1991 No. 284

CONSUMER PROTECTION

Price Marking (Petrol Price Display) (Amendment) Order (Northern Ireland) 1991

Made	*1st July 1991*
Coming into operation . .	*1st August 1991*

The Department of Economic Development, in exercise of the powers conferred by section 4 of the Prices Act 1974(**a**) and now vested in it(**b**) and of every other power enabling it in that behalf, having consulted(**c**), in such manner as appeared to it to be appropriate having regard to the subject-matter and urgency of the order, with such organisations representative of interests substantially affected by the order as appeared to it, having regard to those matters, to be appropriate, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Price Marking (Petrol Price Display) (Amendment) Order (Northern Ireland) 1991 and shall come into operation on 1st August 1991.

Interpretation

2. The Interpretation Act (Northern Ireland) 1954(**d**) shall apply to this Order as it applies to a Measure of the Northern Ireland Assembly.

Amendment of the Price Marking (Petrol Price Display) Order (Northern Ireland) 1980

3. The Price Marking (Petrol Price Display) Order (Northern Ireland) 1980(**e**) shall be amended as provided by Articles 4 to 7.

Interpretation of principal Order

4.—(1) In Article 2(3)—

(*a*) the definition of ''cash price'' shall be omitted; and

(*b*) in the definition of ''price'' after ''petrol'' there shall be added the words

(**a**) 1974 c. 24; section 4 was amended by the Price Commission Act 1977 (c. 33), section 16(1) to (3)
(**b**) By S.I. 1982/846 (N.I. 11) Art. 4
(**c**) *See* 1974 c. 24 sections 2(6), 4(3) and (5)
(**d**) 1954 c. 33 (N.I.)
(**e**) S.R. 1980 No. 337 as amended by S.R. 1989 No. 163

"and in Article 7(1)(*b*), Part I and paragraphs 4(3)(*b*) and 6 of the Schedule includes a price the amount of which is calculated by, or is dependent upon, some factor other than the measure of volume of the petrol supplied;".

(2) After Article 2(3) there shall be added—

"(3A) References in Article 7(1) and in paragraph 4(3) of the Schedule to "method of payment" do not include a method of payment which is available only to persons having a pre-existing contractual or other connection with the person indicating the price in question or with some person connected with him, being a connection which relates principally to matters other than payment in respect of transactions between that person and the purchaser, and references in paragraph 4(3) of the Schedule to "different circumstances" and in paragraph 9(2) of the Schedule to "some condition" do not include an arrangement relating to the amount payable only by such persons.".

Prices of petrol to be indicated on price display premises

5. Article 6 shall be renumbered 6(1) and thereafter there shall be added the following paragraph—

"(2) The price indicated under paragraph (1) in respect of any grade of petrol shall be the price calculated by reference to the same method of payment and the same circumstances as are indicated on the pump for that grade pursuant to Article 3.".

Indication at point of payment

6. After Article 6 there shall be added the following Article—

"*Indication at point of payment*

7.—(1) On any premises where petrol is for sale by retail, at the point where the payment therefor is made there shall be made available by the person making the sale a written statement of—

(*a*) any method of payment (being a method of payment accepted by that person) to which the price he has indicated pursuant to Article 3 does not apply; and

(*b*) either

(i) the price which is applicable to each method mentioned in sub-paragraph (*a*); or

(ii) the difference between the price applicable to each such method of payment and the price that person has marked on the pumps pursuant to Article 3 and paragraph 4(1) of the Schedule expressed (as the case may require) as an addition to, or a deduction from, that price in terms of a percentage thereof or an amount of money.

(2) The statement referred to in paragraph (1) shall comply with Part I of the Schedule and shall be—

(*a*) clear and legible, and

(*b*) in a prominent position and at all times readily discernible and easily read by the purchaser at that point of payment.".