

Title	Food Act 2008 – Fee Exemptions
Policy Number (Governance Purpose)	



Policy Type

Council

Policy Purpose

To provide guidelines for situations in which the requirement for charging a Notification fee and/or Annual Assessment Fee for Registered premises can be waived.

The Food Act 2008 Section 107 requires all premises selling food (as defined under the Act) operating within the municipality to notify the City. All food businesses are then subject to a risk assessment and may be required to register under Section 110 Food Act 2008. If inspections are required (based on the risk classification) an Annual Assessment Fee will be charged.

The Food Act gives autonomy to Local Government to impose and recover fees under the Local Government Act 1995 Part 6 Division 5 Subdivision 2 for functions such as notification, registration, assessments, transfers etc.

This Policy outlines those Food Businesses that will be exempt from paying such fees

Policy Statement

An exemption for charging a Notification Fee and Annual Assessment Fee under the Local Government Act will be applied to the following categories of food premises

- (1) Food Businesses run by Charitable or Community Organisations – Environmental Health Officers (EHO) will still conduct assessments of these premises unless they are classified as very low risk.
- (2) Very Low Risk Food Premises – Premises will not be subject to an annual inspection as they pose minimal risk to the public.
- (3) Family Day Care Centres – These premises will not be inspected by EHO. However all operators must have completed an approved Food Hygiene Training course.

Definitions

Very Low Risk Food Premises - those premises selling only pre-packaged shelf stable food which does not support microbial growth.

Charitable Organisation - raise money solely for purposes that are of a charitable nature. These organisations must be a registered charity with the Australian Taxation Office.

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Community Organisations. – Those organisations that are run by not-for-profit groups e.g. School canteens run by the Parent and Friends Associations; local sporting group canteens run by volunteers.

Family Day Care Facility - refers to a private dwelling used for the purpose of providing a child care service for up to seven (7) children in a family or domestic environment in accordance with the Education and Care Services National Law (WA) Act 2012 and Regulations.

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