

1980 No. 149

WEIGHTS AND MEASURES

Weights and Measures (Milk and Solid Fuel Vending Machines) Regulations
(Northern Ireland) 1980

Made 8th May 1980

Coming into operation 1st July 1980

The Department(a) of Commerce, in exercise of the powers conferred on it by section 15(4)(b) and (d) of the Weights and Measures Act (Northern Ireland) 1967(b) and of every other power enabling it in that behalf, hereby makes the following Regulations:—

Citation, commencement and revocation

1.—(1) These Regulations may be cited as the Weights and Measures (Milk and Solid Fuel Vending Machines) Regulations (Northern Ireland) 1980 and shall come into operation on 1st July 1980.

(2) The Weights and Measures (Milk and Solid Fuel Vending Machines) Regulations (Northern Ireland) 1967(c) and the Weights and Measures (Milk and Solid Fuel Vending Machines) (Amendment) Regulations (Northern Ireland) 1976(d) are hereby revoked.

Display of information

2. The information required to be displayed—

(a) on or in a milk vending machine by virtue of Article 3 of the Weights and Measures (Milk) Order (Northern Ireland) 1980(e); and

(b) on or in a solid fuel vending machine by virtue of paragraph 4 of Schedule 4 to the Weights and Measures Act (Northern Ireland) 1967,

shall be displayed in accordance with the following Regulations.

Units of measurement and style of display

3.—(1) The units of measurement to be used in marking any such machine with information as to the quantity comprised in each item for sale by means of that machine shall be the same units of measurement as are used to mark the container included in that item with a statement of quantity as required by section 1(4)(a) of the Weights and Measures Act 1979(f) or as would be so used but for any exemption from that requirement having effect by virtue of regulations made under section 13 of that Act(g).

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

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

(c) S.R. & O. (N.I.) 1967 No. 222 (p. 783)

(d) S.R. 1976 No. 327 (II, p. 1656)

(e) S.R. 1980 No. 33

(f) 1979 c. 45; see S.R. 1979 No. 435 Reg. 10

(g) See S.R. 1979 No. 435, Reg. 5(2)(a) and Sch. 3 Part I

(2) The characters in which that information is displayed shall be clear and legible and shall be marked upon a plain background and in a colour which is a distinct and conspicuous contrast thereto.

(3) The characters in which that information is displayed shall be not less than 10 mm in height.

(4) The numerator and denominator together indicating a vulgar fraction shall appear one on top of the other and for the purposes of paragraph (3) shall be treated as a single character.

Location of information

4.—(1) The information referred to in Regulation 3 shall be displayed prominently so that a prospective buyer can read it easily and, unless the information is displayed near to or upon an example of the relevant item or its container which is visible in the machine to a prospective buyer, shall be displayed—

(a) in the case of a machine by means of which a selection of items can be offered to prospective buyers in a position near to or upon the device by which selection of the relevant item is effected; or

(b) in any other case in a position near to a coin slot.

(2) In the case of a machine by means of which a selection of items can be offered the said information shall be displayed so as to indicate clearly to which one of a series of coin slots, press buttons, drawers or other selecting devices or to which selecting position of a single selecting device the information relates.

Name and address of seller

5. The statement of the name and address of the seller which is required to be displayed if the machine is not on premises where the seller carries on business shall be clearly and legibly marked upon the machine in a position where it can be easily seen by a prospective buyer.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland on 8th May 1980.

(L.S.)

W. T. McCrory
Assistant Secretary

EXPLANATORY NOTE

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

These Regulations replace the Weights and Measures (Milk and Solid Fuel Vending Machines) Regulations (Northern Ireland) 1967 (S.R. & O. (N.I.) 1967 No. 222) as amended by the Weights and Measures (Milk and Solid Fuel Vending Machines) (Amendment) Regulations (Northern Ireland) 1976 (S.R. 1976 No. 327).

The Regulations apply to vending machines by means of which pre-packed milk and solid fuel are for sale and specify (a) the manner in which information is to be displayed on or in such vending machines (b) the units of measurement to be used in marking the machines with information about the quantity of each item therein for sale.

The changes are:

- (1) In the case of milk, the information is now required to be displayed on or in the machine by virtue of the Weights and Measures (Milk) Order (Northern Ireland) 1980;
- (2) The Regulations still require vending machines by means of which pre-packed milk and solid fuel are for sale to be marked with the same units of measurement as are required to be marked on the container of the item in question (or would be marked if the container was not exempt from that requirement). From 1st January 1980 that requirement arises under the Weights and Measures Act 1979 (instead of the Weights and Measures Act (Northern Ireland) 1967). There is an exemption in the case of milk when made up in transparent containers in quantities of $\frac{1}{3}$ pt, $\frac{1}{2}$ pt or 1 pint.

A contravention of or failure to comply with the requirements of these Regulations is an offence under the Weights and Measures Act (Northern Ireland) 1967, as amended.