



# Agriculture and Horticulture Act 1964

## 1964 CHAPTER 28

### PART III

#### GRADING AND TRANSPORT OF FRESH HORTICULTURAL PRODUCE

##### *Grading of produce*

#### **11 Power to prescribe grades.**

- (1) The Ministers may in relation to any description of fresh horticultural produce by regulations designate and define grades of quality, and prescribe for each grade the form of a label for indicating that produce in connection with which the label is used falls within that grade.
- (2) Regulations under subsection (1) above may provide that a label recognised under the law of any country outside Great Britain as indicating that produce in connection with which it is used is of a quality not inferior to that required for a grade prescribed under that subsection shall be treated for the purposes of this Part of this Act as if it were in the form so prescribed for that grade.
- [<sup>F1</sup>(3) Regulations under subsection (1) above shall not apply to produce of any description for the time being subject to Community grading rules; but in relation to any such produce the Ministers may by regulations—
  - (a) make additional provision as to the form of any label required for the purpose of those rules or as to the inclusion in any such label of additional particulars (not affecting the grading of the produce);
  - (b) provide for the application, subject to any modifications specified in the regulations, of all or any of the following provisions of this Part of this Act as if the produce were regulated produce and as if the standards of quality established by those rules were prescribed grades;]

#### **Textual Amendments**

**F1** S. 11(3) added by [European Communities Act 1972 \(c. 68, SIF 29:5\)](#), s. 4, [Sch. 4 para. 4\(1\)](#)

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*Changes to legislation: There are currently no known outstanding effects for the  
Agriculture and Horticulture Act 1964, Section 11. (See end of Document for details)*

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**Modifications etc. (not altering text)**

- C1** S. 11(3) explained (17.11.2003) by [Horticultural Produce \(Community Grading Rules\) \(Scotland\) Regulations 2003 \(S.S.I. 2003/502\)](#), regs. 1(2), **2**

**Changes to legislation:**

There are currently no known outstanding effects for the Agriculture and Horticulture Act 1964, Section 11.