

## 1976 No. 357

## FOOD AND DRUGS

## Composition and Labelling

## Soft Drinks Regulations (Northern Ireland) 1976

Made . . . . . 23rd November 1976

Coming into operation . . . . . 10th January 1977

The Department(a) of Health and Social Services in exercise of the powers conferred on it by sections 4, 7 and 68 of the Food and Drugs Act (Northern Ireland) 1958(b), and of every other power enabling it in that behalf and after consultation with such organisations as appear to it to be representative of interests substantially affected by these regulations, hereby makes the following regulations:

*Citation and commencement*

1. These regulations may be cited as the Soft Drinks Regulations (Northern Ireland) 1976 and shall come into operation on 10th January 1977.

*Interpretation*

2.—(1) In these regulations —

“the Act” means the Food and Drugs Act (Northern Ireland) 1958;

“carbohydrate” means a substance containing carbon, hydrogen and oxygen only in which the hydrogen and oxygen occur in the same proportion as in water;

“comminuted citrus drink” means a soft drink produced by a process involving the comminution of the entire citrus fruit;

“container” includes any form of packaging of food for sale as a single item, whether by way of wholly or partly enclosing the food or by way of attaching the food to some other article, and in particular includes a wrapper or confining band;

“crush” means a soft drink containing fruit juice, not being a comminuted citrus drink, intended for consumption without dilution and includes any cordial intended for consumption without dilution;

“Department” means the Department of Health and Social Services;

“district council” means a council established under the Local Government Act (Northern Ireland) 1972(c);

“fruit juice” means the clean, sound, undiluted juice of the fruit or fruits from which it is obtained;

“permitted artificial sweetener” means saccharin;

“potable fruit content” means the total of the fruit constituents of a soft drink derived from the juice, pith and peel;

“printing” includes the processes of embossing and firing on, and “printed” shall be construed accordingly;

(a) Formerly Ministry: see 1973 c. 36 Sch. 5 para. 8

(b) 1958 c. 27 (N.I.)

(c) 1972 c. 9 (N.I.)

- “registered trade mark” and “trade mark” have the meaning respectively assigned to each by section 68(1) of the Trade Marks Act 1938(d);
- “retail sale” means any sale to a person buying otherwise than for the purpose of resale, but does not include a sale to a caterer for the purposes of his catering business, or a sale to a manufacturer for the purposes of his manufacturing business;
- “saccharin” means the substance defined as such in Schedule 1 and includes saccharin calcium and saccharin sodium as so defined;
- “sell” includes offer or expose for sale or have in possession for sale, and “sale” and “sold” shall be construed accordingly;
- “soft drink” means any liquid intended for sale as drink for human consumption, either without or after dilution, and includes—
- (a) any fruit drink, and any fruit juice squash, crush, or cordial;
  - (b) soda-water, kali-water, Indian or quinine tonic water, and any sweetened artificially carbonated water whether flavoured or unflavoured;
  - (c) ginger beer and any herbal or botanical beverage; but does not include—
    - (i) water (except as aforesaid);
    - (ii) water from natural springs, either in its natural state or with added mineral substances;
    - (iii) fruit juice, sweetened or unsweetened, whether concentrated (or frozen) or not;
    - (iv) milk or any preparation of milk;
    - (v) tea, coffee, dandelion coffee, cocoa or chocolate, or any preparation of tea, coffee, dandelion coffee, cocoa or chocolate;
    - (vi) any egg product;
    - (vii) any cereal product, except—
      - (aa) flavoured barley water and liquid products used in the preparation of barley water, and
      - (ab) cereal products containing alcohol, which are not intoxicating liquor as defined in accordance with sub-paragraph (x);
    - (viii) meat, yeast or vegetable extracts, soup or soup mixtures, or any similar product;
    - (ix) tomato juice, vegetable juice, or any preparation of any such juices;
    - (x) “intoxicating liquor” as defined in the Licensing Act (Northern Ireland) 1971(e);
    - (xi) any other unsweetened drink except soda-water and kali-water; and for the purposes of this definition a product shall not be deemed not to be a soft drink by reason only of the fact that it is capable of being used as a medicine;
- “squash” means a soft drink containing fruit juice, not being a comminuted citrus drink, intended for consumption after dilution and includes any cordial intended for consumption after dilution;
- “sugar” means any soluble carbohydrate sweetening matter;

“sweetened” means containing any added sugar or added polyhydric alcohol or any permitted artificial sweetener, and “unsweetened” shall be construed accordingly.

(2) Any reference in these regulations to a label borne on a container shall be construed as including a reference to any legible marking on the container however effected.

(3) For the purposes of these regulations, the supply of any drink, otherwise than by sale, at, in or from any place where drink is supplied in the course of a business shall be deemed to be a sale of that drink, and any reference to a purchaser shall be construed accordingly.

#### *Artificial sweeteners in soft drinks*

3. The Artificial Sweeteners in Food Regulations (Northern Ireland) 1969(f) shall not apply as respects any soft drink for which requirements respectively as to composition or as to the use of permitted artificial sweeteners are specified in these regulations.

#### *Exemptions*

4.—(1) The following provisions of these regulations shall not apply—

- (a) in relation to any soft drink intended at the time of sale for export to any place outside the United Kingdom or for use as ship's stores;
- (b) in relation to any soft drink supplied under government contracts for consumption by Her Majesty's forces or intended at the time of sale for consumption by a visiting force within the meaning of any of the provisions of Part I of the Visiting Forces Act 1952(g);
- (c) in relation to any sale, consignment or delivery of a soft drink to a manufacturer for the purposes of his manufacturing business;
- (d) in relation to any sale of a soft drink otherwise than in a container.

(2) The provisions of regulations 7 to 12 and 14, shall not apply in relation to any sale, other than a retail sale, of any soft drink in a container containing more than one gallon.

#### *Requirements as to composition for soft drinks*

5.—(1) No soft drink shall contain any added artificial sweetener other than a permitted artificial sweetener, and no person shall sell, consign or deliver any soft drink which does not comply with this provision.

(2) Subject to the provisions of this regulation, any soft drink intended for consumption without dilution which is of a description included in Part I of Schedule 2 or Part I of Schedule 3 shall conform to the requirements as to composition set out in relation thereto in the relevant Part I as respects the fruit juice or potable fruit content, as the case may be, the quantities of added sugar and permitted artificial sweetener therein, and the other requirements therein specified:

Provided that—

- (a) any soft drink (other than soda-water and kali-water) intended for consumption without dilution which is of a description included in Part I of Schedule 2 may contain up to the maximum quantity of permitted artificial sweetener specified in column 4 of Part II of the said Schedule if that soft drink also contains not less than 22½ pounds of sugar per 10 gallons;

(b) if any soft drink to which this paragraph applies is subjected to brewing in the course of its manufacture, allowance shall be made, in assessing the minimum quantity of added sugar therein, for any change in sugar content due to fermentation during such brewing.

(3) Subject to the following provisions of this regulation, any soft drink intended for consumption after dilution which is of a description included in Part II of Schedule 2 or Part II of Schedule 3 shall as respects the fruit juice or potable fruit content, as the case may be, and the quantities of added sugar and permitted artificial sweetener therein either conform to the requirements as to composition set out in relation thereto in the relevant Part II or be of such composition that after dilution in accordance with the instructions referred to in regulation 8 it conforms to the requirements as to composition set out in Part I of Schedule 2 or Part I of Schedule 3 in relation to the corresponding soft drink intended for consumption without dilution.

(4) No soft drink intended for consumption, without or after dilution, by persons suffering from diabetes shall contain any added sugar and no provision of these regulations specifying a maximum quantity of permitted artificial sweetener shall apply in relation to any such soft drink.

(5) Any soft drink intended for consumption, without or after dilution, as a low calorie soft drink shall, in addition to conforming to the relevant requirements as respects the fruit juice or potable fruit content, as the case may be, comply with a maximum calorie content as follows:—

(a) if intended for consumption after dilution it shall contain not more than 7.5 calories per fluid ounce;

(b) if intended for consumption without dilution it shall contain not more than 1.5 calories per fluid ounce:

Provided that the provisions of these regulations specifying a minimum quantity of added sugar or a maximum quantity of permitted artificial sweetener shall not apply in relation to any such soft drink.

(6) A person shall not sell any drink under such a description as to lead an intending purchaser to believe that he is purchasing a soft drink to which paragraph (2), (3), (4) or (5) applies unless the drink complies with the appropriate requirements as to composition set out in those paragraphs in relation to that soft drink.

(7) Where a person sells any drink to a purchaser in response to a request for a soft drink to which paragraph (2), (3), (4) or (5) applies, he shall be deemed to sell that soft drink and under such a description as is specified in paragraph (6) unless he clearly notifies the purchaser at the time of sale that the drink is not that soft drink.

#### *Addition of acids to soft drinks*

6.—(1) Subject to the provisions of these regulations and save as herein-after provided, no soft drink shall contain any added acid:

Provided that—

(a) any soft drink may contain ascorbic acid, citric acid, lactic acid, malic acid, nicotonic acid, tartaric acid and any acid inasmuch as the use of that acid in that soft drink is permitted by the Preservatives in Food Regulations (Northern Ireland) 1975(h) or the Colouring Matter in Food Regulations (Northern Ireland) 1973(i) as amended(j).

(h) S.R. 1975 No. 277 (II, p. 1291)

(i) S.R. & O. (N.I.) 1973 No. 466 (II, p. 2705)

(j) S.R. 1975 No. 283 (II, p. 1370)

- (b) any soft drink other than a fruit squash, a fruit crush or a comminuted citrus drink may contain acetic acid and phosphoric acid.
- (2) A person shall not sell, consign or deliver any soft drink which does not comply with this regulation.

#### *Labelling of soft drinks*

7.—(1) Subject to the provisions of these regulations, a person shall not sell, consign or deliver any citrus squash (whether or not it contains a bitter principle) in a container unless that container bears a label on which there appears as the description of that citrus squash the word "squash" immediately preceded by the name of the appropriate citrus fruit or fruits:

Provided that—

- (a) in the case of any clear citrus squash, other than a clear squash made from lime juice, the word "cordial" may be substituted for the word "squash" on the label;
- (b) in the case of a clear squash made from lime juice the words "lime juice cordial" shall appear on the label as a description of that drink;
- (c) in the case of any squash prepared from citrus juice and barley water and from no other fruit juice, the words "barley water" immediately preceded by the name of the appropriate citrus fruit or fruits shall appear on the label as a description of that drink.

(2) Subject to the provisions of these regulations, a person shall not sell, consign or deliver any citrus crush (whether or not it contains a bitter principle) in a container unless that container bears a label on which there appears as the description of that citrus crush the word "crush" immediately preceded by the name of the appropriate citrus fruit or fruits:

Provided that—

- (a) in the case of any clear citrus crush, the word "cordial" may be substituted for the word "crush" on the label;
- (b) in the case of any crush prepared from citrus juice and barley water and from no other fruit juice, the words "barley crush" immediately preceded by the name of the appropriate citrus fruit or fruits shall appear on the label as a description of that drink.

(3) Subject to the provisions of these regulations, a person shall not sell, consign or deliver any comminuted citrus drink (whether or not it contains a bitter principle) in a container unless that container bears a label on which there appears as the description of that comminuted citrus drink the word "drink" immediately preceded by the name of the appropriate citrus fruit or fruits:

Provided that in the case of any comminuted citrus drink prepared from comminuted citrus fruit and barley water and from no other fruit, the words "barley drink" immediately preceded by the name of the appropriate citrus fruit or fruits shall appear on the label as a description of that drink.

#### *Soft drinks intended for consumption after dilution*

8. Subject to the provisions of these regulations, a person shall not sell, consign or deliver in a container any soft drink intended for consumption after dilution, which is of a description included in Part II of Schedule 2 or Part II of Schedule 3 and does not conform to the requirements as to composition set out in relation thereto in the relevant Part II as respects the fruit juice or potable fruit content, as the case may be, and the quantities of added sugar and permitted artificial sweetener therein, unless that container bears a label on which there appear clear and precise instructions as to the manner in which the drink is to be diluted and the instructions expressly provide for a dilution ratio of not less than four parts of water to one part of the drink.

*Labelling requirements of soft drinks derived from fruit*

9.—(1) A person shall not sell, consign or deliver any soft drink, which does not comply with the requirements as to composition under these regulations as respects fruit juice or potable fruit content, in a container bearing a label on which there appears—

- (a) any pictorial device suggestive of any fruit or fruits;
- (b) any word suggestive of any fruit or fruits not represented in the flavouring of that drink.

(2) Subject to the provisions of these regulations, a person shall not sell, consign or deliver any soft drink which does not comply with the requirements as to composition as respects fruit juice or potable fruit content, in a container bearing a label on which any word suggestive of any fruit is used in relation to that drink unless that label also bears, equally conspicuously and legibly, either—

- (a) a word comprising the name of the fruit so suggested followed by the suffix "ade"; or
- (b) where appropriate, a phrase consisting of the names of the fruits so suggested with the suffix "ade" added to the end of the last of such names; or
- (c) the word "flavour" immediately preceded by the name or names of the fruit or fruits so suggested.

*Semi-sweet soft drinks*

10. Subject to the provisions of these regulations, a person shall not sell, consign or deliver in a container any soft drink as a semi-sweet soft drink unless there appears on the label of that container the words "semi-sweet" immediately preceding the description of that soft drink.

*Diabetic soft drinks*

11. Subject to the provisions of these regulations, a person shall not sell, consign or deliver in a container any soft drink as a drink for consumption by persons suffering from diabetes unless there appears on the label of that container the word "diabetic" immediately preceding the description specified in these regulations for that soft drink, or where no description is so specified, there shall appear conspicuously on the label the words "diabetic drink":

*Low calorie soft drinks*

12. Subject to the provisions of these regulations, a person shall not sell, consign or deliver in a container any soft drink as a low calorie soft drink unless there appears on the label of that container the words "low calorie" in conjunction with the description prescribed by these regulations, where applicable, and otherwise the descriptive name of that soft drink.

*Description of soft drinks for sale from vending machines*

13. A person shall not sell in or from any vending machine any soft drink whether in a container or not, unless there appears in clear lettering in a prominent position on the front of that vending machine a declaration giving the description specified in these regulations for the soft drink which is offered or exposed for sale, where applicable, and otherwise the descriptive name of that soft drink, and where such soft drink contains permitted artificial sweetener the declaration shall also include the expression 'saccharin added' or 'contains saccharin' or where appropriate, any one of the following expressions:—

- (a) 'saccharin and sugar added';
- (b) 'sugar and saccharin added';
- (c) 'contains saccharin and sugar';
- (d) 'contains sugar and saccharin';
- (e) 'sweetened with sugar and saccharin';
- (f) 'sweetened with saccharin and sugar';

Provided that the said description or descriptive name need not be included in the said declaration if a label on a container of the soft drink dispensed from the vending machine, or an exact facsimile of such label, bearing the said description, where applicable, and otherwise the said descriptive name is conspicuous and legible to an intending purchaser on or through the outside of the vending machine.

#### *Requirements for sale of soft drinks from containers and vending machines*

14. All letters, words and instructions required by virtue of regulations 7, 8, 9(2), 10, 11 and 12 to appear on a label on a container or required by virtue of regulation 13 to appear on a vending machine shall conform to the appropriate requirements set out in Schedule 4.

#### *Exemption of labelling requirements of certain registered trade marks.*

15. Nothing in regulations 7, 8 and 9 shall prohibit the use on a label on a container of any registered trade mark registered and used before 11th July, 1963.

#### *Penalties and enforcement*

16.—(1) If any person contravenes or fails to comply with any of the foregoing provisions of these regulations he shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding one hundred pounds or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment, and, in the case of a continuing offence, to a further fine not exceeding five pounds for each day during which the offence continues after conviction.

(2) Each district council shall enforce and execute such provisions in its area.

(3) The requirements of section 47(3) of the Act (which requires notice to be given to the Department of intention to begin a prosecution for an offence against any provisions of these regulations relating to labelling, advertising or description of food) shall not apply as respects any proceedings instituted by a district council for an offence against any such provisions of these regulations.

#### *Defences*

17.—(1) In any proceedings for an offence against these regulations in relation to the publication of an advertisement, it shall be a defence for the defendant to prove that, being a person whose business it is to publish or arrange for the publication of advertisements, he received the advertisement for publication in the ordinary course of business.

(2) Where in any proceedings against the manufacturer or importer of any soft drink in relation to an advertisement for any soft drink the court is satisfied that an advertisement has been published in terms which could constitute an offence against these regulations the manufacturer or importer shall be guilty of such offence unless he proves that he did not publish and was not a party to the publication of the advertisement.

*Amendment and repeal of regulations*

18. The regulations mentioned in columns 1 and 2 of Schedule 5 shall have effect subject to the modifications and repeals specified in column 3 of the Schedule.

Sealed with the Official Seal of the Department of Health and Social Services for Northern Ireland on 23rd November 1976.

(L.S.)

*G. Buchanan*  
Assistant Secretary

## SCHEDULE 1

Regulation 2

## Permitted Artificial Sweeteners

1. *Saccharin*

Saccharin is the substance conforming to the description, specifications and requirements for saccharin contained in the British Pharmacopoeia 1973.

2. *Saccharin calcium*

Saccharin calcium is the calcium derivative of 2-sulphobenzoic imide with  $3\frac{1}{2}$  molecules of water of crystallisation. It contains not less than 98 per cent of  $C_{14}H_8CaN_2O_6S_2$  calculated with reference to the substance dried to constant weight at  $105^\circ C$ .

Description	White crystals or white crystalline powder, odour faintly aromatic, taste intensely sweet.
Solubility	1 g. dissolves in 1.5 g. water.
Loss on drying	When dried to constant weight at $105^\circ C$ , loses not less than 11 per cent, and not more than 15 per cent, of its weight.
Ammonium Compounds	Complies with the test given under Saccharin in the British Pharmacopoeia 1973.
4-Sulphamoylbenzoates	Complies with the test given under Saccharin Sodium in the British Pharmacopoeia 1968.

3. *Saccharin sodium*

Saccharin sodium is the substance conforming to the description, specifications and requirements for saccharin sodium contained in the British Pharmacopoeia 1973.

SCHEDULE 2

PART I

Regulation 5

1734

**Requirements as to composition for Soft Drinks, other than semi-sweet Soft Drinks,  
for consumption without dilution**

The requirements as to composition for soft drinks, other than any soft drink sold as a semi-sweet soft drink, for consumption without dilution shall be those shown in the Table below.

TABLE

Column 1	Column 2	Column 3	Column 4	Column 5
<i>Description of soft drink</i>	<i>Minimum quantity of fruit juice (expressed in terms of juice of natural strength) or potable fruit content, as the case may be</i>	<i>Minimum quantity of added sugar per 10 gallons</i>	<i>Maximum quantity of permitted artificial sweetener per 10 gallons</i>	<i>Other requirements as to composition</i>
			<u>Saccharin</u>	
Citrus juice and barley water	3% citrus fruit juice by volume	4½ lb.	56 grains	—
Lime crushes, lime juice and soda	3% lime juice by volume	4½ lb.	56 grains	—
Citrus crushes (including citrus crushes containing a bitter principle) not otherwise specified in this Part	5% citrus fruit juice by volume	4½ lb.	56 grains	—
Any description of soft drink containing a mixture of citrus and non-citrus fruit juices not otherwise specified in this Part	5% fruit juice by volume	4½ lb.	56 grains	—

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Column 1	Column 2	Column 3	Column 4	Column 5
<i>Description of soft drink</i>	<i>Minimum quantity of fruit juice (expressed in terms of juice of natural strength) or potable fruit content, as the case may be</i>	<i>Minimum quantity of added sugar per 10 gallons</i>	<i>Maximum quantity of permitted artificial sweetener per 10 gallons</i>	<i>Other requirements as to composition</i>
			<i>Saccharin</i>	
Comminuted citrus fruits and barley drinks	1½ lb. potable citrus fruit content per 10 gallons	4½ lb.	56 grains	
Comminuted citrus drinks (including comminuted citrus drinks containing a bitter principle or any citrus or non-citrus juice) not otherwise specified in this Part	2 lb. potable citrus fruit content per 10 gallons	4½ lb.	56 grains	
Any description of soft drink containing fermented apple juice or fermented pear juice	5% fermented apple juice or fermented pear juice by volume	4½ lb.	56 grains	
Any other description of soft drink containing fruit juice not otherwise specified in this Part	5% fruit juice by volume	4½ lb.	56 grains	
Indian or quinine tonic water	—	4½ lb.	56 grains	To contain not less than ½ grain of quinine (calculated as quinine sulphate B.P.) per pint.
Kali-water	—	—	—	To contain not less than 5 grains of potassium bicarbonate per pint

Column 1	Column 2	Column 3	Column 4	Column 5
<i>Description of soft drink</i>	<i>Minimum quantity of fruit juice (expressed in terms of juice of natural strength) or potable fruit content, as the case may be</i>	<i>Minimum quantity of added sugar per 10 gallons</i>	<i>Maximum quantity of permitted sweetener per 10 gallons</i>	<i>Other requirements as to composition</i>
			<i>Saccharin</i>	
Soda-water	—	—	—	To contain not less than 5 grains of sodium bicarbonate per pint
Dry ginger ale	—	3 lb.	56 grains	—
Brewed ginger beer and herbal and botanical beverages	—	2 lb.	80 grains	—
Any description of soft drink (except those mentioned in Part II) not otherwise specified in this Part	—	4½ lb.	56 grains	—

## PART II

**Requirements as to composition for Soft Drinks, other than semi-sweet Soft Drinks, for consumption after dilution**

The requirements as to composition for soft drinks, other than any soft drink sold as a semi-sweet soft drink for consumption after dilution shall be those shown in the Table below.

TABLE

Column 1	Column 2	Column 3	Column 4
<i>Description of soft drink</i>	<i>Minimum quantity of fruit juice (expressed in terms of juice of natural strength) or potable fruit content, as the case may be</i>	<i>Minimum quantity of added sugar per 10 gallons</i>	<i>Maximum quantity of permitted artificial sweetener per 10 gallons</i> <i>Saccharin</i>
Citrus juice and barley water	15% citrus fruit juice by volume	22½ lb.	280 grains
Citrus squashes (including citrus squashes containing a bitter principle) not otherwise specified in this Part	25% citrus fruit juice by volume	22½ lb.	280 grains
Any description of soft drink containing a mixture of citrus and non-citrus fruit juices not otherwise specified in this Part	25% fruit juice by volume	22½ lb.	280 grains
Comminuted citrus fruit and barley drinks	7 lb. potable citrus fruit content per 10 gallons	22½ lb.	280 grains
Comminuted citrus drinks (including comminuted citrus drinks containing a bitter principle or any citrus or non-citrus juice) not otherwise specified in this Part	10 lb. potable citrus fruit content per 10 gallons	22½ lb.	280 grains
Non-citrus fruit squashes	10% non-citrus fruit juice by volume	22½ lb.	280 grains
Any description of soft drink (except those mentioned in Part I) not otherwise specified in this Part		22½ lb.	280 grains

## SCHEDULE 3

## Regulation 5

## PART I

**Requirements as to composition for semi-sweet Soft Drinks for  
consumption without dilution**

The requirements as to composition for soft drinks, sold as semi-sweet soft drinks, for consumption without dilution shall be those shown in the Table below.

TABLE

Column 1	Column 2	Column 3		Column 4
<i>Description of semi-sweet soft drink</i>	<i>Minimum quantity of fruit juice (expressed in terms of juice of natural strength) or potable fruit content, as the case may be</i>	<i>Quantity of added sugar per 10 gallons</i>		<i>Maximum quantity of permitted artificial sweetener per 10 gallons</i>
		<i>Min.</i>	<i>Max.</i>	<i>Saccharin</i>
Citrus juice and barley water	3% citrus fruit juice by volume	2½ lb.	3 lb.	28 grains
Lime crushes, lime juice and soda	3% lime juice by volume	2½ lb.	3 lb.	28 grains
Citrus crushes (including citrus crushes containing a bitter principle) not otherwise specified in this Part	5% citrus fruit juice by volume	2½ lb.	3 lb.	28 grains
Any description of soft drink containing a mixture of citrus and non-citrus fruit juices not otherwise specified in this Part	5% fruit juice by volume	2½ lb.	3 lb.	28 grains
Comminuted citrus fruit and barley drinks	1½ lb. potable citrus fruit content per 10 gallons	2½ lb.	3 lb.	28 grains
Comminuted citrus drinks (including comminuted citrus drinks containing a bitter principle or any citrus or non-citrus juice) not otherwise specified in this Part	2 lb. potable citrus fruit content per 10 gallons	2½ lb.	3 lb.	28 grains
Any description of soft drink containing fruit juice not otherwise specified in this Part	5% fruit juice by volume	2½ lb.	3 lb.	28 grains

## PART II

**Requirements as to composition for semi-sweet Soft Drinks for consumption after dilution**

The requirements as to composition for soft drinks, sold as semi-sweet soft drinks, for consumption after dilution shall be those shown in the Table below.

TABLE

Column 1	Column 2	Column 3		Column 4
<i>Description of semi-sweet soft drink</i>	<i>Minimum quantity of fruit juice (expressed in terms of juice of natural strength) or potable fruit content, as the case may be</i>	<i>Quantity of added sugar per 10 gallons</i>		<i>Maximum quantity of permitted artificial sweetener per 10 gallons</i>
		<i>Min.</i>	<i>Max.</i>	<i>Saccharin</i>
Citrus juice and barley water	15% citrus fruit juice by volume	11½ lb.	15 lb.	140 grains
Citrus squashes (including citrus squashes containing a bitter principle) not otherwise specified in this Part	25% citrus fruit juice by volume	11½ lb.	15 lb.	140 grains
Any description of soft drink containing a mixture of citrus and non-citrus fruit juices not otherwise specified in this Part	25% fruit juice by volume	11½ lb.	15 lb.	140 grains
Comminuted citrus fruit and barley drinks	7 lb. potable citrus fruit content per 10 gallons	11½ lb.	15 lb.	140 grains
Comminuted citrus drinks (including comminuted citrus drinks containing a bitter principle or any citrus or non-citrus juice) not otherwise specified in this Part	10 lb. potable citrus fruit content per 10 gallons	11½ lb.	15 lb.	140 grains
Non-citrus fruit squashes	10% non-citrus fruit juice by volume	11½ lb.	15 lb.	140 grains

## SCHEDULE 4

## Regulation 14

## Labelling of Containers and Vending Machines

1. The provisions of Schedule 5 to the Labelling of Food Regulations (Northern Ireland) 1970(k) as amended(l) shall apply to all letters, words and instructions required to appear on a label on a container by virtue of regulations 7, 8, 9(2), 10, 11 and 12 of these regulations, as they apply to any appropriate designation or common or usual name required by regulation 5(2) of the Labelling of Food Regulations (Northern Ireland) 1970.

2. Every letter and word appearing on a vending machine which is required to appear by virtue of regulation 13 shall be printed in a dark block type upon a light coloured ground or in a light block type upon a dark coloured ground, shall be of uniform colour and size and—

- (a) if it is part of the description or descriptive name referred to in that regulation, shall not be less than 12 millimetres in height;
- (b) if it is part of any expression specified in that regulation, shall not be less than 6 millimetres in height.

3. For the purposes of paragraph 2 any requirement that letters or words shall be of uniform height, colour or size shall be construed as being subject to the saving that any inconsiderable variation in height, colour or size, as the case may be, may be disregarded.

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(k) S.R. & O. (N.I.) 1970 No. 80 (p. 339).

(l) S.R. & O. (N.I.) 1972 No. 318 (p. 1516), S.R. 1974 No. 196 (I, p. 831), S.R. 1975 No. 275 (II, p. 1285), S.R. 1976 No. 165, S.R. 1976 No. 183 and S.R. 1976 No. 212

## SCHEDULE 5

Regulation 18

## Modifications and Repeals

Column 1	Column 2	Column 3
<i>Statutory Rules</i>	<i>Relevant provision</i>	<i>Modification</i>
The Soft Drinks Regulations (Northern Ireland) 1964 S.R. & O. (N.I.) 1964 No. 94 (p. 507)	The whole regulations	Revoked
The Soft Drinks (Amendment) Regulations (Northern Ireland) 1969 S.R. & O. (N.I.) 1969 No. 347 (p. 1568)	The whole regulations	Revoked
The Labelling of Food Regulations (Northern Ireland) 1970 S.R. & O. (N.I.) 1970 No. 80 (p. 339)	Regulation 2(1)	In the definition of "soft drink" for "1964" substitute "1976". In footnote (m) for "S.R. & O. (N.I.) 1964 No. 94" substitute "S.R. 1976 No. 357".
The Soft Drinks (Amendment) Regulations (Northern Ireland) 1970 S.R. & O. (N.I.) 1970 No. 278 (p. 1345)	The whole regulations	Revoked
The Labelling of Food (Amendment) Regulations (Northern Ireland) 1972 S.R. & O. (N.I.) 1972 No. 318 (p. 1516)	Regulation 5	Delete
The Preservatives in Food Regulations (Northern Ireland) 1975 S.R. 1975 No. 277 (II, p. 1291)	Regulation 2(1)	In the definition of "freeze drink", "fruit juice" and "soft drink" for "1964" substitute "1976".  In footnote (f) for "S.R. & O. (N.I.) 1964 No. 94 (p. 507)" substitute "S.R. 1976 No. 357".
The Emulsifiers and Stabilisers in Food Regulations (Northern Ireland) 1975 S.R. 1975 No. 278 (II, p. 1323)	Regulation 2(1)	In the definition of "soft drink" for "1964" substitute "1976".  In footnote (l) for "S.R. & O. (N.I.) 1964 No. 94 (p. 507)" substitute "S.R. 1976 No. 357".

*(This note is not part of the regulations but is intended to indicate their general purport.)*

These regulations consolidate and add new provisions to the Soft Drinks Regulations (Northern Ireland) 1964 as amended by the Soft Drinks (Amendment) Regulations (Northern Ireland) 1969, the Soft Drinks (Amendment) Regulations (Northern Ireland) 1970 and the Labelling of Food (Amendment) Regulations (Northern Ireland) 1972. The references to the new provisions appear in *italic* in this note.

The regulations—

- (a) specify that a soft drink shall not contain any added artificial sweetener other than a permitted artificial sweetener (regulation 5(1) and Schedule 1).
- (b) specify standards of composition for soft drinks (regulation 5(2) and Schedules 2 and 3) *and the new provisions provide that a soft drink intended for consumption after dilution which is of a specified description may as respects the fruit juice or potable fruit content and the quantities of added sugar and permitted artificial sweetener therein be of such composition that after dilution in accordance with the instructions referred to below it conforms to the requirements as to composition for the corresponding soft drink intended for consumption without dilution (regulation 5(3))*;
- (c) impose special requirements as to composition and labelling for soft drinks for consumption by persons suffering from diabetes (regulation 5(4) and 11), for low calorie soft drinks (regulation 5(5) and 12), and for the labelling of semi-sweet soft drinks (regulation 10);
- (d) specify the acids permitted to be used in soft drinks (regulation 6);
- (e) specify descriptions for the labelling of soft drinks made from citrus fruits or the juice of citrus fruits (regulation 7) *and the new provisions require containers of soft drinks intended for consumption after dilution which do not conform to the existing compositional requirement for those drinks to be labelled with clear and precise instructions as to the manner of dilution and as to the dilution ratio which must not be less than four parts water to one part of the particular drink (regulation 8)*;
- (f) impose restrictions on the use of pictorial devices and words suggestive of fruit on the labels of containers of soft drinks which do not comply with the compositional requirements as respects fruit juice and potable fruit content (regulation 9);
- (g) impose requirements for vending machines containing soft drinks to bear a declaration giving a specified description or descriptive name, and where appropriate a declaration as to any permitted artificial sweetener added (regulation 13 and Schedule 4);
- (h) specify requirements as to size and colour of all letters and words required by the regulations to appear on labels (regulation 14 and Schedule 4);
- (i) make consequential amendments to the Labelling of Food Regulations (Northern Ireland) 1970, the Preservatives in Food Regulations (Northern Ireland) 1975 and the Emulsifiers and Stabilisers in Food Regulations (Northern Ireland) 1975 (regulation 18 and Schedule 5).

The regulations do not apply to soft drinks intended for export, supplied for consumption by Her Majesty's forces or a visiting force or in relation to sales to a manufacturer for the purposes of his manufacturing business or to any soft drink sold in an unclosed drinking vessel (regulation 4(1)).