

## 1986 No. 21

## MILK

**Importation of Milk (Amendment) Regulations (Northern Ireland) 1986**

*Made* . . . . . 24th January 1986

*Coming into operation* . . . . . 10th March 1986

The Department of Agriculture, in exercise of the powers conferred on it by section 1 of the Importation of Milk Act 1983(a) and of every other power enabling it in that behalf, hereby makes the following regulations:—

*Citation and commencement*

1. These regulations may be cited as the Importation of Milk (Amendment) Regulations (Northern Ireland) 1986 and shall come into operation on 10th March 1986.

*Interpretation*

2. The Interpretation Act (Northern Ireland) 1954(b) shall apply to these regulations as it applies to a Measure of the Northern Ireland Assembly.

*Amendment of the Importation of Milk Regulations (Northern Ireland) 1983*

3. The Importation of Milk Regulations (Northern Ireland) 1983(c) shall be amended as follows:—

(a) in regulation 2(2)—

(i) the definitions of “catering establishment” and “ultimate consumer” shall be deleted, and

(ii) in the definition of “standardised whole milk” for “3·83%” there shall be substituted the words “a percentage to be published by the Department by notice in the Belfast Gazette”;

(b) in regulation 4—

(i) in paragraph (1)(a)(vi) the words “in which it is to be supplied to the ultimate consumer or to a catering establishment” shall be deleted, and

(ii) in paragraph (1)(b)(ii) after the word “frozen” there shall be inserted the words “and packaged”;

(c) in regulation 10(1) for the sum “£1,000” there shall be substituted the sum “£2,000”;

(d) in paragraph 2 of Schedule 1 the words “in which it is to be supplied to the ultimate consumer or to a catering establishment” shall be deleted; and

(e) in Schedule 2—

(i) in paragraph 2(1) the words “in which it is to be supplied to the ultimate consumer or to a catering establishment” shall be deleted,

(ii) in paragraph 3(2) for the words “or that of human health” there shall be substituted the words “or that human health”,

(a) 1983 c. 37

(b) 1954 c. 33 (N.I.)

(c) S.R. 1983 No. 338

- (iii) in paragraph 7 for the words "the Department" there shall be substituted the words "which an authorised officer".

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 24th January 1986.

(L.S.)

S. R. Armstrong

Assistant Secretary

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### EXPLANATORY NOTE

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

These regulations amend the Importation of Milk Regulations (Northern Ireland) 1983 as follows:—

(1) The definition of "standardised whole milk" in the 1983 regulations is amended to the effect that the minimum fat content of such milk (previously 3·83%) is in future to be published by the Department of Agriculture in the Belfast Gazette (regulation 3(a)).

(2) The requirement in regulation 4(1)(a)(vi) whereby milk and cream may be imported only for supply to the ultimate consumer or to a catering establishment is deleted and corresponding deletions are made in regulation 2(2) and Schedules 1 and 2 (regulation 3(b), (d), (e)).

(3) The requirement in regulation 4(1)(b)(ii) whereby cream may be imported only if it has been frozen immediately after heat treatment is amended to require immediate packaging as well as freezing (regulation 3(b)).

(4) The maximum fine for an offence created by regulation 10 is increased from £1,000 to £2,000 (regulation 3(c)).

The regulations also amend the 1983 Regulations by:—

- (a) correcting a typographical error in paragraph 3(2) of Schedule 2 (regulation 3(e)), and
- (b) specifying that milk is removed under paragraph 7 of Schedule 2 by an authorised officer (as defined in regulation 2(2) of the 1983 regulations) and not the Department.