

# THE PUBLIC HEALTH (TEA ROOMS, RESTAURANTS, BOARDING-HOUSES AND HOTELS) REGULATIONS [ARRANGEMENT OF REGULATIONS]

## Regulation

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**SECTIONS 75 AND 82-THE PUBLIC HEALTH (TEA ROOMS, RESTAURANTS, BOARDING-HOUSES AND HOTELS) REGULATIONS  
Regulations by the Minister**

*Government Notices*  
**14 of 1933**  
**12 of 1937**  
**329 of 1950**  
**172 of 1954**  
**214 of 1960**  
**250 of 1963**  
**291 of 1964**  
**Act**  
**51 of 1963**  
**13 of 1994**  
**Statutory Instrument**  
**112 of 1995**

**1.** These Regulations may be cited as the Public Health (Tea Rooms, Restaurants, Boarding-houses and Hotels) Regulations. Title

**2.** The Minister may, by statutory notice, declare that on and after a date to be specified in such notice the whole of these Regulations or only such provisions thereof as are mentioned in such notice shall apply to the whole of or only such part of the district of any Local Authority as shall be defined in such notice. Application of Regulations

*(As amended by Act No. 291 of 1964)*

**3.** In these Regulations, unless the context otherwise requires- Interpretation

"permit" means a permit granted under these Regulations;

"restaurant" includes clubs which are registered under the Clubs' Registration Act and a tea room, hotel or boarding-house and means any

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premises where any article of food or drink is sold, or is prepared or cooked for sale, for consumption on the premises.

*(As amended by Acts No. 12 of 1937, No. 329 of 1950, No. 172 of 1954, No. 250 of 1963 and No. 51 of 1963)*

**4.** No person shall use any premises as a restaurant unless he shall first have obtained a permit from the Local Authority entitling him to use them as such. Necessary permit

*(As amended by Act No. 329 of 1950)*

**5.** A permit may be issued for a period not exceeding one calendar year, and no permit shall continue in force beyond the 31st December in the year for which it was issued. Duration of permit

**6.** Any person desiring a permit shall send to the Local Authority a written application on a form to be obtained from the office of the Local Authority, and shall furnish all the information required by such form. Application for permit

*(As amended by Act No. 329 of 1950)*

**7.** No permit shall be granted unless the Medical Officer of Health is satisfied that the premises in respect of which such permit is desired comply with the regulations governing such premises and are suitable for the purpose for which they are intended to be used. Premises to be to the satisfaction of the Medical Officer of Health

**8.** No permit shall be transferable from the premises in respect of which it is granted to any other premises. Transfers

**9.** In any premises for which a permit has been granted there shall be provided to the satisfaction of the Medical Officer of Health- Requirements of premises

(a) proper and effectual lighting and ventilation for all parts thereof;

(b) a proper and sufficient supply of pure water;

(c) proper and sufficient accommodation and conveniences for the preparation, cooking and storage of any articles of food or drink kept therein;

(d) satisfactory means for the washing of articles used in the

business and effective means for the disposal of all liquid waste;

(e) a sufficient number of closets and urinals, with separate accommodation for each sex, to the satisfaction of the Medical Officer of Health;

(f) proper and sufficient ablution facilities for employees.

*(As amended by Acts No. 329 of 1950 and No. 214 of 1960)*

**10.** The person to whom a permit has been issued in respect of any premises shall, to the satisfaction of the Medical Officer of Health-

Duties of persons to whom permits have been issued

(a) keep his premises and all culinary utensils, linen, furniture and other articles therein used in the course of his business in a thoroughly clean state;

(b) provide and sell only sound and wholesome food therein.

**11.** No person shall expectorate in or upon any part of any premises for which a permit has been granted or upon any of the fittings, fixtures, utensils or appurtenances used therein.

Expectorating prohibited

**12.** The Medical Officer of Health, Health Inspector or any person duly authorised in writing by the Medical Officer of Health may at any time enter upon and inspect any premises used or suspected of being used as a restaurant. In the course of such inspection, any such officer or person may examine any material, utensil and vessel which may be found on the premises, and the processes of cooking employed, and may take samples of any material or ingredient used and, for the purpose of such inspection, may make any inquiry he deems necessary. Any person who, directly or indirectly, wilfully hinders, obstructs, resists or refuses information or gives false or misleading information to any such officer or person in the course of such inspection shall be deemed to have contravened these Regulations.

Right of entry

*(As amended by Act No. 329 of 1950)*

**13.** No person to whom a permit has been granted shall cause or allow any person (whether himself or another) suffering from any infectious or contagious disease to be employed in or about his premises or to handle in any way any article exposed for sale or assist in its preparation.

Infectious persons not to be employed

**14.** Every person to whom a permit has been granted shall forthwith inform the Medical Officer of Health of the occurrence of any infectious

Notification of infectious

or contagious disease among any of the persons employed or residing on his premises, and shall comply with any directions the Medical Officer of Health or Health Inspector may give for the purpose of preventing the spread of disease.

disease

**15.** Any person to whom a permit has been granted shall be responsible for the due observance of these Regulations on the premises in respect of which the permit has been granted, and any breach thereof by any person in respect of any premises shall be deemed to be a breach by the person authorised in respect of such premises.

Responsibility of person to whom a permit has been granted

**16.** A copy of these Regulations, which may be obtained on application to the Medical Officer of Health, shall be fixed and maintained in some conspicuous place on all premises in respect of which a permit has been granted.

Exhibition of Regulations

**17.** Notwithstanding anything contained in these Regulations, the Local Authority, on the recommendation of the Medical Officer of Health, may exempt premises in any portion of its area of control from complying with any or all of these Regulations.

Medical Officer of Health may exempt premises

*(No. 250 of 1963)*

**18.** Any person guilty of an offence against or in contravention of, or default in complying with, any of these Regulations shall be liable, on conviction, to a fine not exceeding seven hundred and fifty penalty units, and, if the offence, contravention or default is of a continuing nature, to a further fine not exceeding ninety penalty units for each day during which he shall make default:

Penalties

Provided that the court before which any such conviction may be obtained may, in addition to or in substitution for any of the aforesaid penalties, revoke or suspend any permit.

*(As amended by Act No. 13 of 1994)*