
 STATUTORY INSTRUMENTS

1984 No. 1316

WEIGHTS AND MEASURES

**The Weights and Measures Act 1963 (Miscellaneous Foods)
Order 1984**

Laid before Parliament in draft

Made - - - - 17th August 1984

Coming into Operation 2nd September 1984

Whereas the Secretary of State pursuant to section 54(2) of the Weights and Measures Act 1963(a) (hereinafter referred to as “the Act”) has consulted with organisations appearing to him to be representative of interests substantially affected by this Order and considered the representations made to him by such organisations with respect to the subject matter of this Order:

And whereas a draft of this Order has been laid before Parliament and approved by resolution of each House of Parliament pursuant to section 54(3) of the Act:

Now, therefore, the Secretary of State, in exercise of the powers conferred by sections 21(2), (3) and (5) and 54(1) and (4) of the Act and now vested in him(b) and of all other powers enabling him in that behalf, hereby makes the following Order:—

Citation, commencement and revocation

1.— (1) This Order may be cited as the Weights and Measures Act 1963 (Miscellaneous Foods) Order 1984 and shall come into operation on 2nd September 1984.

(2) The Orders specified in Schedule 2 hereto are hereby revoked.

Interpretation

2. In this Order, unless the context otherwise requires—

“biscuits” includes wafers, rusks, crispbreads, extruded flatbread, oatcakes and matzos;

“bread” means bread in any form other than breadcrumbs and includes the

(a) 1963 c.31, as amended by the Weights and Measures &c. Act 1976 (c.77) and the Weights and Measures Act 1979 (c.45).

(b) S.I. 1970/1537.

following, and any part of the following, that is to say, fancy loaves and milk loaves and “loaf” in relation to bread includes a roll and a bap; and for the purposes of this Order any pre-packed sliced bread shall be deemed to be a whole loaf of bread and the pre-packing of sliced bread in any quantity by net weight shall be deemed to be the making for sale of a whole loaf of bread of that net weight;

“chicory”, “chicory extract paste”, “coffee”, “coffee mixture”, “coffee extract paste”, “instant chicory”, “instant coffee”, “liquid chicory extract” and “liquid coffee extract” have the same meanings as they have in the Coffee and Coffee Products Regulations 1978(a);

“chocolate confectionery”, “flour confectionery” and “sugar confectionery” have the same meanings as they have in the Food Labelling Regulations 1984(b);

“cocoa product”, “chocolate product”, “fancy chocolate product”, “container” in relation to these products and “reserved description” have the same meanings as they have in the Cocoa and Chocolate Products Regulations 1976(c); except that “cocoa product” and “chocolate product” shall include a product specially prepared for diabetics or to which a slimming claim (as defined in the said Regulations) is lawfully applied and which has been specially prepared in connection with that claim by the addition of any ingredient other than an edible substance as so defined;

“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, which consists predominantly of coffee or a coffee mixture;

“liquid coffee and chicory products” means liquid coffee extract and liquid chicory extract, and blends thereof;

“milk” means cows’ milk in any liquid form other than that of condensed milk (including evaporated milk) or of cream;

“potatoes” means potatoes in the state in which they were harvested or in that state apart from cleaning;

“solid and paste coffee and chicory products” means instant coffee, coffee extract paste, instant chicory, chicory extract paste, and blends thereof, and extracts of blends of roasted coffee and roasted chicory.

Schedule 4 of the Act to cease to have effect

3. Schedule 4 to the Act, so far as it still applies, shall cease to have effect.

General requirements for certain foods to be pre-packed in prescribed quantities and their containers to be quantity marked or, when not pre-packed, to be sold by retail by quantity

4.—(1) Subject to the following provisions of this Order, the foods specified in column 1 of Schedule 1 to this Order, other than chunk honey and comb

(a) S.I. 1978/1420.

(b) S.I. 1984/1305.

(c) S.I. 1976/541, as amended by S.I. 1984/1305.

honey and cut lump salt, shall be pre-packed or, in the case of sugar, otherwise made up in a container for sale, only if they are made up in one of the quantities by net weight, or, in the case of milk, by capacity measurement, specified in column 2 in relation to the foods, subject to the exceptions specified in column 3.

(2) Subject to the following provisions of this Order, the foods specified in column 1 of Schedule 1 to this Order, other than cut lump salt and milk, shall be pre-packed or, in the case of honey, cocoa products and chocolate products, solid and paste coffee and chicory products and sugar, otherwise made up in a container for sale, only if the container is marked with an indication of quantity by net weight, subject to the exemptions specified in column 4.

(3) Subject to the following provisions of this Order, the foods specified in column 1 of Schedule 1 to this Order, other than bread and chunk honey and comb honey and milk, shall, when not pre-packed, if sold by retail be sold only by net weight, subject to the exceptions specified in column 5.

Provision for the containers of certain foods not sold by retail to be accompanied by a document indicating quantity

5.— (1) In the case of solid and paste coffee and chicory products, cocoa products to which this Article applies or honey pre-packed or otherwise made up in a container for sale, the information required by Article 4(2) above or 9(2) below to be marked on the container may, if:—

(a) the foods are not sold by retail; and

(b) the net weight of the foods is not less than the particular quantities specified in paragraph (3) below in relation to the foods,

be given at the time when they are sold in a document accompanying the container and containing an indication of quantity by net weight expressed in the case of cocoa products in metric units of measurement and in other cases in both imperial and metric units.

(2) This Article applies to cocoa products only of the following reserved descriptions, that is to say, cocoa bean, cocoa nib, cocoa dust, cocoa fines, cocoa mass, cocoa press cake, fat-reduced cocoa press cake and expeller cocoa press cake.

(3) The quantities referred to in paragraph (1) above are:

solid and paste coffee and chicory products	5 kg
cocoa products	10 kg
honey	10 kg

Special provisions in respect of particular foods

Biscuits and shortbread

6.— (1) Article 4(1) and (2) above shall not apply in relation to biscuits which have been pre-packed on the same premises as those on which they were produced, and either:—

- (a) the biscuits are in the possession of the producer for sale by him by retail on those premises; or
- (b) if the producer has agreed to sell or has sold the biscuits, he agreed to sell or sold them by retail on those premises.

(2) Biscuits to which paragraph (1) above applies (other than wafer biscuits which are not cream-filled) shall be pre-packed only if the container is marked with an indication of quantity by net weight:

Provided that there shall be exempted from the requirements of this paragraph biscuits pre-packed in a quantity not exceeding 100 g.

(3) Shortbread shall be pre-packed only if the container is marked with an indication of quantity by net weight:

Provided that there shall be exempted from the requirements of this paragraph shortbread—

- (a) where made up in a quantity not exceeding 50 g; or
- (b) consisting of a piece or pieces each weighing 200 g or more.

(4) Wafer biscuits which are not cream-filled shall be pre-packed only if the container is marked with an indication of quantity by number or, in the case of a container marked with the EEC mark within the meaning of section 5 of the Weights and Measures Act 1979(a), only if it is marked with an indication of quantity by net weight.

(5) Wafer biscuits which are not cream-filled and which are not pre-packed shall if sold by retail be sold only by number.

(6) Shortbread, except where the quantity does not exceed 8 pieces, shall, when not pre-packed, if sold by retail be sold only by net weight.

Bread

7.—(1) Subject to paragraph (2) below, a whole loaf of bread of a net weight exceeding 300 g, when not pre-packed, shall be made for sale only if it is of a net weight of 400 g or a multiple of 400 g.

(2) There shall be exempted from the requirements of paragraph (1) above any sale in pursuance of a contract for the supply of bread for consumption on the premises of the buyer if the contract provides for each delivery of bread thereunder to be of a specified aggregate quantity of not less than 25 kg and for the weighing of the bread on delivery.

Cocoa and chocolate products

8.—(1) Subject to paragraph (2) below, cocoa products and chocolate products not specified in Schedule 1 to this Order shall be pre-packed or otherwise made up in a container for sale only if the container is marked with an indication of quantity by net weight:

(a) 1979 c.45.

Provided that there shall be exempted from the requirements of this paragraph products pre-packed in a quantity by net weight of less than 50 g.

(2) Nothing in paragraph (1) above shall require a container to be marked with an indication of quantity by net weight if it is a container in which fancy chocolate products are pre-packed, except that when the products are on sale by retail the exemption provided by this paragraph shall apply only if an indication of quantity by net weight is given on a ticket or notice displayed on or in immediate proximity to the products.

Coffee and chicory products

9.— (1) Liquid coffee and chicory products shall be pre-packed or otherwise made up in a container for sale only if the container is marked with an indication of quantity by capacity measurement.

(2) Where the contents of a container in which solid and paste coffee and chicory products or liquid coffee and chicory products are pre-packed or otherwise made up for sale consists of packs of such products not intended for individual sale, the container shall, in addition to any marking required by Article 4(2) and paragraph (1) above, be marked with the total number of such packs.

Liquid edible oil

10. Liquid edible oil shall be pre-packed only if the container is marked with an indication of quantity by volume:

Provided that there shall be exempted from the requirements of this paragraph liquid edible oil pre-packed in a quantity of less than 5 ml or more than 20 L.

Milk

11.— (1) Milk which is not pre-packed shall be sold only by capacity measurement or by net weight.

(2) If in the case of any pre-packed milk made up in a quantity of less than $\frac{1}{2}$ pt its container is clearly and conspicuously marked with a statement in writing that it is not for sale otherwise than by means of a vending machine, then, notwithstanding that the milk is made up in a quantity other than one of those specified in column 2 of Schedule 1 to this Order in relation to milk, a person shall not by reason only of that fact be guilty of an offence under section 22(2) of the Act—

- (a) in respect of a sale of that milk by that or any other person if the sale is by means of a vending machine or is otherwise than by retail; or
- (b) in respect of the possession of that milk by that or any other person if the milk is shown to be in that possession—
 - (i) for sale by means of a vending machine which complies with paragraph (3) below; or
 - (ii) for sale otherwise than by retail; or
 - (iii) for delivery after sale otherwise than by retail.

(3) Milk shall be sold by means of, or offered or exposed for sale in, a vending machine only if there is displayed on or in the machine—

- (a) an indication of the quantity by capacity measurement of the milk comprised in each item for sale by means of that machine; and
- (b) except where the machine is on premises at which the seller carries on business, a statement of the name and address of the seller.

Potatoes

12.— (1) Where at any premises other than a vehicle or ship any potatoes have been sold by weight when made up in a container, and the sale is otherwise than by retail, the buyer may require all or any of the following weighings to be carried out at those premises, that is to say—

- (a) a weighing of that container while the potatoes are therein;
- (b) a weighing of that container after the removal of the potatoes therefrom;
- (c) a weighing of a similar container which is empty,

and thereupon the seller shall either carry out or permit the buyer to carry out the weighing or weighings so required; and if the seller without reasonable cause contravenes this requirement he shall be guilty of an offence.

(2) The occupier of any premises at which any potatoes are made up in a container for sale by weight otherwise than by retail, or of any premises (other than a vehicle or ship) at which such potatoes so made up are so sold, shall provide suitable weighing equipment and make that equipment available for any weighing or weighings required under the foregoing paragraph to be carried out at those premises; and if he without reasonable cause contravenes any of the requirements of this paragraph he shall be guilty of an offence.

(3) Except as provided in paragraph (4) below, any person guilty of an offence under this Article shall be liable on summary conviction to a fine not exceeding £2,000.

(4) Any person guilty of an offence under this Article committed before 1st May 1984 shall be liable on summary conviction to a fine not exceeding £1,000.

Miscellaneous foods to be marked when pre-packed with quantity by number

13.— (1) Subject to paragraph (2) below, foods of any of the following descriptions, that is to say—

- (a) cereal biscuit breakfast foods, other than foods in the case of which none of the biscuits weighs more than 10 g;
- (b) fruit preservative tablets, rennet tablets, saccharin tablets, soft drink tablets and sweetening tablets;
- (c) shell eggs;
- (d) vanilla pods;
- (e) capsule and tablet foods,

shall be pre-packed only if the container is marked with an indication of quantity by number.

(2) Subject to Article 18 of Council Regulation (EEC) No. 2772/75(a), there shall be exempted from the requirements of this Article—

- (i) shell eggs pre-packed in a quantity of not more than six, if the container is such that all the eggs can be clearly seen by a prospective buyer;
- (ii) any foods in a quantity by number of one.

Other pre-packed foods

14.— (1) This Article applies to foods of any description which are not goods—

- (a) required by any other provision of this Order or under or by virtue of any other provision of the Act to be pre-packed only if the container is marked with an indication of quantity; or
- (b) in the case of which when sold pre-packed (whether on any sale or on a sale of any particular description) the quantity of the goods sold expressed in a particular manner is required by or under any such provision to be made known to the buyer at or before a particular time; or
- (c) expressly exempted by any such provision from all such requirements which would otherwise apply thereto.

(2) Subject to paragraph (3) below, foods to which this Article applies shall be pre-packed only if the container is marked with an indication of quantity either by net weight or by capacity measurement.

(3) The following shall be exempted from the requirements of this Article, that is to say—

- (a) bread, and flour confectionery (except when consisting of or including uncooked pastry or shortbread), including bun loaves, fruit loaves, malt loaves and fruited malt loaves;
- (b) food to which Articles 4 and 5 of the Weights and Measures Act 1963 (Cheese, Fish, Fresh Fruits and Vegetables, Meat and Poultry) Order 1984(b) apply, other than dates;
- (c) freeze drinks in a quantity of less than 50 ml;
- (d) herbs, whole and sifted except saffron, in a quantity of less than 25 g;
- (e) iced lollies and water ices;
- (f) intoxicating liquor to which Article 7 of the Weights and Measures Act 1963 (Intoxicating Liquor) Order 1984(c) applies;
- (g) milk;
- (h) potato crisps and other similar products commonly known as snack foods in a quantity of less than 1 oz up to and including 30th June 1989 and thereafter in a quantity of less than 25 g;

(a) OJ No. L 282, 1.11.1975, p.56.

(b) S.I. 1984/1315.

(c) S.I. 1984/1314.

- (i) single portion vending machine beverage packs in a quantity of less than 25 g or of less than 25 ml;
- (j) single toffee apples;
- (k) soft drinks of any description in a syphon;
- (l) sugar confectionery consisting of rock or barley sugar in sticks or novelty shapes;
- (m) sugar confectionery not included in paragraph (l) above, and chocolate confectionery, in a quantity of less than 50 g;
- (n) goods of any other description, except saffron, in a quantity of less than 5 g or of less than 5 ml.

Multipacks

15.— (1) Nothing in this Order shall require any container to be marked with any information or to enclose foods of a particular quantity if all the following provisions are satisfied:—

- (a) the contents of the container in which any foods to which the Order applies are pre-packed or otherwise made up in the container for sale consist of two or more packs of goods;
- (b) where the goods in any pack, if sold individually, would be required by the Order to be made up in a specified quantity, the goods in any such pack are so made up;
- (c) where any pack, if sold individually, would be required by the Order to be marked with an indication as to the quantity of the goods, the pack is so marked;
- (d)
 - (i) the container is marked with a description of the goods in each pack, the total number of packs containing goods of each description and where paragraph (c) above applies with an indication as to the quantity of the goods in each such pack; or
 - (ii) where each pack to which paragraph (c) above applies contains the same quantity of identical goods, an indication as to the quantity of the goods in at least one such pack is clearly visible, and the total number of such packs is clearly visible and capable of being easily counted, through the container; or
 - (iii) where each pack does not contain goods of the same description or does contain such goods but does not contain them in the same quantity, an indication as to the quantity of any goods in each pack to which paragraph (c) above applies, or if there are two or more identical such packs an indication as to the quantity of the goods in at least one of them, is clearly visible, and the total number of such packs of each description is clearly visible and capable of being easily counted, through the container.

(2) Where the provisions of both Article 5 and paragraph (1) above apply in a particular case, the information permitted by paragraph (1)(d)(i) above to be marked on the container may be given in a document accompanying the container.

Application of Section 22 of the Act as modified in relation to certain foods

16.— (1) Section 22(2) of the Act shall apply in the case of any solid and paste coffee and chicory products, cocoa products to which Article 5 above applies or honey pre-packed or otherwise made up in a container for sale where the information required by Article 4(2) or 9(2), or permitted by Article 15 (1)(d)(i), to be marked on the container is given in a document accompanying the container in accordance with Article 5 or 15(2) with the following modifications:—

- (a) after the word “information” there shall be inserted the words “or is accompanied by a document containing particular information”;
- (b) after the words “so marked” there shall be inserted the words “or accompanied”; and
- (c) the words “whether the sale is, or is to be, by retail or otherwise” shall be omitted.

(2) Where section 22(2) of the Act applies by virtue of paragraph (1) above, a person shall not be guilty of an offence under that subsection by reason only of—

- (a) having in his possession for sale, or
- (b) having in his possession for delivery after sale, or
- (c) causing or suffering any other person to have in his possession for sale or for delivery after sale,

solid and paste coffee and chicory products, cocoa products to which Article 5 above applies or honey pre-packed or otherwise made up in a container for sale otherwise than in a container so accompanied.

(3) A person specified in paragraph (4) below in the cases specified in that paragraph shall not be guilty of an offence under section 22(2) of the Act by reason only of the fact that the foods specified in the preceding Articles of this Order are not pre-packed in accordance with the provisions of this Order, if the foods would be pre-packed in accordance with the provisions of an Order revoked by this Order, if the former Order were not revoked by this Order, or in accordance with the provisions of Schedule 4 to the Act if Article 3 above were not to apply.

(4) The cases and persons referred to in paragraph (3) above are—

- (a) in the case of foods pre-packed in Great Britain on or before 1st January 1986 and of foods imported pre-packed into Great Britain on or before that date, all persons;
- (b) in the case of foods pre-packed in Great Britain after that date and of foods imported pre-packed into Great Britain after that date, all persons other than—
 - (i) where the foods were pre-packed in Great Britain, the person who pre-packed them and if he pre-packed them on behalf of another person, that other person;
 - (ii) where the foods were imported into Great Britain, the person who imported them and if he imported them on behalf of another person, that other person.

(5) The provisions of paragraphs (3) and (4) above shall cease to have effect after 30th June 1986.

Amendment to Schedule 8 to the Act

17. For paragraph 5 of Schedule 8 to the Act there shall be substituted the following paragraph:—

“5. There shall be exempted from any requirement of paragraph 1, 2 or 3 above food of any description in a quantity of less than five grammes or of less than five millilitres and goods of any other description in a quantity of less than one ounce or of less than one fluid ounce.”.

17th August 1984.

Alexander Fletcher,
Parliamentary Under-Secretary of State,
Department of Trade and Industry.

SCHEDULE 1
FOODS

Article 4

Foods	Prescribed quantities (pre-packed foods)	Exemptions from prescribed quantities	Exemptions from quantity marking (pre-packed foods)	Exemptions from quantity requirement (foods not pre- packed)
(1)	(2)	(3)	(4)	(5)
Barley kernels, pearl barley, rice (including ground rice and rice flakes), sago, semolina and tapioca.	(1) 4 oz, 8 oz, 12 oz, 1 lb, 1½ lb or a multiple of 1 lb. (2) 125 g, 250 g, 375 g, 500 g or a multiple of 500 g.	75 g or less, more than 10 kg.	less than 5 g.	
Biscuits, other than wafer biscuits which are not cream-filled. Bread in the form of a whole loaf.	100 g, 125 g, 150 g, 200 g, 250 g, 300 g, or a multiple of 100 g. 400 g or a multiple of 400 g.	85 g or less, more than 5 kg. (1) where the net weight of each loaf is 300 g or less. (2) any sale in pursuance of a contract for the supply of bread for consumption on the premises of the buyer, if the contract provides for each delivery of bread thereunder to be of a specified aggregate quantity of not less than 25 kg and for the weighing of the bread on delivery.	50 g or less. where the net weight of each loaf is less than 300 g.	8 or less.

SCHEDULE 1 (Contd.)

FOODS

Foods (1)	Prescribed quantities (pre-packed foods) (2)	Exceptions from prescribed quantities (3)	Exceptions from quantity marking (pre-packed foods) (4)	Exceptions from quantity requirement (foods not pre- packed) (5)
Cereal breakfast foods in flake form, other than cereal biscuit breakfast foods. Chocolate products in bar or tablet form of the following reserved descriptions namely chocolate, plain chocolate, gianduja nut chocolate, milk chocolate, gianduja nut milk chocolate, white chocolate, filled chocolate, cream chocolate and skimmed milk chocolate.	125 g, 250 g, 375 g, 500 g, 750 g, 1 kg, 1.5 kg or a multiple of 1 kg. 85 g, 100 g, 125 g, 150 g, 200 g, 250 g, 300 g, 400 g or 500 g.	50 g or less, more than 10 kg. less than 85 g, more than 500 g.	less than 5 g. less than 50 g.	
Cocoa products of the following reserved descriptions namely cocoa, cocoa powder, fat-reduced cocoa, fat-reduced cocoa powder, sweetened cocoa, sweetened cocoa powder, sweetened fat-reduced cocoa, powdered fat-reduced cocoa and fat-reduced drinking chocolate.	50 g, 75 g, 125 g, 250 g, 500 g, 750 g, and 1 kg.	less than 50 g, more than 1 kg.	less than 50 g.	less than 50 g.

Coffee, coffee mixtures and coffee bags.	<p>(1) 2 oz, 4 oz, 8 oz, 12 oz, 1 lb, 1½ lb or a multiple of 1 lb.</p> <p>(2) 75 g, 125 g, 250 g, 500 g, 750 g, 1 kg or a multiple of 500 g.</p> <p><i>Note</i> In the case of coffee bags the prescribed quantities and quantity marking relate to the contents.</p>	less than 25 g, more than 5 kg.	less than 5 g.
Coffee extracts and chicory extracts consisting of solid and paste coffee and chicory products.	<p>(1) 1 oz, 2 oz, 4 oz, 8 oz, 12 oz, 1 lb, 1½ lb or a multiple of 1 lb.</p> <p>(2) 50 g, 100 g, 200 g, 300 g, 500 g, 750 g, 1 kg, 1.5 kg, 2 kg, 2.5 kg, 3 kg or a multiple of 1 kg.</p>	25 g or less, more than 10 kg.	<p>(1) instant coffee and coffee extract paste in quantities of less than 5 g;</p> <p>(2) instant chicory and chicory extract paste in quantities of less than 8 g;</p> <p>(3) blends of products referred to in (1) and (2) in quantities of less than 5g if the blend consists mainly of the products referred to in (1) or less than 8 g if the blend consists mainly of the products referred to in (2).</p>

SCHEDULE I (Contd.)

FOODS

Foods	Prescribed quantities (pre-packed foods)	Exceptions from prescribed quantities	Exemptions from quantity marking (pre-packed foods)	Exceptions from quantity requirement (foods not pre-packed)
(1)	(2)	(3)	(4)	(5)
Dried fruits of any one or more of the following descriptions, that is to say, apples (including dried apple rings), apricots, currants, dates, figs, muscatels, nectarines, peaches, pears (including dried pear rings), prunes, raisins, sultanas and dried fruit salad.	125 g, 250 g, 375 g, 500 g, 1 kg, 1.5 kg, 7.5 kg, or a multiple of 1 kg.	75 g or less, more than 10 kg.	less than 5 g.	
Dried vegetables of any of the following descriptions, that is to say, beans, lentils and peas (including split peas).	125 g, 250 g, 375 g, 500 g, 1 kg, 1.5 kg, 7.5 kg or a multiple of 1 kg.	100 g or less, more than 10 kg.		
Edible fats of any of the following descriptions— (a) butter, margarine, any mixture of butter and margarine, and low fat spreads (butter or margarine substitutes); (b) dripping and shredded suet;	50 g, 125 g, 250 g, 500 g, or a multiple of 500 g up to and including 4 kg or thereafter a multiple of 1 kg up to and including 10 kg.	(1) in the case of those of the description in paragraph (a) 25 g or less, more than 10 kg. (2) in other cases more than 10 kg.	in the case of those of the description in paragraph (a) less than 5 g.	

<p>(c) lard and compound cooking fat and substitutes therefor;</p> <p>(d) solidified edible oil (except in gel form).</p> <p>Flour, namely flour of bean, maize, pea, rice, rye, soya bean or wheat and flour products of any of the following descriptions, that is to say—</p> <p>(1) cake flour, other than cake mixtures and sponge mixtures;</p> <p>(2) cornflour, other than blanchmange powders and custard powders;</p> <p>(3) self-raising flour.</p> <p>Honey.</p> <p>Jam and marmalade, other than diabetic jam or marmalade.</p> <p>Jelly preserves.</p> <p>Milk.</p>	<p>125 g, 250 g, 500 g, or a multiple of 500 g and in the case of cornflour, in addition 375 g and 750 g.</p>	<p>50 g or less, more than 10 kg.</p>	<p>less than $\frac{1}{2}$ oz.</p>	<p>less than $\frac{1}{2}$ oz.</p>	<p>less than 5 g.</p>
<p>(1) $\frac{1}{2}$ pt, $\frac{1}{2}$ pt, or a multiple of $\frac{1}{2}$ pt.</p> <p>(2) 200 ml, 250 ml, 500 ml, 750 ml, 1 litre, 2 litres or thereafter a multiple of 500 ml.</p>					

SCHEDULE 1 (Contd.)

FOODS

Foods	Prescribed quantities (pre-packed foods)	Exceptions from prescribed quantities	Exemptions from quantity marking (pre-packed foods)	Exceptions from quantity requirement (foods not pre-packed) ⁽⁵⁾
(1)	(2)	(3)	(4)	(5)
Molasses, syrup and treacle.	1 oz, 2 oz, 4 oz, 8 oz, 12 oz, 1 lb, 1½ lb or a multiple of 1 lb.	less than ½ oz.	less than 5 g.	
Oat products namely—	125 g, 250 g, 375 g, 500 g, 750 g, 1 kg, 1.5 kg or a multiple of 1 kg.	50 g or less, more than 10 kg.	less than 5 g.	
(1) flour of oats;		50 g or less.		
(2) oatflakes and oatmeal.	125 g, 250 g, 375 g, 500 g or a multiple of 500 g.			
Pasta.	(1) 8 oz, 12 oz, 1 lb, 1½ lb or a multiple of 1 lb.	(1) where the net weight of each potato is not less than 175 g.	where the net weight of each potato is not less than 175 g and the container is marked with an indication of quantity by number and with a statement to the effect that each potato in the container is of a net weight not less than a weight specified in grams, whether the weight so specified is 175 g or a greater weight.	
Potatoes.	(2) 500 g, 1 kg, 1.5 kg, 2 kg, 2.5 kg, or a multiple of 2.5 kg up to and including 15 kg, 20 kg or 25 kg.	(2) more than 25 kg.		

Salt.	125 g, 250 g, 500 g, 750 g, 1 kg, 1.5 kg, or a multiple of 1 kg up to and including 10 kg, 12.5 kg, 25 kg or 50 kg.	100 g or less.	
Sugar.	125 g, 250 g, 500 g, 750 g, 1 kg, 1.5 kg, 2 kg, 2.5 kg, 3 kg, 4 kg or 5 kg.	100 g or less, more than 5 kg.	less than 50 g.
Tea, including tea in a tea bag namely a permeable sealed bag, containing tea, which is intended to be immersed in water in the course of preparation to drink.	50 g, 125 g, 250 g, 500 g, 750 g, 1 kg, 1.5 kg, 2 kg, 2.5 kg, 3 kg, 4 kg or 5 kg.	25 g or less, more than 5 kg.	

Article 1(2)

SCHEDULE 2

REVOCATIONS

Column 1 Orders revoked	Column 2 References
The Weights and Measures Act 1963 (Pasta) Order 1973	S.I. 1973/1967
The Weights and Measures Act 1963 (Salt) Order 1973	S.I. 1973/1968
The Weights and Measures Act 1963 (Sugar) Order 1974	S.I. 1974/1166
The Weights and Measures Act 1963 (Cereal Breakfast Foods and Oat Products) Order 1975	S.I. 1975/1177
The Weights and Measures Act 1963 (Flour and Flour Products) Order 1975	S.I. 1975/1178
The Weights and Measures Act 1963 (Dried Vegetables) Order 1975	S.I. 1975/1179
The Weights and Measures Act 1963 (Biscuits and Shortbread) Order 1976	S.I. 1976/111
The Weights and Measures Act 1963 (Edible Fats) Order 1976	S.I. 1976/430
The Weights and Measures Act 1963 (Dried Fruits) Order 1976	S.I. 1976/431
The Weights and Measures Act 1963 (Tea) Order 1976	S.I. 1976/1294
The Weights and Measures (Flour and Oat Products) (Exemption) Order 1976	S.I. 1976/1295
The Weights and Measures Act 1963 (Honey) Order 1977	S.I. 1977/558
The Weights and Measures Act 1963 (Cocoa and Chocolate Products) Order 1977	S.I. 1977/1332
The Weights and Measures Act 1963 (Sugar) (Amendment) Order 1977	S.I. 1977/1333
The Weights and Measures Act 1963 (Bread) Order 1977	S.I. 1977/2059
The Weights and Measures Act 1963 (Potatoes) Order 1978	S.I. 1978/741
The Weights and Measures Act 1963 (Coffee Extracts and Chicory Extracts) Order 1978	S.I. 1978/1081
The Weights and Measures Act 1963 (Milk) Order 1979	S.I. 1979/1752
The Weights and Measures Act 1963 (Dried Fruit and Vegetables) (Amendment) Order 1981	S.I. 1981/1780

SCHEDULE 2 (Contd.)

REVOCATIONS

Column 1 Orders revoked	Column 2 References
The Weights and Measures Act 1963 (Grain and Farinaceous Products) Order 1981	S.I. 1981/1781
The Weights and Measures Act 1963 (Coffee and Coffee Mixtures) Order 1981	S.I. 1981/1782

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order prescribes a range of quantities for certain pre-packed food listed in Schedule 1 to the Order and makes provision for quantity marking for it. It replaces Orders and Parts of Schedule 4 to the Weights and Measures Act 1963, which have not been replaced by other Orders. The Parts of Schedule 4 in question are Parts VIII, X and XI.

It also implements the requirements of Article 8 of Council Directive No. 79/112/EEC(OJ No. L33, 8.2.1979, p.1) in relation to quantity marking in the case of such food. In many cases the lower limit for quantity marking is reduced (in the case of saffron it is reduced to zero) or, where the foods are exempt, a requirement for quantity marking is imposed. The lower limit for freeze drinks is increased from 1 fl oz to 50 ml (approximately 1³/₄ fl oz).

Section 22 of the Act is applied with modifications to take account of the cases where the information required by the Order may be given in an accompanying document instead of on the container in which products are made up. Transitional provisions are also included in the Order to allow time for products, which comply with the provisions of the Act or the existing Orders, to be sold by manufacturers, importers, wholesalers and retailers, notwithstanding that the products do not comply with the Order.

SI 1984/1316
ISBN 0-11-047316-7

