

The Food Act 2014

Under this Act, all food premises are required by law to adopt a 'FOOD CONTROL PLAN' or National Programme. This plan replaces registration by councils under the Food Hygiene Regulations. Adherence to the Food Control Plan will be audited annually.

The Animal Products 1999

All premises used for the processing/handling of primary products, some of which are listed under 'Stalls at Markets and Events', are handled by the Ministry for Primary Industries. Once registered with the Ministry for Primary Industries, you will still require a stall holder's registration issued by the Wairoa District Council at \$35.00 per annum, as is the case for all other stalls.

Contacts:

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Food Seller's Guide

- Stalls
- Markets
- Catering

Legal requirements for
your business



What you need to know

How to register

Food Hygiene Regulations 1974

If food is to be offered to the public in exchange for anything, (eg cash, exchange, koha or donation) the premises where it is prepared must be approved by the responsible authorities (Local Council or Governing agency eg Ministry for Primary Industries (MPI)).

The only exceptions are:

- Fresh produce sold at the gate of the premises on which it is grown.
- Low risk food (sausage sizzles/cakes) sold for fundraising for a good cause under a permit issued by the Wairoa District Council. This may be done a maximum of **20** times per year.
- Food provided with accommodation (eg including farmstays/b&b's)



Stalls at Markets and Events

- If you are barbequing, operating a sausage sizzle, etc, which requires no prior preparation or storage of food before you arrive at the venue, you will be required to register with the Wairoa District Council (see website www.wairoadc.govt.nz/email - victor@wairoadc.govt.nz)
- If your operation involves pre-preparation or storage of food prior to offering it for sale, you will be required to register your premises with the Wairoa District Council or with MPI (Ministry for Primary Industries).
- If you are processing/selling 'primary products' such as meat, milk, cheese, fish, honey, eggs, shellfish etc not sourced from a registered wholesaler or retailer, contact MPI.

TO PREPARE FOOD FROM YOUR HOME (RESIDENTIAL) ADDRESS, A FOOD CONTROL PLAN TO USE A HOME KITCHEN WHICH MEETS MINIMUM STANDARDS IS REQUIRED.

The preparation of food at home for sale through commercial outlets, on line or at markets is illegal unless the person preparing food/selling food has a registered Risk Based food plan or programme which is registered with the Wairoa District Council or other approved agency.

WAIROA DISTRICT COUNCIL ENCOURAGES NEW BUSINESS. STAFF ARE KEEN TO WORK WITH YOU TO MAKE SURE YOUR FOOD OPERATION MEETS THE LEGAL REQUIREMENTS.

Caterers

The premises from which you operate will require registration by the Wairoa District Council in most cases. However, if you are offering primary products you will need to contact MPI.