The primary objective of food legislation is:

The protection of public health & safety

Food Legislation for NSW Food Handlers

The following legislation applies to all NSW food handlers:

- The Food Act 1989
- The Food Regulation 2001 and
- The Food Standards Code

This includes the new Food Safety Standards

3.1.1 Interpretation and Application,
3.2.2 Food Safety Practices and General Requirements, &
3.2.3 Food Premises and Equipment

Pittwater Council has adopted the following code for food premises construction within the Pittwater Council area:

- Code for the Construction and Fit Out of Food Premises
  (Available from Pittwater Council, Customer Service)

Penalties for non-compliance with food legislation
Depending upon the situation, an Authorised Officer may take the following penalty action against a non-compliant food operation:

Clean Up Notice Requires the premises to be placed in a clean condition within 24 hours.
Closure Order Issued if a premises does not comply with a Clean Up Notice
Prosecution Maximum penalties for non-compliance with Food legislation in NSW range from $2,750 - $5,500 and/or imprisonment for a term not exceeding 6 months.
Prosecution or $330 on the spot penalty notice This penalty action is undertaken if an individual/ business has been issued Order #20 under the Local Government Act 1993 (to place the premises in a clean and sanitary condition) and the individual/business does not comply with the Terms of the Order.
New Legislation – New Focus

The three new Food Safety are now nationally uniform laws.

3.1.1 Interpretation and Application,  
3.2.2 Food Safety Practices and General Requirements,  
3.2.3 Food Premises and Equipment

The above standards will improve food safety across Australia by introducing a preventive risk-management based approach.

The focus of the food legislation is on hazard prevention across the whole chain - as food safety can be compromised at any point.

Food receipt

Food storage

Food processing

Food display

Food packaging

Food transportation

Every food business should have a copy of the Food Safety Standards

How to order your Food Standards Code, User Guides & Safety Standards:

Contact FSANZ  
PO Box 7186  
Canberra BC 2610  
Australia

Ph: (02) 6271 2222  
Fax: (02) 6271 2278  
www.foodstandards.gov.au  
Email: info@foodstandards.gov.au

Call the Food Code Hotline for information on the new standards on 1 300 652 166

For further information, please contact Waverley Councils Environmental Health Section on 9369-8000.