1980 No. 33

WEIGHTS AND MEASURES

Weights and Measures (Milk) Order (Northern Ireland) 1980

Made . . . . . *25th January 1980*

Coming into operation . . . *10th March 1980*

To be laid before Parliament under paragraph 3(3) of Schedule 1 to the Northern Ireland Act 1974

The Department(**a**) of Commerce, in exercise of the powers conferred on it by section 15(2), (3) and (5) of the Weights and Measures Act (Northern Ireland) 1967(**b**) (in this Order referred to as "the Act") and of every other power enabling it in that behalf, after consultation, in accordance with section 35(2) of the Act, with such organisations as appear to it to be representative of interests substantially affected by this Order and consideration of the representations made to it by such organisations with respect to the subject matter of this Order, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Weights and Measures (Milk) Order (Northern Ireland) 1980 and shall come into operation on 10th March 1980.

(2) In this Order "milk" means cows' milk in any liquid form other than that of condensed milk (including evaporated milk) or of cream.

Revocation and amendment

2.—(1) The Weights and Measures (Pre-packed Milk in Vending Machines) Order (Northern Ireland) 1976(**c**) is hereby revoked.

(2) Part V of Schedule 2 to the Act shall cease to have effect.

(3) In paragraph 3 of Part XI of the said Schedule after sub-paragraph (3) there shall be inserted:—

"**(3A)** milk within the meaning of the Weights and Measures (Milk) Order (Northern Ireland) 1980;".

Control of sale

3.—(1) Milk which is not pre-packed shall be sold only by capacity measurement or by net weight.

(2) Milk shall be sold by means of, or offered or exposed for sale in, a vending machine only if there is displayed on or in the machine—

(*a*) an indication of the quantity by capacity measurement of the milk comprised in each item for sale by means of that machine; and

(*b*) except where the machine is on premises at which the seller carries on business, a statement of the name and address of the seller.

(**a**) Formerly Ministry: *see* 1973 c. 36 s. 40 and Sch. 5 para. 8(1)
(**b**) 1967 c. 6 (N.I.)
(**c**) S.R. 1976 No. 352 (II, p. 1707)