating from the premises no later than 28 days after the date of such change.

- (3) The Minister shall make such alterations to the register of food premises as are necessary to reflect any particulars supplied in accordance with paragraph (1) or (2).
- (4) Where no person is or is intending to operate a food business from premises registered under this Order the Minister shall remove those premises from the register.

6 Exemptions from requirement to register

The food premises set out in Schedule 2 shall be exempt from the requirement to register.

7 Offences

- (1) A person who contravenes Article 3 shall be guilty of an offence and liable to a fine of level 3 on the standard scale.²
- (2) A person who contravenes Article 5(1) or (2) shall be guilty of an offence and liable to a fine not exceeding level 3 on the standard scale.
- (3) A person who for any purposes connected with this Order furnishes information which the person knows to be false shall be guilty of an offence and liable to a fine of level 3 on the standard scale.³


8 Citation

This Order may be cited as the Food (Registration of Premises) (Jersey) Order 2001.


SCHEDULE 1⁴

(Article 4(1))

FORM OF APPLICATION FOR REGISTRATION OF FOOD PREMISES



Food (Registration of Premises)(Jersey) Order 2001
Schedule 1 (Article 4(1))
Form of Application for Registration of Food Premises



1. Full Address of Premises _____

Post Code _____

(or address at which movable establishment ordinarily kept)
2. Trading name of food business _____

Telephone Number _____
email _____
Website _____
3. Full name of food business operator _____
 (Or Limited Company)
4. Head Office address of food business operator _____

Post Code _____

Telephone Number _____
email _____

(where different from address of establishment)
5. Type of food activity (Please tick **all** the boxes that apply)

Staff Restaurant/Canteen	<input type="checkbox"/>	Hospital/Residential Home/School	<input type="checkbox"/>
Retailer (including farm shop)	<input type="checkbox"/>	Distribution/Warehousing	<input type="checkbox"/>
Restaurant/Café/Snack Bar	<input type="checkbox"/>	Food Manufacturing/Processing	<input type="checkbox"/>
Market/Market Stall	<input type="checkbox"/>	Importer / Exporter	<input type="checkbox"/>
Takeaway	<input type="checkbox"/>	Event / Outdoor Catering	<input type="checkbox"/>
Hotel/Guest House	<input type="checkbox"/>	Public House	<input type="checkbox"/>
Private House used for a Food Business	<input type="checkbox"/>	Mobile / Moveable Establishment	<input type="checkbox"/>
Wholesale/Cash and Carry	<input type="checkbox"/>	Farmer - livestock	<input type="checkbox"/>
Food Broker / Food Supplements	<input type="checkbox"/>	Farmer - arable	<input type="checkbox"/>
Other (Please specify): _____	<input type="checkbox"/>		<input type="checkbox"/>
6. Number of toilets (if applicable):

	Water Closet	Wash Hand Basin	Urinal
Staff only			
Male			
Female			
Disabled access			
Unisex			
7. Is this a new business? YES ☐ NO ☐
 If so what date do you intend to open?
 (NB. 28 days notice required) _____
8. Is this a seasonal business? YES ☐ NO ☐
 If so what are your dates of operation?
 _____ to _____
9. Does this business have an Alcohol Licence? YES? ☐ NO? ☐ If so which category(ies)? _____
10. Water supplied to the food business (Please tick):
 Public (Mains) supply ☐ Private supply (e.g. borehole, well) ☐ Other ☐
11. How many staff at each level of Food Safety Training do you have?
 Basic (Level 1) ☐ Foundation (Level 2) ☐ Intermediate (Level 3) ☐ Advanced (Level 4) ☐

Signature (if completing by hand) _____ Date _____

Name (In block capitals) _____ Job Title _____

If completing electronically tick this box in acknowledgement the details provided above are accurate ☐

The completed form must be returned to: Environmental Health, Maison le Pape, St Helier,
Jersey, JE2 3PU or emailed to environmentalhealth@gov.je

SCHEDULE 2⁵

(Article 6)

PREMISES EXEMPT FROM REQUIREMENT TO REGISTER

- 1.
2. Premises at which the only commercial operations carried out in relation to food or food sources are one or more of the following:
 - (a)
 - (b)
 - (c) the collection of honey from bees;
 - (d) the sale by retail of food by means of an automatic vending machine on those premises;
 - (e) the sale or supply of beverages, or of biscuits, potato crisps, confectionery or similar products, ancillary to a business whose principal activity is not the sale of food; or
 - (f) the supply of food in the course of a religious ceremony.
3. Premises controlled by a voluntary organisation or the trustees of a charity and used only for the purposes of such organisation or charity, where no food (other than ingredients for the preparation of beverages, sugars, biscuits, potato crisps or other similar products) is stored for sale.
- 4.
5. Domestic premises –
 - (a) where the person is a volunteer preparing food for a voluntary organisation;
 - (b) where the sale of food is ancillary to the provision of accommodation for not more than 5 persons;
 - (c) where the supply of food is ancillary to caring for a privately fostered child within the meaning of Part 8 of the [Children \(Jersey\) Law 2002](#); or
 - (d) where such premises are used for the sale or preparation of honey (wherever collected) or of horticultural or viticultural produce harvested on the premises.
- 6.
- 7.

ENDNOTES

Table of Legislation History

Legislation	Year and No	Commencement
Food (Registration of Premises) (Jersey) Order 2001	R&O.159/2001	1 January 2002
States of Jersey (Amendments and Construction Provisions No. 5) (Jersey) Regulations 2005	R&O.45/2005	9 December 2005
Criminal Justice (Miscellaneous Provisions) (Jersey) Law 2016	L.1/2016	20 September 2016 (R&O.98/2016)
Food Registration of Premises (Amendment) (Jersey) Order 2017	R&O.128/2017	14th December 2017

Table of Renumbered Provisions

Original	Current
1(3), (4)	spent, omitted from this revised edition
8	spent, omitted from this revised edition
9	8

Table of Endnote References

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- ¹ *This Order has been amended by the States of Jersey (Amendments and Construction Provisions No. 5) (Jersey) Regulations 2005. The amendments replace all references to a Committee of the States of Jersey with a reference to a Minister of the States of Jersey, and remove and add defined terms appropriately, consequentially upon the move from a committee system of government to a ministerial system of government*
- ² *Article 7(1)* amended by [L.1/2016](#)
- ³ *Article 7(3)* amended by [L.1/2016](#)
- ⁴ *Schedule 1* amended by [R&O.128/2017](#)
- ⁵ *Schedule 2* amended by [R&O.128/2017](#)