

SUBSIDIARY LEGISLATION 449.27

REGISTRATION OF FOOD HANDLERS REGULATIONS

1st January, 2002

LEGAL NOTICE 178 of 2001, as amended by Legal Notices 137 and 426 of 2007; and Act XIII of 2015.

1. The title of these regulations is the Registration of Food Handlers Regulations. Title.

2. In these regulations unless the context otherwise requires -
"the Act" means the Food Safety Act;
"commercial operation" in relating to food or contact material means any of the following: Definitions.
Amended by:
L.N. 137 of 2007.
Cap. 449.

- (a) selling, possessing for sale, and offering, exposing or advertising for sale;
- (b) consigning, delivering or serving by way of sale;
- (c) preparing for sale or presenting, labelling or wrapping for the purpose of sale;
- (d) storing or transporting for the purpose of sale;
- (e) importing or exporting,

and, in relation to any food source, means deriving food from such source for the purpose of sale or for purposes connected with sale;

"food business" means any business in the course of which commercial operations with respect to food or food sources are carried out, including the import and export of food, and whether carried on for profit or not;

"food handler" means any person engaged in the preparation, manufacture and treatment in terms of the Act in a food business, whether for profit or not, and who handles or prepares food intended for human consumption; and food handling shall be construed accordingly;

"Food Safety Commission" means the Commission as defined by article 2 and as set up by article 5 of the Act;

"high risk food" means foods which, under favourable conditions, support the multiplication of pathogenic bacteria and are intended for consumption without treatment which would destroy such pathogens;

"registration document" means a form of identification issued by the Food Safety Commission to food handlers in possession of a valid certificate and in accordance with the categories of the Schedule;

"valid certificate" means any certification in good food hygiene practice issued by a body approved by the Food Safety Commission, and certification shall be construed accordingly.

Registration of
food handlers.
Amended by:
L.N. 137 of 2007.

3. (1) No person shall act as a food handler without registering as such with the Food Safety Commission.

(2) No person shall employ any food handlers in any food business who are not registered with the Food Safety Commission and are in possession of a current registration document.

(3) Any food handler who applies for registration with the Food Safety Commission must possess a valid certificate as described in the Schedule to these regulations.

Identification of
food handlers.
Amended by:
L.N. 137 of 2007.

4. (1) Any food handler registered with the Food Safety Commission shall be issued with a registration document.

(2) The Food Safety Commission shall keep a register of all food handlers issued with a registration document.

(3) Such registration document shall be valid for a period of two years or five years depending on the type of valid certificate presented.

(4) The Food Safety Commission shall renew the registration document when requested to do so provided a valid certificate is also presented when the request is made.

(5) Such registration document shall be available for inspection by an authorised officer when so demanded.

Levy of
registration fee.
Amended by:
L.N. 137 of 2007;
L.N. 426 of 2007.
Substituted by:
XIII. 2015.165.

5. There shall be paid to the Food Safety Commission a fee of two euro and sixty cents (€2.60) when issuing or renewing a registration document. Such fee shall also be payable for the issuing of a replacement registration document.

Medical
requirements.
Amended by:
L.N. 137 of 2007.

6. Food handlers are to submit to any medical examination or treatment as shall be required by the Food Safety Commission.

SCHEDULE

(Regulation 3)

<i>Category</i>	<i>Description</i>	<i>Validity of Certificate</i>
A.	1. Food handlers involved in the preparation, manufacture packaging or handling of non-high risk food and wrapped food	2 years
	2. Food handlers not directly involved in the preparation or manufacture of food	2 years
B.	Food handlers involved in the preparation or manufacture of high risk food, and retailers and wholesalers that handle open (unwrapped) high risk food	5 years