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STATUTORY RULES OF NORTHERN IRELAND

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**2009 No. 66**

**WEIGHTS AND MEASURES**

**Weights and Measures (Passing as Fit for Use for Trade and Adjustment Fees) Regulations (Northern Ireland) 2009**

*Made* - - - - *25th February 2009*

*Coming into operation* *1st April 2009*

The Department of Enterprise, Trade and Investment<sup>(1)</sup> makes the following Regulations in exercise of the powers conferred by Articles 9(3) and 43 of the Weights and Measures (Northern Ireland) Order 1981<sup>(2)</sup> and now vested in it <sup>(3)</sup>.

**Citation and commencement**

1. These Regulations may be cited as the Weights and Measures (Passing as Fit for Use for Trade and Adjustment Fees) Regulations (Northern Ireland) 2009 and shall come into operation on 1st April 2009.

**Revocation and saving**

2.—(1) Subject to paragraph (2), the Weights and Measures (Passing as Fit for Use for Trade and Adjustment Fees) Regulations (Northern Ireland) 2007<sup>(4)</sup> are revoked.

(2) The Regulations referred to in paragraph (1) shall continue to apply in relation to any item of weighing or measuring equipment passed as fit for use for trade and where necessary stamped or adjustment service provided before 1st April 2009.

**Interpretation**

3. In these Regulations—

“the Order” means the Weights and Measures (Northern Ireland) Order 1981;

“the 1984 Regulations” means the Measuring Equipment (Liquid Fuel by Road Tanker) Regulations (Northern Ireland) 1984<sup>(5)</sup>; and

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(1) Formerly the Department of Economic Development; *see* S.I. 1999/283 (N.I. 1), Art. 3(5)

(2) S.I. 1981/231 (N.I. 10); Article 9(3) was amended by 2000 c. 5 (N.I.)

(3) By S.I. 1982/846 (N.I. 11), Art. 4

(4) S.R. 2007 No. 125

(5) S.R. 1984 No.117 as amended by S.R. 1986 No. 307, S.R. 1995 No. 228, S.R. 1997 No. 220, S.R. 2002 No. 71 and S.R. 2005 No. 26

“the 1998 Regulations” means the Measuring Equipment (Liquid Fuel and Lubricants) Regulations (Northern Ireland) 1998<sup>(6)</sup>.

**Prescribed fees**

4.—(1) In the Schedule —

- (a) Part I shall have effect for prescribing the fee to be paid with a view to having any item of weighing or measuring equipment to which Article 9 of the Order applies passed as fit for use for trade and where necessary stamped; and
- (b) Part II shall have effect for prescribing the fee to be paid with a view to having any item of weighing or measuring equipment to which Article 9B<sup>(7)</sup> of the Order applies passed as fit for use for trade and where necessary stamped.

(2) The appropriate fee shall be payable whether or not the equipment is passed as fit for use for trade and stamped.

(3) The fee to be paid for the adjustment of any weight or measure in the course of a service provided pursuant to Article 43 of the Order shall be an amount calculated in accordance with the fee prescribed in paragraph D of Part I of the Schedule.

Sealed with the Official Seal of the Department of Enterprise, Trade and Investment on 25th February 2009



*M. Bohill*  
A senior officer of the Department of Enterprise,  
Trade and Investment

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(6) S.R.1998 No. 113 as amended by S.R. 2002 No. 71, S.R. 2003 No. 422, S.R. 2005 No. 26 and S.R. 2005 No. 472  
(7) Article 9B was inserted by 2000 c. 5 (N.I.)

## SCHEDULE

Regulation 4

## PART 1

ITEMS OF WEIGHING OR MEASURING EQUIPMENT  
TO WHICH ARTICLE 9 OF THE ORDER APPLIES

In this Part, the abbreviation employed to refer to the kilogramme unit of measurement is kg

<i>NOTE – previous fees in brackets</i>	<i>£</i>	
A. Measuring equipment for measuring liquid fuel or lubricants, or mixtures thereof, each instrument —		
(1) single type	81.50	(79.00)
(2) multi-product types with two sales indicators common to each delivery nozzle when in use	134.00	(130.00)
(3) multi-product types with one sales indicator common to each delivery nozzle when in use—		
(a) for testing an entire instrument consisting of —		
(i) two meters and associated sales indicator	114.50	(111.00)
(ii) three meters and associated sales indicator	155.00	(150.00)
(iii) four or more meters and associated sales indicator	216.00	(209.00)
(b) for retesting part of an instrument consisting of any number of meters as provided for in regulation 22(1)(a) of the 1998 Regulations where—		
(i) only one meter is retested	81.50	(79.00)
(ii) only two meters are retested	114.50	(111.00)
(iii) only three meters are retested	155.00	(150.00)
B. Non-automatic weighing equipment, each item of equipment or (if fitted with two or more weigh tables or platforms connected to one or more indicating mechanisms), each weigh table or platform —		
capacity as marked on the equipment —		
not exceeding 100 kg	24.00	(23.00)
exceeding 100 kg but not exceeding 1,000 kg	51.50	(50.00)
exceeding 1,000 kg but not exceeding 5,000 kg	122.00	(118.00)
exceeding 5,000 kg but not exceeding 30,000 kg	266.50	(258.00)

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

<i>NOTE – previous fees in brackets</i>	<i>£</i>	
exceeding 30,000 kg	398.50	(386.00)
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<i>NOTE – previous fees in brackets</i>	<i>£</i>	
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C. Measuring equipment for measuring liquid fuel delivered from road tankers —		
(1) meter measuring systems, each system —		
basic fee	112.50	<b>(109.00)</b>
where more than one liquid is used in testing, each additional liquid	32.00	(31.00)
for retesting of a system solely on the occasion of an occurrence as defined in either regulation 65 or 66 of the 1984 Regulations	24.00	(23.00)
(2) dipstick measuring systems, each system —		
basic fee (for calibration of each compartment and production of calibration chart)	130.00	(126.00)
initial dipstick	16.50	(16.00)
spare dipstick	16.50	(16.00)
replacement dipstick	32.00	(31.00)
In this paragraph the expressions “meter measuring system”, “replacement dipstick”, “road tanker” and “spare dipstick” shall have the meanings given to them by regulation 2(1) of the 1984 Regulations		
D. Any item of weighing or measuring equipment not falling within paragraph A, B or C of this Part —		
per man/hour spent at the place of submission	Inspector rate 39.00	(38.00)
	Assistant rate 28.00	(27.00)

## PART II

### ITEMS OF WEIGHING OR MEASURING EQUIPMENT TO WHICH ARTICLE 9B OF THE ORDER APPLIES

<i>NOTE – previous fees in brackets</i>	<i>£</i>	

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<i>NOTE – previous fees in brackets</i>	<i>£</i>	
Any item of weighing or measuring equipment to which Article 9B of the Order applies —		
per man/hour spent at the place of submission	Inspector rate 39.00	(38.00)
	Assistant rate 28.00	(27.00)

### **EXPLANATORY NOTE**

*(This note is not part of the Regulations.)*

These Regulations prescribe the fees to be paid in having certain weighing or measuring equipment passed as fit for use for trade by inspectors of weights and measures and for the adjustment by them of weights and measures.

The Regulations additionally make provision for an increase in the fees by an average of 3.3%.

The Weights and Measures (Passing as Fit for Use for Trade and Adjustment Fees) Regulations (Northern Ireland) 2007 are revoked except in relation to any item of equipment passed as fit for use for trade or adjustment service provided before 1st April 2009.