



# Food Act 1984

## CHAPTER 30

### FOOD ACT 1984

#### PART I

##### FOOD GENERALLY

###### *Composition and labelling of food*

- 1 Offences as to preparation and sale of injurious foods.
- 2 General protection for purchasers of food.
- 3 Defences in proceedings under s. 2.
- 4 Regulations as to composition of food etc.
- 5 Ministers' power to obtain particulars of ingredients.
- 6 Food falsely described.
- 7 Regulations as to describing food.

###### *Food unfit for human consumption*

- 8 Sale etc. of unfit food.
- 9 Examination and seizure of suspected food.
- 10 Food as prizes etc.
- 11 Food in transit.
- 12 Products of knackers' yards.

###### *Hygiene*

- 13 Regulations as to food hygiene.
- 14 Court's power to disqualify caterer.
- 15 Byelaws as to food.

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*Registration of premises and licensing of vehicles*

- 16 Registration: ice-cream, sausages etc.
- 17 Extension of s. 16 to other businesses.
- 18 Application for registration.
- 19 Refusal or cancellation of registration.
- 20 Regulations for licensing vehicles, stalls etc.

*Control of food premises*

- 21 Closure order.
- 22 Emergency order.
- 23 Compensation.
- 24 Appeals.
- 25 Offences against food premises control.
- 26 Ships.

*Ice-cream, horseflesh and shellfish*

- 27 Sale of ice-cream from stalls etc.
- 28 Prevention of spread of disease by ice-cream.
- 29 Sale of horseflesh.
- 30 Cleansing of shellfish.

*Food poisoning*

- 31 Inspection and control of infected food.

**PART II**

**MILK, DAIRIES AND CREAM SUBSTITUTES**

*Milk and dairies*

- 32 Meaning of “dairy”, “dairy farm” etc.
- 33 Milk and Dairies Regulations.
- 34 Registration.
- 35 Sale of milk from diseased cows.
- 36 Adulteration.
- 37 Appointment of veterinary inspectors.

*Special designations of milk, and their use*

- 38 Milk (Special Designation) Regulations.
- 39 Restrictions.

*Compulsory use of special designations in specified areas, and licences for specified areas*

- 40 Special designations: retail sales.
- 41 Special designations: catering.
- 42 Special designations: exemption.
- 43 Specified areas.
- 44 Milk processing facilities.
- 45 Breach of retailer’s licence.
- 46 Restriction on liability under s. 45.
- 47 Interpretation of ss. 39 to 46.

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*Cream substitutes*

- 48 Misuse of designation “cream”.
- 49 Reconstituted cream.

**PART III**

MARKETS

- 50 Establishment or acquisition.
- 51 Power to sell to local authority.
- 52 Market days and hours.
- 53 Charges.
- 54 Time for payment of charges.
- 55 Recovery of charges.
- 56 Prohibited sales in market hours.
- 57 Weighing machines and scales.
- 57A Provision of cold stores.
- 58 .....
- 59 Information for market officer.
- 60 Market byelaws.
- 61 Interpretation of Part III, and exclusion of City of London.

**PART IV**

- 62 Application of Part IV.
- 63 Public notice of application of Part IV.
- 64 Registration of food hawkers, and their premises.
- 65 Contravention of s. 64, and defence.
- 66 Application for registration.
- 67 Interpretation of Part IV, and exemptions.

**PART V**

SUGAR BEET AND COLD STORAGE

*Ministerial functions as to sugar beet*

- 68 Research and education.
- 69 Crop price.
- 69A Information.

*Cold storage*

- 70 Provision of cold storage.

**PART VI**

ADMINISTRATION, ENFORCEMENT AND LEGAL PROCEEDINGS

*Administration*

- 71 Food and drugs authorities.
- 72 Local authorities for purposes of this Act.
- 73 Meaning of “authorised officer”.
- 74 Duty to enforce.
- 75 Joint boards.

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### *Sampling and analysis*

- 76 Public analysts.
- 77 Facilities for examination.
- 78 Powers of sampling.
- 79 Right to have samples analysed.
- 80 Samples taken for analysis.
- 81 Sampling of milk.
- 82 Sampling powers of Minister's inspectors.
- 83 Minister's power of direction.
- 84 Where division not practicable.
- 85 Examination of food not for sale.
- 86 Quarterly reports of analysts.

### *Enforcement*

- 87 Power to enter premises.
- 88 Additional power of entry.
- 89 Powers of entry of Ministers' officers.
- 90 Movement of imported food.
- 91 Obstruction.

### *Legal proceedings*

- 92 Offences triable either way.
- 93 Summary offences.
- 94 Offences by corporations.
- 95 Prosecutions.
- 96 .....
- 97 Evidence of analysis.
- 98–109 .....

## **PART VII**

### GENERAL AND SUPPLEMENTAL

#### *Acquisition of land, and order to permit works*

- 110 Compulsory purchase of land.
- 111 Order to occupier to permit works.

#### *Inquiries, and default*

- 112 Local Inquiries.
- 113 Default: local authorities etc.
- 114 Default: food and drugs authorities.
- 115 Expenses under ss. 113 and 114.

#### *Protection*

- 116 Officer acting in good faith.
- 117 Liability to rates no disqualification.

#### *Subordinate legislation*

- 118 Certain regulations and orders.
- 119 EU provisions.

- 120 Statutory instruments.
- 121 Byelaws.
- 122–130 .....

*Interpretation and operation*

- 131 .....
- 132 Interpretation: further provision.
- 133 Application to Crown.
- 134 .....
- 135 Northern Ireland.
- 136 Citation, extent and commencement.

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SCHEDULES

SCHEDULES 1– —

8. ....

SCHEDULE 9 — Transitional and Saving Provisions

*Time running*

- 1 Where a period of time specified in an enactment repealed...

*Section 41(1) Food and Drugs Act 1955 c. 16. (4 & 5 Eliz. 2)*

- 2 Subject to section 43(1), the provisions of section 40(1) of...

*Local Acts*

- 3 (1) In section 303 of the Public Health Act 1875...

*Public Health (Shell-Fish) Regulations S.R. & O. 1934/1342*

- 4 An order having effect immediately before the commencement of this...

*Orders under Defence (Sale of Food) Regulations S.R. & O. 1943/1553*

- 5 (1) Any order made under regulation 2 of the Defence...

*Sugar Act 1956*

- 6 (1) Notwithstanding the repeal by this Act of section 23(4)...

*Sections 252 and 254 Local Government Act 1972*

- 7 Section 252 (general power to adapt Acts and instruments) and...

SCHEDULE 10 — Consequential Amendments

*City of London (Various Powers) Act 1959*

- 1 In section 10(3) of the City of London (Various Powers)...

*London County Council (General Powers) Act 1959*

- 2 In section 13(3) of the London County Council (General Powers)...

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*Public Health Act 1961*

- 3 In paragraph (b) of section 41(1) of the Public Health...

*Weights and Measures Act 1963*

- 4 In sections 29(3) and 58(1) of the Weights and Measures...  
5 In paragraph 1(e) of Part I of Schedule 10 to...

*London Government Act 1963*

- 6 For subsection (1) of section 54 of the London Government...

*Agriculture Act 1967*

- 7 In paragraph (e) of section 4(1) and in section 4(2)...  
8 In section 7(3) of that Act, for “Food and Drugs...  
9 In section 25(2) of that Act, for “section 135(1) of...

*Farm and Garden Chemicals Act 1967*

- 10 In subsections (3) and (7)(c) of section 4 of the...

*Trade Descriptions Act 1968*

- 11 In section 2(5) of the Trade Descriptions Act 1968, for...  
12 In section 22(2) of that Act— (a) for “ Food...

*Health Services and Public Health Act 1968*

- 13 In section 62 of the Health Services and Public Health...

*Medicines Act 1968*

- 14 In section 132(1) of the Medicines Act 1968, in the...  
15 In paragraph 1(2) of Schedule 3 to that Act, for...

*Transport Act 1968*

- 16 In paragraph 7(2)(d) of Schedule 16 to the Transport Act...

*Agriculture Act 1970*

- 17 In subsections (4) and (5) of section 25 of the...

*Tribunals and Inquiries Act 1971*

- 18 In paragraph 15 of Part I of Schedule 1 to...

*Road Traffic Act 1972*

- 19 In section 10(7) of the Road Traffic Act 1972, for...

*Greater London Council (General Powers) Act 1972*

- 20 In paragraph (a) of section 17(5) of the Greater London...

*Poisons Act 1972*

- 21 In paragraph (a) of section 8(4) of the Poisons Act...

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*Local Government Act 1972*

- 22 In section 112(4) of the Local Government Act 1972, for...
- 23 In section 259(3) of that Act— (a) in paragraph (b)...

*Greater London Council (General Powers) Act 1973*

- 24 In section 2 of the Greater London Council (General Powers)...
- 25 In subsections (1) and (9) of section 30 of that...
- 26 In section 32(3) of that Act, for “subsection (5) of...

*National Health Service Reorganisation Act 1973*

- 27 In paragraph (a) (ii) of section 18(3) of the National...

*Slaughterhouses Act 1974*

- 28 In the Slaughterhouses Act 1974— (a) in paragraph (a) of...

*Weights and Measures etc. Act 1976*

- 29 In section 12 of the Weights and Measures Act 1976—...
- 30 In paragraph 2 of Schedule 6 to that Act—

*City of London (Various Powers) Act 1977*

- 31 In section 22(2) of the City of London (Various Powers)...

*Consumer Safety Act 1978*

- 32 In the Consumer Safety Act 1978— (a) in paragraph (b)...

*Hydrocarbon Oil Duties Act 1979*

- 33 In paragraph 5(d) of Schedule 5 to the Hydrocarbon Oil...

*Local Government (Miscellaneous Provisions) Act 1982*

- 34 In paragraph 11(b) of Schedule 4 to the Local Government...

*Public Health (Control of Disease) Act 1984*

- 35 In paragraph (a) of section 3(2) of the Public Health...
- 36 In paragraph (d) of section 7(3) of that Act, for...
- 37 In paragraph (b) of section 20(1) of that Act, for...

SCHEDULE 11 — Repeals and Revocations

- 2 The Table does not generally acknowledge transfers of ministerial functions....

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