1980 No. 337

CONSUMER PROTECTION

Price Marking (Petrol Price Display) Order (Northern Ireland) 1980

Made	*6th October 1980*
Coming into operation . . .	*1st January 1981*

The Department of Commerce, in exercise of the powers conferred on it by section 4 of the Prices Act 1974(**a**) and of every other power enabling it in that behalf, having consulted, 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, commencement and revocation

1.—(1) This Order may be cited as the Price Marking (Petrol Price Display) Order (Northern Ireland) 1980 and shall come into operation on 1st January 1981.

(2) The Price Marking (Petrol Price Display) Order (Northern Ireland) 1979(**b**) is hereby revoked.

Interpretation

2.—(1) In this Order, a grade of petrol means one of the following grades, that is to say, 2 star, 3 star, 4 star or 5 star as mentioned in the British Standard specification for petrol (gasoline) for motor vehicles B.S.4040:1978 published on 29th September 1978.

(2) Where an indication is given on any premises that petrol is or may be for sale by retail there and that such petrol is of one of the grades mentioned in paragraph (1), it shall be treated for the purposes of this Order as being petrol of that grade.

(3) In this Order—

"cash price", in relation to any grade of petrol on any premises, means the lowest price at which the petrol may be purchased for cash;

"equivalent price per gallon", in relation to a price per litre, means the price that would be payable if the price were calculated by reference to the gallon on the basis that one litre is equivalent to 0.22 gallon, rounded up to the nearest tenth of a penny;

"motor vehicle" means a mechanically propelled vehicle intended or adapted for use on roads;

"petrol" means oil to be delivered by means of a pump, being light oil within the meaning of section 1 of the Hydrocarbon Oil Duties Act 1979(**c**), derived from petroleum of a kind intended for use as fuel for propelling a motor vehicle;

"price", except in the next following definition, means a price per gallon or per litre for the sale of petrol;

(**a**) 1974 c. 24: s. 4 was amended by the Price Commission Act 1977 (1977 c. 33), s. 16
(**b**) S.R. 1979 No. 294 (II, p. 1355)
(**c**) 1979 c. 5

"price display premises" means premises on which petrol is or may be for sale by retail and on which is displayed information legible to a person in a motor vehicle on the highway as to or concerning the price of petrol or of any grade of petrol, not being an indication of price given in compliance with Article 3 or displayed by means of a price computing mechanism, price indicator bar or other similar device;

"pump" means a measuring instrument for measuring quantities of petrol delivered by it into the tanks of motor vehicles.

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

Prices for sale of petrol to be indicated on pumps on any premises

3. Subject to Article 4, where a person indicates that petrol is or may be for sale by retail on any premises, he shall give an indication in writing of the price of the petrol which complies with the relevant provisions of Parts I and II of the Schedule.

Special provisions relating to prices of petrol sold by reference to the litre

4.—(1) Subject to paragraph (2), an indication of price of any petrol on any premises by reference to the litre shall not be sufficient compliance with Article 3 unless—

(*a*) it is followed by an indication of the equivalent price per gallon, adjacent to the price indicated under that Article, or

(*b*) the price of the petrol followed by the equivalent price per gallon are indicated in close proximity.

(2) Paragraph (1) shall not apply where the premises are price display premises and there is displayed in accordance with Article 5 a chart indicating clearly by means of juxtaposed, parallel, straight, linear scales the price per litre for the petrol and the equivalent price per gallon at equally spaced intervals on each scale of not more than one halfpenny.

(3) Subject to paragraph (4) where the price of any petrol is indicated under Article 3 on any premises by reference to the litre, all prices of petrol which is or may be for sale by retail on the premises shall be indicated by reference to the litre.

(4) Where all or any of the pumps on any premises are being adapted to measure in litres paragraph (3) shall not apply for a period of 28 days beginning with the date on which petrol is first delivered from a pump on the premises by reference to the litre.

Particulars required on the litre/gallon price comparison chart.

5. A chart displayed pursuant to Article 4(2) shall—

(*a*) indicate prominently in figures comparable prices per litre and per gallon—

(i) in multiples of not more than five pence per gallon and one penny per litre, and

(ii) on a ground of a different colour in respect of litres to that in respect of gallons; and

(*b*) in addition indicate prominently the equivalent amount in gallons of 1 litre, 5 litres and 50 litres.

Prices of petrol to be indicated on price display premises

6. Where a person indicates that petrol is or may be for sale by retail on any price display premises, he shall in addition to the indication required by Article 3 give an indication in writing of the price of the petrol which complies with the relevant provisions of Parts I and III of the Schedule.

(**d**) 1954 c. 33 (N.I.)

Special provision relating to prices of petrol sold by reference to the litre on price display premises

7. Where the price of any petrol is indicated under Article 6 on any price display premises by reference to the litre, the equivalent price per gallon shall also be indicated adjacent to the price indicated under that Article in the same manner as the price has to be indicated under that Article.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland on 6th October 1980.

(L.S.) *W. T. McCrory*
Assistant Secretary