

SCHEDULE 4

Amendment of the Measuring Container Bottles (EEC Requirements) Regulations 1977

Insertion of regulation 7A

7. After regulation 7 insert—

“Obligations which are met by complying with obligations in the Directive

7A.—(1) In this regulation any reference to an Article or an Annex is a reference to an Article or an Annex of the Directive.

(2) Paragraph (3) applies where, before a measuring container bottle is sold or supplied on the UK market, the manufacturer—

- (a) has complied with the requirements of the Directive in accordance with Article 2 and Annex 1; and
- (b) marks the bottle with the EEC sign in accordance with the third subparagraph of paragraph 5 of Annex 1.

(3) Where this paragraph applies—

- (a) the requirements of regulations 5 and of Schedule 2 are to be treated as being satisfied;
- (b) the definitions of importer and manufacturer in regulation 2(1) apply subject to the modification that the references to “UK marking” are to be read as references to the EEC sign; and
- (c) regulations 4, 9 and 10 apply subject to the modifications that—
 - (i) any reference to “UK marking” is to be read as a reference to the EEC sign;
 - (ii) any reference to “these Regulations” is to be read as a reference to the Directive.”.