STATUTORY RULES OF NORTHERN IRELAND

2009 No. 66

WEIGHTS AND MEASURES

Weights and Measures (Passing as Fit for Use for Trade and Adjustment Fees) Regulations (Northern Ireland) 2009

Made - - - - 25th February 2009

Coming into operation 1st April 2009

The Department of Enterprise, Trade and Investment(**1**) makes the following Regulations in exercise of the powers conferred by Articles 9(3) and 43 of the Weights and Measures (Northern Ireland) Order 1981(**2**) and now vested in it (**3**).

Citation and commencement

1. These Regulations may be cited as the Weights and Measures (Passing as Fit for Use for Trade and Adjustment Fees) Regulations (Northern Ireland) 2009 and shall come into operation on 1st April 2009.

Revocation and saving

2.—(1) Subject to paragraph (2), the Weights and Measures (Passing as Fit for Use for Trade and Adjustment Fees) Regulations (Northern Ireland) 2007(**4**) are revoked.

(2) The Regulations referred to in paragraph (1) shall continue to apply in relation to any item of weighing or measuring equipment passed as fit for use for trade and where necessary stamped or adjustment service provided before 1st April 2009.

Interpretation

3. In these Regulations—

"the Order" means the Weights and Measures (Northern Ireland) Order 1981;

"the 1984 Regulations" means the Measuring Equipment (Liquid Fuel by Road Tanker) Regulations (Northern Ireland) 1984(**5**); and

(**1**) Formerly the Department of Economic Development; *see* S.I. 1999/283 (N.I. 1), Art. 3(5)
(**2**) S.I. 1981/231 (N.I. 10); Article 9(3) was amended by 2000 c. 5 (N.I.)
(**3**) By S.I. 1982/846 (N.I. 11), Art. 4
(**4**) S.R. 2007 No. 125
(**5**) S.R. 1984 No.117 as amended by S.R. 1986 No. 307, S.R. 1995 No. 228, S.R. 1997 No. 220, S.R. 2002 No. 71 and S.R. 2005 No. 26

"the 1998 Regulations" means the Measuring Equipment (Liquid Fuel and Lubricants) Regulations (Northern Ireland) 1998(**6**).

Prescribed fees

4.—(1) In the Schedule —

(a) Part I shall have effect for prescribing the fee to be paid with a view to having any item of weighing or measuring equipment to which Article 9 of the Order applies passed as fit for use for trade and where necessary stamped; and

(b) Part II shall have effect for prescribing the fee to be paid with a view to having any item of weighing or measuring equipment to which Article 9B(**7**) of the Order applies passed as fit for use for trade and where necessary stamped.

(2) The appropriate fee shall be payable whether or not the equipment is passed as fit for use for trade and stamped.

(3) The fee to be paid for the adjustment of any weight or measure in the course of a service provided pursuant to Article 43 of the Order shall be an amount calculated in accordance with the fee prescribed in paragraph D of Part I of the Schedule.

Sealed with the Official Seal of the Department of Enterprise, Trade and Investment on 25th February 2009

L.S.

M. Bohill
A senior officer of the Department of Enterprise, Trade and Investment

(**6**) S.R.1998 No. 113 as amended by S.R. 2002 No. 71, S.R. 2003 No. 422, S.R. 2005 No. 26 and S.R. 2005 No. 472
(**7**) Article 9B was inserted by 2000 c. 5 (N.I.)