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STATUTORY INSTRUMENTS

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**1985 No. 573****WEIGHTS AND MEASURES****The Weights and Measures (Packaged Goods) (Amendment)  
Regulations 1985***Made* - - - 4th April 1985*Laid before Parliament* 15th April 1985*Coming into Operation:**Regulations 1 and 2* 10th May 1985*Regulation 3* 1st January 1986

Whereas the Secretary of State pursuant to section 15(3) of the Weights and Measures Act 1979(a) has consulted such organisations as he considers are representative of interests which would be substantially affected by these Regulations:

Now, therefore, the Secretary of State, in exercise of the powers conferred on him by sections 1, 13, 14(1) and 15 of that Act, and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Weights and Measures (Packaged Goods) (Amendment) Regulations 1985 and shall come into operation as follows:—

- (a) Regulations 1 and 2 on 10th May 1985; and
- (b) Regulation 3 on 1st January 1986.

2. The Weights and Measures (Packaged Goods) Regulations 1979(b) shall be amended as follows:—

- (a) in Part I of Schedule 1, in item 2 in column 3, for the words “10 kg” there shall be substituted the words —
  - “(i) in the case of fish, 10 kg;
  - (ii) in the case of poultry, 20 kg”; and

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(a) 1979 c.45.

(b) S.I. 1979/1613, as amended by S.I. 1980/1064, 1982/144, and with effect from 1st January 1986 by 1984/1317.

(b) in paragraph 1 of Part I of Schedule 3 —

(i) after sub-paragraph (b), in column 1, there shall be inserted the following:—

“;or

(c) poultry but not including part only of any poultry”;

(ii) in paragraphs 1(A)(c) and 1(B)(c), in column 2, before the words “column 1” there shall be inserted the words “sub-paragraphs (a) and (b) of”; and

(iii) in paragraph 1(B), in column 2, after sub-paragraph (c) there shall be inserted the following:—

“and

(d) in the case mentioned in sub-paragraph (c) in column 1 —

(i) in Regulation 2(3) the words “before the goods are placed in the packages” were omitted,

(ii) at the end of Regulation 10(7) there were added the words “Provided that in the case of packages other than packages marked with the EEC mark, for the provisions referred to in this paragraph there shall be substituted the following provisions:—

Regulation 8(1) and (2)(b),

Regulation 9(3),

Regulation 10(1), (4), (6) and (8),

Regulation 11(3) with the substitution for the words “metric units” onwards of the words “imperial or metric units or in both imperial and metric units”,

Regulation 12(1) and (2),

Regulation 14(1) and

Regulation 15;

and

(iii) in Regulation 22(2) after the words “consecutively produced packages” and “all the packages” there were added the words “of the same nominal quantity” ”.

3. Part I of Schedule 1 to the Weights and Measures (Packaged Goods) (Amendment) Regulations 1984(a) shall be amended as follows:—

(a) at the end of the Notes before items 1 and 26 there shall be inserted the words “but exclude goods specified in items 31 and 32”;

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(a) S.I. 1984/1317.

- (b) in item 12, in column 3, for the words “10 kg” there shall be substituted the words —
- “(i) in the case of fish, 10 kg;  
(ii) in the case of poultry, 20 kg”;
- (c) item 31 shall be re-numbered item 33 and in the Note immediately before that item for the words “This item specifies” there shall be substituted the words “These items specify”;
- (d) after the Note referred to in sub-paragraph (c) above there shall be inserted the following items:—

1	2	3
“31 Single portion vending machine beverage packs		25 g or 10 kg or 25 ml 10 L
32 Single portion catering packs		25 g or 10 kg or 25 ml 10 L”

and

- (e) in item 31 (re-numbered item 33), in column 2, the words “single portion vending machine” onwards shall be deleted, and the word “and” shall be inserted before the last item in column 2.

*Lucas of Chilworth,*  
Parliamentary Under-Secretary of State,  
Department of Trade and Industry.

4th April 1985.

## EXPLANATORY NOTE

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

These Regulations amend the Weights and Measures (Packaged Goods) Regulations 1979 (“the principal Regulations”) as amended. The changes relating to packages containing whole poultry are made by amending Part I of Schedule 3 to the principal Regulations and are as follows:—

(1) Regulation 2(3) of the principal Regulations is amended to allow packers to grade poultry by weight after it has been placed in packages.

(2) Regulation 10(7) of the principal Regulations is amended to modify the manner in which the marking requirements of the Weights and Measures (Marking of Goods and Abbreviations of Units) Regulations 1975 (as amended) are invoked. In the case of packages not bearing the EEC mark, the weight declaration may be handwritten or printed in imperial or metric units or both, and certain requirements are removed.

(3) Regulation 22(2) of the principal Regulations is amended to remove the requirement that a group to be selected for a reference test shall comprise only consecutively produced packages. The group can consist of batches of such packages of the same nominal quantity.

The Regulations also amend Schedule 1 to the principal Regulations (together with Schedule 1 to the Weights and Measures (Packaged Goods) (Amendment) Regulations 1984 coming into effect on 1st January 1986) so as to extend the upper limit of predetermined constant quantity of all poultry to 20 kg.

The Regulations also amend Schedule 1 to the Weights and Measures (Packaged Goods) (Amendment) Regulations 1984 to make it clear that single portion vending machine beverage packs and single portion catering packs below 25 g or 25ml are excluded from Schedule 1 even if they contain goods such as milk, butter or jam included in items 1–30.

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