

1977 No. 53

WEIGHTS AND MEASURES**Weights and Measures (Sale of Wine) Order (Northern Ireland) 1977**

Made 3rd March 1977

Coming into operation 1st May 1977

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

The Department(a) of Commerce, after consultation 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, in exercise of the powers conferred on it by section 15(2) and (3) of the Weights and Measures Act (Northern Ireland) 1967(b) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Weights and Measures (Sale of Wine) Order (Northern Ireland) 1977 and shall come into operation on 1st May 1977.

(2) In this Order “wine” and “British wine” have the same meanings respectively as they had for the purposes of the Customs and Excise Act 1952(c) immediately before the end of 1975.

Revocation

2. The Weights and Measures (Sale of Wine) Order (Northern Ireland) 1974(d) is hereby revoked.

Pre-packing and sale requirements

3.—(1) Subject to paragraph 2 of this Article, wine and British wine for consumption on the premises at which it is sold shall—

(a) be pre-packed only in one of the following quantities, that is to say—

(i) 25 cl, 50 cl, 75 cl, or 1 litre; or .

(ii) 10 fl oz, or 20 fl oz;

(b) when not pre-packed, be sold only in those quantities; and

(c) whether pre-packed or not be sold only if a statement in writing showing the quantities in which wine or British wine is offered for sale is either displayed on those premises in such a position and manner as to be readily available without special request for inspection by the buyer before the sale is made, or is contained in every wine-list and menu which is available to the buyer on those premises before the sale is made and which indicates that wine or British wine is for sale for consumption on those premises.

(a) Formerly Ministry: see 1973 c. 36 s. 40 and Sch. 5 para. 8(1)

(b) 1967 c. 6 (N.I.)

(c) 1952 c. 44

(d) S.R. 1974 No. 283 (II, p. 1344)

(2) Paragraph 1 shall not apply in the case of wine or British wine which—

- (a) is pre-packed in a securely closed bottle whether or not it is to be decanted at the request of the buyer before being served; or
- (b) is sold in the glass or other vessel from which it is intended to be drunk.

Contravention

4.—(1) Without prejudice to the provisions of section 16 of the Weights and Measures Act (Northern Ireland) 1967, if paragraph 1(c) of Article 3 is contravened, the occupier of the premises in question shall be guilty of an offence.

(2) Any person guilty of an offence under paragraph 1 shall be liable on summary conviction to a fine not exceeding £100.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland on 3rd March 1977.

(L.S.)

W. T. McCrory

Assistant Secretary

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order which revokes the Weights and Measures (Sale of Wine) Order (Northern Ireland), 1974 requires that wine or British wine, sold on the premises at which it is to be consumed, other than in a drinking glass or pre-packed in a securely closed bottle, shall be sold only in the prescribed quantities of 25 cl, 50 cl, 75 cl, 1 litre, 10 fl oz or 20 fl oz.

This Order also requires the quantities in which wine is offered in such premises to be clearly displayed to a prospective buyer or contained in every wine list or menu offering wine for consumption on the premises.