



# Food Hygiene Rating (Wales) Act 2013

2013 anaw 2

*Informing the public about food hygiene ratings*

## **7 Requirement to display food hygiene rating stickers**

- (1) When the operator of a food business establishment has received notification of its food hygiene rating, the operator must display the food hygiene rating sticker provided.
- (2) This requirement does not apply until—
  - (a) the period of 21 days for an appeal has expired, or
  - (b) if an appeal has been made, the appeal has been determined and the operator has received notification of the outcome.
- (3) The sticker must be displayed in the location and manner prescribed.
- (4) Regulations prescribing the proper location and manner for displaying a sticker may make different provision for different types of establishment (including provision about the display of a sticker at more than one location).
- (5) The sticker ceases to be valid when the establishment's food hygiene rating ceases to be valid.
- (6) If an establishment's sticker ceases to be valid, the operator must remove it from display and destroy it (unless he or she is instructed not to destroy it by an authorised officer).

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### **Commencement Information**

**II** S. 7(3)(4) in force for specified purposes at 28.10.2013 by S.I. 2013/2617, art. 2(d)

*Status: Point in time view as at 28/10/2013. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: There are currently no known outstanding effects for the Food Hygiene Rating (Wales) Act 2013, Cross Heading: Informing the public about food hygiene ratings. (See end of Document for details)*

VALID FROM 28/11/2013

## 8 Requests for information about food hygiene ratings

- (1) The operator of a food business establishment must ensure that each relevant employee is aware of the establishment's food hygiene rating.
- (2) The operator and any relevant employee must comply with a request made by a person to be informed verbally of the establishment's food hygiene rating.
- (3) In this section, "relevant employee" means someone who—
  - (a) is employed at the establishment, and
  - (b) is likely, in the opinion of the operator, to be subject to a request to inform a person verbally of the establishment's food hygiene rating.

VALID FROM 28/11/2013

## 9 Offences

- (1) An operator of a food business establishment commits an offence if, without reasonable excuse, the operator—
  - (a) fails to display a valid food hygiene rating sticker in the location and manner prescribed;
  - (b) displays an invalid food hygiene rating sticker;
  - (c) fails to retain a valid food hygiene rating sticker;
  - (d) parts with possession of a food hygiene rating sticker to any person other than an authorised officer of a food authority;
- (2) An operator of a food business establishment is also guilty of an offence if, without reasonable excuse—
  - (a) a person's request to be informed verbally of the establishment's food hygiene rating is denied; or
  - (b) a person making such a request is given false or misleading information about the establishment's food hygiene rating.
- (3) A food hygiene rating sticker remains the property of the food authority.
- (4) A person commits an offence if that person—
  - (a) intentionally alters, defaces or otherwise tampers with a food hygiene rating sticker, and
  - (b) does so otherwise than for the purpose of removing it from display, or destroying it, in accordance with section 7(6).

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VALID FROM 28/11/2013

## **10 Promoting food hygiene ratings**

- (1) The Welsh Ministers may, by regulations, make provision about the promotion of a food business establishment's food hygiene rating by—
  - (a) an operator of the establishment;
  - (b) a person acting on the operator's behalf.
- (2) The regulations may, for example, impose duties upon an operator in relation to—
  - (a) publicising the rating electronically;
  - (b) publicising the rating in material promoting the food provided by the establishment.
- (3) The regulations may also—
  - (a) create an offence;
  - (b) impose a penalty (including a fixed penalty);
  - (c) make provision about enforcement;
  - (d) make different provision for different types of establishment.
- (4) In this section, a reference to an establishment's food hygiene rating includes a reference to a rating provided by virtue of section 12 (food hygiene re-ratings).

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