VII. In these Regulations the expression "sanitary authority" means the Council of any county borough, borough, or urban or rural district, and the expression "clerk" means the clerk of the sanitary authority.

SEALED with the official seal of the Ministry of Home Affairs for Northern Ireland this 27th day of May, Nineteen Hundred and Thirty-eight, in the presence of—

(L.S.) A. ROBINSON,
Assistant Secretary.

Regulations.

REGULATIONS, DATED THE 11TH DAY OF JUNE, 1938, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION TEN OF THE SALE OF ICE-CREAM ACT (NORTHERN IRELAND), 1937.

1938. No. 73.

The Ministry of Agriculture for Northern Ireland in the exercise of the powers conferred upon it by section ten of the Sale of Ice-Cream Act (Northern Ireland), 1937, and of every other power enabling it in that behalf hereby makes the following Regulations, that is to say :—

PART I.

GENERAL.

1.—These Regulations may be cited as the Sale of Ice-Cream Regulations (Northern Ireland), 1938. Short title.

2.—(1) In these Regulations, unless the context otherwise requires :— Interpretation.

"Act" means the Sale of Ice-Cream Act (Northern Ireland), 1937;

"Ice-cream mixture" means the mixture from which ice-cream is manufactured before it has been subjected to any freezing or hardening process;

"Ministry" means the Ministry of Agriculture for Northern Ireland;

"skimmed milk" means milk from which substantially all the milk fat has been removed and includes separated or machine skimmed milk;

" milk of Grade A," " milk of Grade B " and " milk of Grade C " mean milk sold under the respective quality designations of " Grade A," " Grade B " and " Grade C " in accordance with the provisions of the Milk and Milk Products Act (Northern Ireland), 1934;

" Producer's licence " and " Distributor's licence " have the same meanings as in the last mentioned Act.

(2) The Interpretation Act, 1899,(a) as applied to Northern Ireland by the Interpretation Act, 1921,(b) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

Forms.

3.—The forms set forth in the Schedule hereto, or forms to the like effect, shall be used in the cases to which they are applicable, and shall for the purposes of the Act and of these Regulations be deemed to be the prescribed forms.

PART II.

REQUIREMENTS AS TO THE QUALITY OF ICE-CREAM.

Minimum percentage of solids including milk fat, and of milk fat, in ice-cream.

4.—For the purposes of paragraph (*a*) of sub-section (1) of section one of the Act, the prescribed percentage of solids including milk fat to be contained in ice-cream shall be thirty per cent., and for the purposes of paragraph (*b*) of the said sub-section, the prescribed percentage of milk fat to be contained in ice-cream shall be five per cent.

Standard governing the relation between the volume and the weight of ice-cream.

5.—For the purpose of paragraph (*a*) of sub-section (1) of section three of the Act, ice-cream shall comply with the following standard governing the relation between the volume and the weight thereof :—

The weight of one imperial gallon of ice-cream shall be not less than five and a half imperial pounds.

Bacteriological Standard.

6.—For the purposes of paragraph (*b*) of sub-section (1) of section three of the Act, ice-cream shall comply with the following standard as to bacteriological count and the absence of bacillus coli :—

(*a*) ice-cream when measured in liquid form shall not contain more than 200,000 bacteria per cubic centimetre; and

(*b*) no bacillus coli shall be found in one cubic centimetre of ice-cream when so measured.

(a) 52-3 V., c. 63.
(b) 12 Geo. 5, c. 4 (N.I.).

Part III.

Manufacture and Sale of Ice-cream under the Designation "Premium."

Classes of Licences.

7.—A licence granted under section eight of the Act may be either—

(*a*) a Manufacturer's licence that is to say, a licence for the sale as "premium" of ice-cream manufactured by the licence-holder himself; or

(*b*) a Seller's licence, that is to say, a licence for the sale as "premium" of ice-cream obtained from the holder of a Manufacturer's licence.

Applications for licences.

8.—Every applicant for a Manufacturer's or a Seller's licence shall make application to the Ministry in the prescribed form, and each application shall be accompanied by a fee, in the case of an application for a Manufacturer's licence, of five shillings, and in the case of an application for a Seller's licence, of one shilling.

Conditions as to quality.

9.—The following conditions in relation to the standard of quality of premium ice-cream shall be complied with by every holder of a Manufacturer's licence, that is to say:—

(*a*) Premium ice-cream shall contain not less than six per cent. of milk fat;

(*b*) Skimmed milk shall not be used in the manufacture of premium ice-cream;

(*c*) In every gallon of ice-cream mixture there shall be contained at least five pints of milk of Grade A, Grade B, or Grade C.

Conditions as to premises and appliances.

10.—The following conditions in relation to premises and appliances shall be complied with by every holder of a Manufacturer's licence, that is to say—

(*a*) All premises used by him for the purpose of his business as a manufacturer of ice-cream shall afford such space and be furnished with such utensils, machinery, apparatus and other supplies as will enable the business for the purpose of which the premises are used to be conducted efficiently and under proper sanitary conditions;

(*b*) Any premises used for the manufacture of ice-cream shall not, except with the consent of the Ministry, be used for any other purpose unconnected with the sale, storage, or manufacture of ice-cream;

(*c*) All premises used for the manufacture of ice-cream and the utensils, machinery and apparatus in such premises, shall be kept in good order and repair;

(*d*) Suitable facilities shall be provided for the sterilisation or scalding of all vessels and appliances used by the licence-holder for containing, measuring or storing ice-cream, or for any other process in which such vessels and appliances are likely to be brought into contact with ice-cream, and all such vessels and appliances shall be kept clean and, in the case of metal vessels, free from rust.

Operation of general provisions of Act and bye-laws.

11.—Nothing in Regulation 9 or Regulation 10 hereof shall be construed as affecting the operation of any of the provisions of sections one to six of the Act or of any byelaws in force under section four of the Act.

Prohibition of the sale of certain classes of ice-cream by licence-holders.

12.—(1) The holder of a Manufacturer's or a Seller's licence shall not sell or offer or expose for sale any ice-cream other than ice-cream manufactured, either by himself or by some other person, under the authority of a Manufacturer's licence.

(2) A person shall not, under the authority of a Manufacturer's licence, sell or offer or expose for sale as "premium" any ice-cream other than ice-cream manufactured by himself.

Records to be kept by holders of Manufacturers' Licences.

13.—Every holder of a Manufacturer's licence shall keep a record in respect of each day showing :—

(*a*) the names and addresses of the holders of Producers' or Distributors' licences from whom he purchased whole milk for the purpose of the manufacture of ice-cream, and the quantity purchased from each;

(*b*) the names and addresses of the persons from whom he purchased cream for the purpose of the manufacture of ice-cream, and the quantity purchased from each;

(*c*) the quantity (by volume) of ice-cream mixture manufactured;

(*d*) the quantity (by volume) of ice-cream manufactured;

(*e*) the quantity (by volume) of ice-cream sold.

Records to be kept by the holders of Sellers' Licences.

14.—Every holder of a Seller's licence shall keep a record in respect of each day showing the names and addresses of the holders of Manufacturers' licences from whom he purchased ice-cream, and the quantity (by volume) purchased from each.

Returns to be made by the holders of Manufacturers' licences.

15.—Every holder of a Manufacturer's licence shall furnish to the Ministry, not later than the fourteenth day of each month, a return in the prescribed form of—

(*a*) the quantity (by volume) of ice-cream mixture manufactured by him during the preceding month; and