

# ***Food Act 2008* and *Public Health Act 2016* Reporting**

#### Information from Local Government Authorities (LGA) on the performance of functions under the *Food Act 2008* (Food Act) and the *Public Health Act 2016* (PH Act)

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|  | Local Government Authority: |  |

**This form is provided to assist you in collating information. The report must be submitted to the Department of Health online at** [**https://consultation.health.wa.gov.au**](https://consultation.health.wa.gov.au) **by 31 August 2020. For guidance on completing these questions please visit the Department of Health website** [**http://ww2.health.wa.gov.au/Articles/N\_R/Reporting-requirements-for-enforcement-agencies-under-Section-121-of-the-Food-Act-2008-WA**](http://ww2.health.wa.gov.au/Articles/N_R/Reporting-requirements-for-enforcement-agencies-under-Section-121-of-the-Food-Act-2008-WA)

#### Part A

The information gathered in this section relates to your functions under the PH Act

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| Public Health Act authorised officers |
|  | What is the number of full time equivalent (FTE) PH Act authorised officers working in your LGA? |  |
|  | What is the number of FTE persons that assist authorised officers with their duties in your LGA? |  |
|  | Has your LGA experienced difficulties recruiting appropriately qualified persons to be designated as authorised officers under the PH Act during the reporting period? | Yes No | [ ] [ ]  |
| If yes, please specify |  |
|  | Has your LGA had any authorised officers return their certificate of authority (i.e. cease to be authorised officers) during the reporting period? | Yes No | [ ] [ ]  |
| If yes, how many? |  |
| Part BThe information gathered in this section relates to your core functions under the Food ActFood Act authorised officers |
|  | What is the number of FTE Food Act authorised officers? |  |
|  | What is the number of FTE persons that assist with the discharge of duties of Food Act authorised officers? |  |
|  | What are the primary qualifications of Food Act authorised officers that do not hold qualifications suitable to be appointed as an Environmental Health Officer, and the number of Food Act authorised officers with this qualification? (list each qualification type, subject and number of officers) |  |
|  | Please provide comments in relation to questions 6 – 8 on Food Act authorised officers |  |
| Registration and assessment of food businesses |
|  | What is the total number of food businesses in the enforcement agency’s jurisdiction? |  |
|  | What is the total number of routine onsite food safety assessments that were conducted? |  |
|  | During food safety assessments of retail food businesses do you measure the refrigerated storage and display temperatures of raw poultry meat for compliance? | YesSometimesNoN/A(no food safety assessments of raw poultry meat retailers) | [ ] [ ] [ ] [ ]  |
|  | What is the number of food businesses by risk rating? |
| High |  | Medium |  | Low |  |
| Very low/exempt |  | Not determined |  | Other (please specify the risk rating and number of food businesses) |  |
|  | What is the number of food businesses by principal type of activity? |
| Manufacturer/processor |  | Hotel/motel/guesthouse |  |
| Retailer |  | Pub/tavern |  |
| Food service |  | Canteen/kitchen |  |
| Distributor |  | Hospital/nursing home |  |
| Importer |  | Childcare centre |  |
| Packer |  | Home delivery |  |
| Storage |  | Mobile food operator |  |
| Transport |  | Market Stall |  |
| Restaurant/café |  | Charitable/community organisation |  |
| Snack bar/takeaway |  | Temporary food premises |  |
| Caterer |  | Primary processor |  |
| Meals-on-wheels |  | Residential manufacturer/processor |  |
| Primary producer |  | Family day care |  |
| Other (please specify other categories and the number of food businesses) |  | Not determined |  |
|  | Please provide comments in relation to questions 10 – 14 on registration and assessment of food businesses |  |
| Food Act compliance and enforcement activities |
|  | Does the enforcement agency have a compliance and enforcement policy in place? | Yes No  | [ ] [ ]  |
| If no, why? |  |
|  | Number of prosecutions instigated |  |
| Number of successful prosecutions |  |
| Number of unsuccessful prosecutions |  |
| 1. 0
 | Number of seizures performed  |  |
|  | Number of improvement notices served |  |
| Number of improvement notices not complied with |  |
|  | Number of infringement notices served |  |
| Number of infringement notices withdrawn |  |
|  | Number of prohibition orders served |  |
| Number of prohibition orders not complied with (under Food Act section 68) |  |
| Number of prohibition orders for which compensation was paid (under Food Act section 70) |  |
|  | Please provide comments in relation to questions 16 – 21 on compliance and enforcement activities |  |
| Regulatory food safety auditing |
| 1.
 | What is the total number of food businesses captured under Standard 3.3.1? |  |
|  | How many of these food businesses have a food safety program that is verified (as of 30 June 2020)? |  |
|  | How many of these food businesses are undergoing regulatory food safety auditing (as of 30 June 2020)? |  |
|  | How many regulatory food safety audits were conducted during the reporting year? |  |
|  | How many regulatory food safety audits led to compliance and enforcement action during the reporting year? |  |
|  | Please provide comments in relation to questions 23 – 27 on regulatory food safety auditing |  |
| Primary production and processing |
|  | Seafood primary producer/ processor (Standard 4.2.1) | Poultry producer (Standard 4.2.2) | Poultry processor (Standard 4.2.2) | Meat producer/ processor (Australian Standards related to meat) | Dairy primary producer/ processor (Standard 4.2.4) | Egg producer/ processor (Standard 4.2.5) | Seed sprout producer/ processor (Standard 4.2.6) |
|  | What is the total number of food businesses captured by the Standard/s? |  |  |  |  |  |  |  |
|  | How many of these food businesses are registered? |  |  |  |  |  |  |  |
|  | How many of these food businesses have a food safety program/ management system/ statement/ approved arrangement that has been verified or approved or recognised? | (bivalve molluscs only, not applicable to Division 2- general seafood safety requirements) |  |  |  |  |  |  |

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|  |  | Seafood primary producer/ processor (Standard 4.2.1) | Poultry producer (Standard 4.2.2) | Poultry processor (Standard 4.2.2) | Meat producer/ processor (Australian Standards related to meat) | Dairy primary producer/ processor (Standard 4.2.4) | Egg producer/ processor (Standard 4.2.5) | Seed sprout producer/ processor (Standard 4.2.6) |
|  | How many of these food businesses were assessed or audited in relation to the Standard/s during the reporting year? |  |  |  |  |  |  |  |
|  | Please provide comments in relation to questions 29 - 32 on the implementation of the primary production and processing / Australian Standards |  |
| Regulatory Guideline 5 |
|  | Did the enforcement agency implement Regulatory Guideline 5 and the “raw egg package”?**[ ]** Yes[ ]  No - if no, why? Click or tap here to enter text. (please go to question 40)[ ]  N/A - there are no/we are not aware of food businesses handling raw egg-based products in the local government jurisdiction (please go to question 40) |
|  | If yes, has the enforcement agency used the following “raw egg package” resources:Egg inspection checklist: Yes [ ]  No [ ] If yes how many assessments were conducted using the checklist? Click or tap here to enter text.:Advisory letter for Council: Yes [ ]  No [ ] Compliance strategy: Yes [ ]  No [ ]  N/A (no enforcement required) [ ]  |
|  | How many improvement notices were served in relation to raw-egg based product handling assessments? |  |

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|  | How many prohibition orders were served in relation to raw-egg based product handling assessments? |  |
| If prohibition orders were served was the template prohibition order used? Yes **[ ]**  No **[ ]**   |
|  | Please provide comments in relation to questions 34 – 37 on Regulatory Guideline 5 and the raw egg package |  |
| **Part C** | The Food Act has given enforcement agencies greater autonomy to implement food related public health initiatives in addition to their core Food Act functions. This section provides you with the opportunity to share these initiatives and to suggest future policy considerations.  |
|  | What food safety education or training did your enforcement agency provide during the reporting year? |
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|  | Please provide your key highlights and issues over the last 12 months |
|  |

Signed declaration by enforcement agency

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| Enforcement Agency: |  |
| Authorised by enforcement agency Chief Executive Officer:  |  |
| Signature: |  | Date: |  |

**This report must be submitted online at** [**https://consultation.health.wa.gov.au**](https://consultation.health.wa.gov.au) **by 31 August 2020**

**For enquiries regarding the online form please contact the Environmental Health Directorate on (08) 9222 2000 or email** **foodsafety@health.wa.gov.au**