
STATUTORY RULES OF NORTHERN IRELAND

2005 No. 356

The Food Hygiene Regulations (Northern Ireland) 2005

PART 3

ADMINISTRATION AND ENFORCEMENT

Right of appeal

19.—(1) Any person who is aggrieved by—

- (a) a decision of an authorised officer to serve a hygiene improvement notice;
- (b) a decision of an enforcement authority to refuse to issue a certificate mentioned under regulation 7(6) or regulation 8(8); or
- (c) a decision of an authorised officer to serve a remedial action notice,

may appeal to a court of summary jurisdiction.

(2) The procedure on an appeal to a court of summary jurisdiction under paragraph (1) shall be by way of notice under Part VII of the Magistrates Courts (Northern Ireland) Order 1981⁽¹⁾.

(3) The period within which an appeal under paragraph (1) may be brought shall be—

- (a) one month from and including the date on which notice of the decision was served on the person desiring to appeal; or
- (b) in the case of an appeal against a decision to issue a hygiene improvement notice, the period specified in sub-paragraph (a) or, if it is shorter, the period specified in the notice pursuant to regulation 6(1)(d),

and the making of a complaint for an order shall be deemed for the purposes of this paragraph to be the bringing of the appeal.