

## HOUSE OF REPRESENTATIVES

# Supplementary Order Paper

Tuesday, 8 September 1981

## FOOD BILL

*Proposed Amendments*

HON. MR GAIR, in Committee, to move the following amendments:

*Clause 12A:* To omit subclause (3) in lines 30 to 33 on page 19.

*Clause 27, subclause (2):* To omit paragraph (b) in lines 16 to 18 on page 35, and substitute the following paragraph:

(b) That—

(i) In any case where it is alleged that anything required by this Act or any regulations made under this Act to be done to or with or in relation to the food was not done, he took all reasonable steps to ensure that it was done; or

(ii) In any case where it is alleged that anything prohibited by this Act or any regulations made under this Act was done to or with or in relation to the food, that he took all reasonable steps to ensure that it was not done.

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EXPLANATORY NOTE

*Clause 12A:* It is not considered necessary to require local authority inspectors to give to the Medical Officers of Health details of apparent breaches of the Act. *Subclause (4)* gives a Medical Officer of Health power to require such information where necessary.

*Clause 27:* The defence is reworded to make it clear that it relates to practical steps: it will not be sufficient, for example, for the defendant to plead that he obtained and heeded a legal opinion to the effect that what he was doing was lawful, when in fact it was not.

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