STATUTORY RULES OF NORTHERN IRELAND

2011 No. 331

The Weights and Measures (Packaged Goods) Regulations (Northern Ireland) 2011

Scope of application

3.—(1) Subject to paragraphs (2) to (6), these Regulations apply to:

(a) packages intended for sale in constant unit nominal quantities which are:

(i) equal to values predetermined by the packer;

(ii) expressed in units of weight or volume; and

(iii) of not less than 5 grams or 5 millilitres and not more than 25 kilograms or 25 litres;

(b) outer containers.

(2) These Regulations also apply to bread which is sold either unwrapped or in open packets if:

(a) it has been made up to a pre-determined constant quantity; and

(b) it is intended for sale in constant unit nominal quantities expressed in units of weight, which are not less than 300 grams per loaf and not more than 10 kilograms per loaf.

(3) Schedule 5 sets out modifications in the application of these Regulations to bread.

(4) These Regulations do not apply to packages which are not marked with the E-mark and which:

(a) contain a product which is intended solely for use in, or in connection with, a process or treatment in the course of a trade or business;

(b) contain a product which is:

(i) intended, and which would normally be regarded as appropriate, for sale to an ultimate consumer; and

(ii) made up in quantities of less than 5 grams or 5 millilitres;

where the packages are not intended, or would not normally be regarded as appropriate, for sale to an ultimate consumer;

(c) contain a single application of a cosmetic product;

(d) are intended for despatch outside the United Kingdom;

(e) are intended for use by Her Majesty's forces or by a visiting force within the meaning of any of the provisions of Part I of the Visiting Forces Act 1952 (**1**);

(f) are intended for use as stores within the meaning of the Customs and Excise Management Act 1979 (**2**) in a ship, aircraft or hovercraft on a voyage or flight to an eventual destination outside Northern Ireland; or

[[F1](g) contain sugar in a quantity of less than 20 g.**]**

[F2](5) . . . . . .

(**1**) 1952 c.67
(**2**) 1979 c. 2

[[F3](6) The labelling requirements do not apply to pre-packed food that is not marked with the E-mark, except that regulation 8(1) shall continue to apply where trade practice provides that liquid products may be marked with nominal quantity by weight and that packages containing other products may be marked with nominal quantity by volume.**]**

[[F4](7) The duties on the importer set out in regulations 5(1)(b) and 6(1)(c) to ensure the package or outer container is marked with specified contact information do not apply where—

(a) the importer has imported the package or outer container from a Member State within the period of 18 months beginning with exit day; and

(b) it is marked with the contact information of the person in that Member State who packed or imported the package or who arranged for the packer to make up or the importer to import the package.**]**

Textual Amendments

F1 Reg. 3(4)(g) substituted (18.4.2016) by The Weights and Measures (Food) (Amendment) Regulations (Northern Ireland) 2016 (S.R. 2016/187), regs. 1, **37(a)**

F2 Reg. 3(5) omitted (31.12.2020) by virtue of The Metrology, Health and Safety and Product Safety (Amendment) (Northern Ireland) (EU Exit) Regulations 2019 (S.I. 2019/202), reg. 1(2), **Sch. 2 para. 13(2)(a)**; 2020 c. 1, Sch. 5 para. 1(1)

F3 Reg. 3(6) substituted (18.4.2016) by The Weights and Measures (Food) (Amendment) Regulations (Northern Ireland) 2016 (S.R. 2016/187), regs. 1, **37(b)**

F4 Reg. 3(7) inserted (31.12.2020) by The Metrology, Health and Safety and Product Safety (Amendment) (Northern Ireland) (EU Exit) Regulations 2019 (S.I. 2019/202), reg. 1(2), **Sch. 2 para. 13(2)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

Commencement Information

I1 Reg. 3 in operation at 1.11.2011, see **reg. 1**

Changes to legislation:
There are currently no known outstanding effects for the The Weights and Measures (Packaged Goods) Regulations (Northern Ireland) 2011, Section 3.