

Regulations 1975 No. 15

Regulations under the *Public Health Ordinance 1928-1975*.*

I, DOUGLAS NIXON EVERINGHAM, the Minister of State for Health, hereby make the following Regulations under the *Public Health Ordinance 1928-1975*.

Dated this twenty-seventh day of August, 1975.

D. EVERINGHAM
Minister of State for Health.

AMENDMENTS OF THE PUBLIC HEALTH (DAIRY) REGULATIONS†

1. Regulation 37 of the Public Health (Dairy) Regulations is amended by omitting sub-regulation (3) and substituting the following sub-regulation:— **Vehicles.**

“(3) A person shall not, in the course of a business carried on by him, engage in the carriage or delivery of milk or cream between the hour of six o'clock in the morning of a day and the hour of five o'clock in the afternoon of the same day unless—

- (a) he is a licensed dairyman engaged in the carriage or delivery of milk or cream in the course of his business; or
- (b) the vehicle used by him for that carriage or delivery is so constructed or equipped that the milk or cream carried in it is kept at a temperature of not more than 10 degrees Celsius.”.

2. Regulation 82 of the Public Health (Dairy) Regulations is repealed and the following regulation substituted:—

“82. (1) A person shall not engage in the retail distribution of milk or cream from a vehicle to houses or flats or both between the hour of six o'clock in the morning of a day and the hour of five o'clock in the afternoon of the same day. **Delivery hours.**

“(2) The occupier of a factory shall not deliver milk or cream to a retail milk distributor, or to a person on behalf of a retail milk distributor, between the hour of six o'clock in the morning of a day and the hour of five o'clock in the afternoon of the same day.

“(3) It is a defence to a prosecution for an offence against sub-regulation (2) that the defendant had reasonable grounds for believing that the milk was required by the person to whom it was delivered for his own use or the use of a member of his family.”.

* Notified in the *Australian Government Gazette* on 29 August 1975.

† Regulations 1957, No. 5, as amended by Regulations 1959, No. 2; 1961, No. 7; 1963, No. 5; 1964, No. 8; 1968, No. 5; 1970, No. 12; and 1972, Nos. 1 and 10.