1979 No. 410

CONSUMER PROTECTION

Price Marking (Fruits and Vegetables) Order (Northern Ireland) 1979

Made . . . . . 22*nd November* 1979

Coming into operation . . . 24*th December* 1979

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 and commencement

1. This Order may be cited as the Price Marking (Fruits and Vegetables) Order (Northern Ireland) 1979 and shall come into operation on 24th December 1979.

Revocation

2. The Price Marking (Fruits and Vegetables) Order (Northern Ireland) 1976(b) is hereby revoked.

Interpretation

3.—(1) In this Order—

"container" includes any form of packaging of goods for sale as a single item, whether by way of wholly or partially enclosing the goods, and in particular includes a wrapping or confining band;

"pre-packed" means made up in advance ready for retail sale in or on a container.

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

Application of Order

4.—(1) Goods to which this Order applies are foods consisting of fruits or vegetables either—

(*a*) in the state in which they were harvested; or

(*b*) in the said state apart from cleaning or trimming; or

(*c*) in the case of beetroots, in the said state apart from having been cooked; or

(*d*) in the case of peas, in the said state apart from having been shelled; or

(*e*) in the case of fruits (other than nuts) or vegetables which have been divided into pieces or have had part thereof removed or both, any part of those fruits or vegetables which has not been subjected to any further process other than those mentioned in sub-paragraphs (*b*) to (*d*).

(a) 1974 c. 24: s. 4 was amended by the Price Commission Act 1977 (1977 c. 33), s. 16
(b) S.R. 1976 No. 49 (I, p. 289)
(c) 1954 c. 33 (N.I.)

(2) This Order does not apply to goods pre-packed with goods to which this Order does not apply.

Control of sale

5. No person shall offer or expose for sale by retail goods to which this Order applies unless an indication of the price of the goods is given, being an indication complying with the appropriate requirements of the Schedule.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland on 22nd November 1979.

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