

Subsidiary Legislation made under ss.7 and 8.

Food Delivery Service Regulations 2026

LN.2026/092

Commencement

7.5.2026

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SCHEDULE PERMITS

2026-07

Food Delivery Service

2026/092

Food Delivery Service Regulations 2026

In exercise of the powers conferred on him by sections 7 and 8 of the Food Delivery Service Act 2025, and all other enabling provisions, the Minister has made the following Regulations-

Title.

1. These Regulations may be cited as the Food Delivery Service Regulations 2026.

Commencement.

2. These Regulations come into operation on the day of publication.

Interpretation.

3.(1) For the purposes of these Regulations, a “delivery person” means a person engaged in delivering food on behalf of a food delivery business-

- (a) as an employee of, or a person otherwise engaged by, the food delivery business and that business is not a third-party delivery service; or
- (b) as an employee of, or a person otherwise engaged by, a business which provides a third-party delivery service.

(2) In this regulation, ‘third-party delivery service’ means a service provided by a food delivery business where that business delivers food on behalf of another business, undertaking or establishment including a restaurant, café, takeaway or similar premises and includes delivery services that are offered on digital platforms.

(3) For the purposes of these Regulations, “delivering food” or “deliver food” includes any other activity or duty incidental to or reasonably necessary for the delivery of food on behalf of a food delivery business.

(4) In these Regulations “motor vehicle” has the same meaning as in the Traffic Act 2005.

Issuing of permits.

4.(1) The licensing authority may issue-

- (a) a green permit for the purposes of allowing a person to deliver food on behalf of a food delivery business, including with the use of a motor vehicle; or
- (b) a red permit for the purposes of allowing a person to deliver food on behalf of a food delivery business, excluding the use of a motor vehicle,

where it is satisfied that the applicant has met the relevant application criteria set out in this regulation.

(2) The licensing authority may attach conditions to a permit issued under this regulation.

(3) A person applying for a green permit under this regulation must provide the licensing authority with their name, address, email address and telephone number and must provide copies of the following-

- (a) a contract of employment with or evidence of engagement by a food delivery business;
- (b) a valid passport or valid identity card; and
- (c) a valid driving licence or CBT certificate.

(4) A person applying for a red permit under this regulation must provide the licensing authority with their name, address, email address and telephone number and must provide copies of the following -

- (a) a contract of employment with or evidence of engagement by a food delivery business; and
- (b) a valid passport or valid identity card.

(5) Any permit issued under this regulation will remain valid until the 1st April next following the date of issue and may be renewed in accordance with the application procedure set out in this regulation.

(6) A green permit issued under this regulation will only allow for the use of a motor vehicle that a person is licensed to drive in accordance with the documentation provided under subregulation (3)(c).

(7) Permits issued under this regulation will be in the form set out in the Schedule.

Unique driver numbers.

5. A permit issued under these Regulations must be assigned a unique driver number by the licensing authority.

Suspension and revocation of permits.

6.(1) The licensing authority may suspend or revoke a permit issued under regulation 4 if the holder of the permit has been found guilty of an offence under these Regulations or has breached any conditions attached to it.

(2) Where the licensing authority has suspended or revoked a permit issued under regulation 4, the holder must be notified in writing.

(3) A notification under regulation 6(2) may be given by-

- (a) handing it to the person;
- (b) addressing it to the person and leaving it at their last known address; or
- (c) sending it by registered post to them at their last known address.

Appeals.

7.(1) A person aggrieved by the revocation or suspension of their permit under regulation 6 may, within 21 days beginning with the date of notification of the revocation or suspension of the permit, appeal the decision of the licensing authority to the magistrates' court.

(2) Upon hearing the appeal under subregulation (1), the court may –

- (a) dismiss the appeal;
- (b) allow the appeal and quash the decision appealed against; or
- (c) remit the matter to the licensing authority for further consideration, in accordance with any directions of the court.

(3) The filing of an appeal does not have the effect of staying any action taken under regulation 6 and the suspension or revocation will continue unless-

- (a) the decision of the licensing authority is quashed; or
- (b) the matter is remitted to the licensing authority for further consideration and the licensing authority determines that the permit should not have been suspended or revoked.

Requirements for food delivery businesses: general.

8.(1) Any person carrying on a food delivery business must provide a delivery person with –

- (a) a uniform; and
- (b) where applicable, a delivery box,

with the branding of the food delivery business for the purposes of delivering food on its behalf.

(2) A uniform provided under this regulation must allow for the clear identification of the food delivery business to which it corresponds.

(3) A person carrying on a food delivery business must ensure that a delivery person who is engaged in delivering food on its behalf-

- (a) is dressed in uniform provided to them under subregulation (1); and
- (b) holds a valid permit issued under regulation 4.

(4) A person that carries on a food delivery business that does not comply with this regulation commits an offence and is liable on summary conviction to a fine at level 3 on the standard scale.

Defence: food delivery businesses.

9. It is a defence for a person charged with an offence under regulation 8 to show that reasonable steps were taken to secure compliance with regulation 8 including the training, monitoring and supervision of delivery persons.

Requirements for food delivery businesses: Register.

10.(1) A food delivery business must keep and maintain a register listing every delivery person engaged in delivering food on its behalf.

(2) The register referred to in subregulation (1) must contain the person's name, confirmation that they have been issued with a permit under regulation 4 and the corresponding unique driver number assigned to the permit under regulation 5.

(3) A person that contravenes this regulation commits an offence and is liable on summary conviction to a fine at level 3 on the standard scale.

Requirements whilst delivering food.

11.(1) When delivering food on behalf of a food delivery business, a delivery person must-

- (a) hold a valid permit issued under regulation 4;
 - (b) wear uniform provided by the food delivery business in accordance with regulation 8(1)(a);
 - (c) if using a vehicle that is equipped with a delivery box, ensure that the delivery box being used is one provided by the food delivery business in accordance with regulation 8(1)(b);
 - (d) have their unique driver number and permit issued under regulation 4 on display;
 - (e) comply with any conditions attached to a permit issued under regulation 4; and
 - (f) not deliver food with the use of a motor vehicle unless they have been issued with a valid green permit under regulation 4.
- (2) For the purposes of subregulation (1)(d), a delivery person must prominently display the unique driver number and permit on their uniform so as to be readily seen by the public.
- (3) A person that contravenes this regulation commits an offence and is liable on summary conviction to a fine at level 3 on the standard scale.

Forging permits.

12. A person who, with intent to deceive, forges or uses a permit purporting to be issued to them under regulation 4 or makes or has in their possession a permit so closely resembling any such permit as to be likely to deceive, commits an offence and is liable on summary conviction to a fine at level 3 on the standard scale.

Powers of authorised persons: general.

13.(1) An authorised person in uniform may, where it appears to them that a delivery person is, or has been committing an offence under these Regulations, require the person in question to-

- (a) stop the vehicle concerned;
 - (b) produce the permit they were issued with by the licensing authority under regulation 4.
- (2) A delivery person commits an offence if that person-

- (a) fails to stop a vehicle without reasonable excuse in compliance with subregulation (1)(a); and
- (b) on demand being made of that person under subregulation (1)(b), fails or refuses to produce the permit they were issued with by the licensing authority under regulation 4.

(3) A person who commits an offence under this regulation is liable on summary conviction to a fine at level 3 on the standard scale.

(4) For the purposes of these Regulations, “authorised person” includes any police officer.

Powers of authorised persons: entry and inspection of registers.

14.(1) An authorised person in uniform may-

- (a) enter a place where a food delivery business is carried on at any time when the place is open for carrying on business or otherwise open for entry; and
- (b) request that the register referred to in regulation 10 be provided for inspection.

(2) Upon receiving a request under subregulation (1)(b), a food delivery business must allow access to the register by the requesting authorised person.

(3) A person that contravenes this regulation commits an offence and is liable on summary conviction to a fine at level 5 on the standard scale.

Obstruction.

15.(1) A person commits an offence if they obstruct an authorised person in the exercise of their duties under these Regulations.

(2) A person who commits an offence under this regulation is liable on summary conviction to a fine at level 5 on the standard scale.

Fixed penalty notices.

16.(1) An authorised person may issue a fixed penalty notice to anyone that the authorised person believes has committed an offence under regulation 8(4), 10(3), 11(3) or 13(2).

(2) A fixed penalty notice may be issued to a person under this regulation by-

- (a) handing it to the person;

- (b) addressing it to the person and leaving it at their last known address; or
 - (c) sending it by registered post to them at their last known address.
- (3) The fixed penalty notice shall offer the person to whom it is issued the opportunity of discharging any liability to conviction for that offence by payment of a fixed penalty.
- (4) Where a person has been given a notice under this regulation in respect of an offence-
 - (a) no proceedings shall be instituted for that offence before the expiration of twenty-eight days following the date of the service of that notice; and
 - (b) the person shall not be proceeded further against for that offence if the person pays the fixed penalty before the expiration of that period.
- (5) In subregulation (4)-
 - “proceedings” means any criminal proceedings in respect of the act or omission constituting the offence specified in the notice under subregulation (1), and
 - “conviction” shall be construed in like manner.
- (6) A notice under this regulation shall give such particulars of the circumstances alleged to constitute the offence as are necessary for giving reasonable information of the offence and shall state—
 - (a) a reference to the regulation creating the offence;
 - (b) the period during which, by virtue of subregulation (4), proceedings are not to be taken for the offence;
 - (c) the amount of the fixed penalty; and
 - (d) to whom and the address at which the fixed penalty shall be paid.
- (7) The fixed penalty payable in pursuance of a notice under this regulation is £300.

SCHEDULE

PERMITS

Green Permit



Red Permit

