

## 1972 No. 68

## SUGAR

**The Composite Sugar Products (Distribution Payments—Average Rates) Order 1972**

<i>Made - - - -</i>	<i>25th January 1972</i>
<i>Laid before Parliament</i>	<i>31st January 1972</i>
<i>Coming into Operation</i>	<i>1st February 1972</i>

Whereas it appears to the Minister of Agriculture, Fisheries and Food (hereinafter called “the Minister”), on the recommendation of the Sugar Board, that in the case of certain descriptions of composite sugar products distribution payments, instead of being calculated by reference to the quantity of sugar or invert sugar appearing to the Sugar Board to have been used in the manufacture of the products, could more conveniently be calculated on the basis of an average quantity taken to have been so used:

And whereas in making this order the Minister has had regard to the average quality and the average quantity of sugar or invert sugar, or of both, appearing to him, on the advice of the Sugar Board, to be used in the manufacture of composite sugar products of the descriptions to which this order relates which are imported into the United Kingdom:

Now, therefore, the Minister in exercise of the powers conferred upon him by section 9(1) of the Sugar Act 1956(a), having effect subject to section 14(8) of that Act and to the provisions of section 3 of, and Part II of Schedule 5 to, the Finance Act 1962(b), section 22 of the Finance Act 1964(c) and section 52 of the Finance Act 1966(d) and of all other powers enabling him in that behalf, hereby makes the following order:—

1.—(1) This order may be cited as the Composite Sugar Products (Distribution Payments—Average Rates) Order 1972; and shall come into operation on 1st February 1972.

(2) The Interpretation Act 1889(e) shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

2. Distribution Payments payable under and in accordance with section 14 of the Sugar Act 1956, having effect as aforesaid, in respect of sugar and invert sugar used in the manufacture of the descriptions of imported composite sugar products specified in the second column of Schedule 1 to this order, being goods which are classified in the tariff headings indicated in relation to them in the first column of the said Schedule shall, notwithstanding the provisions of the Sugar (Distribution Payments) Order 1972(f), be calculated by reference to the weight of the products and the rates specified in relation thereto in the third column of the said Schedule.

3. Imported composite sugar products other than those of a description specified in Schedules 1 and 2 to this order shall be treated as not containing any sugar or invert sugar for the purposes of distribution payments.

(a) 1956 c. 48.

(b) 1962 c. 44.  
(e) 1889 c. 63.

(c) 1964 c. 49.

(d) 1966 c. 18.

(f) S.I. 1972/66 (1972 I, p. 158).

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 25th January 1972.

(L.S.)

*E. J. G. Smith,*

Authorised by the  
Minister of Agriculture, Fisheries and Food.

#### SCHEDULE 1

In this Schedule:—

“Tariff heading” means a heading or, where the context so requires, a subheading of the Customs Tariff 1959 (see paragraph (1) of Article 2 of the Import Duties (General) (No. 7) Order 1971)(a).

Tariff heading	Description of Composite Sugar Products	Rates of Distribution Payment
		Per cwt. £
04.02 ..	Milk and cream, preserved, concentrated or sweetened, containing more than 10 per cent. by weight of added sugar .. .. .	0.22
17.02 (B) (2) and 17.05 (B)	Syrups containing sucrose sugar, whether or not flavoured or coloured, but not including fruit juices containing added sugar in any proportion:— Containing 70 per cent. or more by weight of sweetening matter .. .. . Containing less than 70 per cent., and more than 50 per cent. by weight of sweetening matter .. .. . Containing not more than 50 per cent. by weight of sweetening matter .. .. .	0.31 0.22 0.11
17.02 (F) ..	Caramel:— Solid .. .. . Liquid .. .. .	0.50 0.34
17.04 ..	Sugar confectionery, not containing cocoa ..	0.40
18.06 ..	Chocolate and other food preparations containing cocoa and added sugar:— Chocolate couverture not prepared for retail sale; chocolate milk crumb, liquid .. .. Chocolate milk crumb, solid .. .. . Solid chocolate bars or blocks, milk or plain, with or without fruit or nuts; other chocolate confectionery consisting wholly of chocolate or of chocolate and other ingredients not containing added sugar, but not including such goods when packed together in retail packages with goods qualifying for distribution payment at a higher rate .. .. . Other .. .. .	0.22 0.27 0.22 0.29

(a) S.I. 1971/1971 (1971 III, p. 5330).

SCHEDULE 1—*continued*

Tariff heading	Description of Composite Sugar Products	Rates of Distribution Payment
		Per cwt. £
19.08 ..	Pastry, biscuits, cakes and other fine bakers' wares containing added sugar:— Biscuits, wafers and rusks containing more than 12½ per cent. by weight of added sugar; and other biscuits, wafers and rusks included in retail packages with such goods.. .. Cakes with covering or filling containing added sugar; meringues .. .. . Other .. .. .	0.12 0.16 0.06
20.01 ..	Vegetables and fruit, prepared or preserved by vinegar or acetic acid, containing added sugar:— Containing 10 per cent. or more by weight of added sugar .. .. . Other .. .. .	0.17 0.03
20.03 ..	Fruit preserved by freezing, containing added sugar	0.06
20.04 ..	Fruit, fruit-peel and parts of plants, preserved by sugar (drained, glace or crystallised) .. ..	0.32
20.05 ..	Jams, fruit jellies, marmalades, fruit puree and fruit pastes, being cooked preparations, containing added sugar .. .. .	0.31
20.06 ..	Fruit otherwise prepared or preserved, containing added sugar:— Ginger .. .. . Other .. .. .	0.25 0.06

## SCHEDULE 2

Tariff heading	Description of Composite Sugar Products
17.05 (A) and (B)	Sugar and invert sugar, flavoured or coloured.

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This order provides in relation to certain descriptions of imported composite sugar products that distribution payments, instead of being calculated by reference to the quantity of sugar or invert sugar appearing to have been used in their manufacture, shall be calculated at specified rates by reference to the weight of the products.

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