

India Office,

February 16, 1915.

The following appointment has been made:—

To be Staff Captain, Military Department,
India Office (unpaid).

Brevet Major Percy Garratt Shewell,
Indian Army, retired. Dated 15th October, 1914.

THE PUBLIC HEALTH (REGULATIONS AS TO FOOD) ACT, 1907.

Regulations prohibiting the sale of shell-fish likely to cause danger to public health.

To all Local Authorities as herein defined;—

And to all others whom it may concern.

Whereas by section 1 of the Public Health (Regulations as to Food) Act, 1907, it is enacted as follows:—

“(1) The power of making regulations under the Public Health Act, 1896, and the enactments mentioned in that Act, shall include the power of making regulations authorising measures to be taken for the prevention of danger arising to public health from the importation, preparation, storage, and distribution of articles of food or drink (other than drugs or water) intended for sale for human consumption, and, without prejudice to the generality of the powers so conferred, the regulations may—

“(a) provide for the examination and taking of samples of any such articles;

“(b) apply, as respects any matters to be dealt with by the regulations, any provision in any Act of Parliament dealing with the like matters, with the necessary modifications and adaptations;

“(c) provide for the recovery of any charges authorised to be made by the regulations for the purposes of the regulations or any services performed thereunder.

“(2) For the purposes of regulations made under this Act, articles commonly used for the food or drink of man shall be deemed to be intended for sale for human consumption unless the contrary is proved.

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Now therefore, We, the Local Government Board, by this Our Order, and in the exercise of the powers conferred upon Us by the Statutes in that behalf, do make the following Regulations, that is to say:—

ARTICLE I.—In these Regulations, unless the contrary intention appears:—

(a) The expression “Local Authority” means, as the case may be, a Port Sanitary Authority, the Mayor, Aldermen and Commons of the City of London in Common Council assembled, the Council of a Metropolitan Borough, the Council of a Municipal Borough or other Urban District, or the Council of a Rural District;

(b) The expression “the district” means in the case of a Port Sanitary Authority the district of the Port Sanitary Authority,

in the case of any Local Authority, part of whose district is situate in the district of a Port Sanitary Authority, the remainder of the district of the Local Authority, and in every other case the district of the Local Authority;

(c) The expression “the notice” means the notice given by the Local Authority in pursuance of sub-division (1) of Article IV of these Regulations;

(d) The expression “the order” means the order made by the Local Authority in pursuance of sub-division (2) of Article IV or in pursuance of Article V or Article VI of these Regulations, as the case may be;

(e) The expression “laying” means any foreshore, bed, laying, pond, pit, ledge, float or other place where shell-fish are taken or deposited, and the expression “the laying” means the laying referred to in the notice or in the order, as the case may be;

(f) The expression “private laying” means a laying where shell-fish are not habitually taken or deposited except by the owner of the laying or his tenant or persons authorised by the owner or tenant;

(g) The expression “public laying” includes any laying which is not a private laying;

(h) The expression “the persons interested” means the persons interested in the laying or in the collection of shell-fish therefrom.

ARTICLE II.—(1) In any case in which the Medical Officer of Health of a Local Authority is in possession of information that any person is suffering, or has recently suffered, from infectious or other disease attributable to shell-fish, or that the consumption of shell-fish exposed for sale within the district is likely to cause danger to public health, he shall take all such steps as are practicable to ascertain the laying or layings from which such suspected shell-fish were derived, and shall report thereon to the Local Authority.

(2) The Local Authority may require any fishmonger supplying shell-fish in the district to furnish to the Medical Officer of Health, within a reasonable time fixed by them, a list of all the layings, so far as, with the exercise of due diligence, he can ascertain them, from which his supply of shell-fish is derived or has been derived during the six weeks last preceding the date of the requirement, together with any information in his possession which will assist the Medical Officer of Health in ascertaining the particular laying or layings from which the suspected shell-fish were derived, and, if the supply or any part of it is obtained through any fishmonger, may make a similar requisition upon that fishmonger, and a fishmonger on whom such a requisition is made shall comply with the requisition.

ARTICLE III.—The Local Authority shall, on receipt of the report of the Medical Officer of Health, if the laying or layings from which the suspected shell-fish were derived has or have been ascertained and if the laying or layings is or are not situate in their district, make a representation to the Local Authority or Local Authorities of the district or districts in which the laying or layings is or are situate, and such representation shall be accompanied by a copy of the report of the