

1981 No. 393

WEIGHTS AND MEASURES**Weights and Measures (Coffee and Coffee Mixtures) Order
(Northern Ireland) 1981***Made* 10th December 1981*Coming into operation* 1st January 1982

The Department of Commerce, in exercise of the powers conferred on it by Articles 19(2), (3) and (7) of the Weights and Measures (Northern Ireland) Order 1981(a) and of every other power enabling it in that behalf, and after consultation, in accordance with Article 48(2) of that Order, 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, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Weights and Measures (Coffee and Coffee Mixtures) Order (Northern Ireland) 1981 and shall come into operation on 1st January 1982.

Interpretation

2. In this Order—

“coffee” means the dried seed of the coffee plant whether or not such seed has been roasted or ground or both roasted and ground and whether or not it has been subjected to a decaffeination process;

“coffee and chicory mixture” means a mixture of roasted coffee and chicory which contains no substance other than roasted coffee and chicory;

“French coffee — coffee and chicory mixture” means a mixture of roasted coffee and chicory of which not less than 51% by weight is coffee and which contains no substance other than roasted coffee and chicory;

“Viennese coffee — coffee with fig flavouring” means a mixture of roasted coffee and fig of which not less than 85% by weight is coffee and which contains no substance other than roasted coffee and fig;

“coffee mixture” means coffee and chicory mixture, French coffee — coffee and chicory mixture, or Viennese coffee — coffee with fig flavouring, whether or not they have been subjected to a decaffeination process;

“coffee bag” means a permeable sealed bag, which is intended to be immersed in water in the course of preparation to drink, containing coffee or a coffee mixture, or a mixture of any of those products and instant coffee within the meaning of the Weights and Measures (Coffee Extracts and Chicory Extracts) Order (Northern Ireland) 1979(b), which consists predominantly of coffee or a coffee mixture.

Revocation

3. Parts V and VII of Schedule 3 and paragraph 2 of Schedule 7 to the Weights and Measures (Northern Ireland) Order 1981, so far as they apply, shall cease to apply

(a) S.I. 1981/231 (N.I. 10)

(b) S.R. 1979 No. 384

to coffee (including coffee beans, coffee powders of all kinds, ground coffee, mixtures of coffee and chicory and mixtures of coffee and other products) and references to those products in Part V of Schedule 3 shall be deleted.

Control of sale

4. Coffee and coffee mixtures which are not pre-packed shall, when sold by retail, be sold only by net weight.

Pre-packing requirements

5.—(1) Subject to paragraph (2), coffee and coffee mixtures and the contents of coffee bags shall be pre-packed only if they are made up in one of the following quantities by net weight, that is to say—

(a) 2 oz, 4 oz, 8 oz, 12 oz, 1 lb, 1½ lb or a multiple of 1 lb; or

(b) 75 g, 125 g, 250 g, 500 g, 750 g, 1 kg or a multiple of 500 g.

(2) There shall be exempted from the requirements of paragraph (1) products made up in quantities of less than 25 g and more than 5 kg.

Quantity marking

6.—(1) Subject to paragraph (2), coffee and coffee mixtures and the contents of coffee bags shall be pre-packed only if the container is marked with an indication of quantity by net weight.

(2) There shall be exempted from the requirements of paragraph (1) products made up in quantities of less than 25 g.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland on 10th December 1981.

(L.S.)

W. T. McCrory

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order implements the requirements of Council Directive No. 80/232/EEC (OJ No. L51, 25.2.1980, p. 1). It prescribes a range of metric as well as imperial quantities and makes provision for quantity marking for pre-packed coffee (including coffee mixtures and coffee bags but not including coffee extracts and chicory extracts covered by the Weights and Measures (Coffee Extracts and Chicory Extracts) Order (Northern Ireland) 1979 [S.R. 1979 No. 384]. The Order supersedes Parts V and VII of Schedule 3 and paragraph 2 of Schedule 7 to the Weights and Measures (Northern Ireland) Order 1981, which will cease to apply to coffee.

The products covered by this Order are coffee and the following coffee mixtures, namely coffee and chicory mixture, French coffee — coffee and chicory mixture, and Viennese coffee — coffee with fig flavouring, and the contents of coffee bags which consist wholly or predominantly of coffee or coffee mixtures but may also include instant coffee.

The Order provides that:

- (a) products which are not pre-packed shall, when sold by retail, be sold only by net weight. (Art. 4);
- (b) products made up in quantities of 25g (approximately $\frac{9}{10}$ oz) or more and not more than 5 kg (approximately 11 lb) are to be pre-packed only in prescribed imperial or metric weights (Art. 5);
- (c) products made up in quantities of 25g or more are to be pre-packed only if the container is marked with an indication of quantity by net weight (Art. 6).