1953 No. 1283

The Bread Order, 1953

Made - - - -	17*th August*, 1953
Laid before Parliament	18*th August*, 1953
Coming into Operation	30*th August*, 1953

The Minister of Food, in pursuance of the powers conferred upon him by Regulations 55, 55AA and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**a**) (as extended by the Supplies and Services (Extended Purposes) Act, 1947(**b**) and the Supplies and Services (Defence Purposes) Act, 1951(**c**), and continued in force by the Supplies and Services (Continuance) Order, 1952(**d**)), and of all other powers him enabling in that behalf, hereby orders as follows:—

Citation and commencement

1. This Order may be cited as the Bread Order, 1953; and shall come into operation on the 30th day of August, 1953.

Interpretation

2. In this Order—

"The Minister" means the Minister of Food.

"Bread" includes rolls, but does not include fruit loaves or bun loaves.

"Buy" includes offer or agree to buy; and "sell" includes offer or agree to sell or expose for sale.

"By retail" means, in relation to a sale of bread, a sale to a person buying otherwise than for the purpose of resale, and includes a sale to a caterer for the purposes of his catering business.

"Catering business" includes the business or undertaking of an inn, public house, hotel, restaurant, café, tea-shop, buffet, coffee-stall or of any place of refreshment open to the public, or of a club, boarding-house, apartment-house, refreshment contractor, school feeding-centre, staff dining-room or canteen; and the word "caterer" shall be construed accordingly.

"Loaf" includes wrapped sliced bread.

"National bread" means bread in the production of which no ingredients have been used other than national flour and one or more of the substances specified in the First Schedule to this Order.

"National brown bread" means breads in the production of which no ingredients have been used other than national brown flour or a mixture of national brown flour and national flour and one or more of the substances specified in the First Schedule to this Order.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945/1611, 1618; 1945 II, pp. 39, 48.
(b) 10 & 11 Geo. 6. c. 55. (c) 14 & 15 Geo. 6. c. 25. (d) S.I. 1952/2094; 1952 III, p. 3006.

" National flour " and " national brown flour " respectively mean national flour and national brown flour as defined in the Flour Order, 1953(a).

" Week " means a period of seven days ending at midnight between Saturday and Sunday.

Provisions as to weight; legal proceedings; suspension of part of the Sale of Food (Weights and Measures) Act, 1926

3.—(1) No person shall sell or have in his possession for sale any loaf or roll of bread (including any bap) unless its weight is 14 ounces or a multiple of 14 ounces or is 10 ounces or less.

(2) Where in any proceedings a person is charged with a contravention of this Article in respect of the weight of any bread—

(*a*) the Court shall disregard any inconsiderable variation in the weight of a single loaf or roll of bread, and shall have regard to the average weight of a reasonable number of loaves or rolls of the same kind (if any) sold by the person so charged, or in his possession for the purpose of sale, on the same occasion, and generally to all the circumstances of the case; and

(*b*) if the person so charged proves to the satisfaction of the Court that such deficiency was due to a bona fide mistake or accident, or to other causes beyond his control, and that it occurred in spite of all reasonable precautions being taken and all due diligence being exercised by him to prevent its occurrence, or that it was due to the action of some person over whom he had no control, the person so charged shall be discharged from the prosecution.

(3) (*a*) Proceedings in the area of a local authority for the purposes of the Weights and Measures Acts, 1878-1936 for an infringement of this Order in respect of the weight of any bread may be instituted in England by that authority.

(*b*) Proceedings for an infringement of this Order in respect of the weight of any bread may be instituted in Northern Ireland by the Ministry of Commerce.

(4) During the continuance in force of this Order, paragraphs (2) and (3) of Section 6 of the Sale of Food (Weights and Measures) Act, 1926(b), shall not have effect.

Restriction on sale of bread

4. No person shall sell by retail any bread unless at the time of such sale the seller has national bread available for sale in the form of loaves each weighing 14 ounces or a multiple of 14 ounces: provided that this Article shall not apply to a sale by retail of national brown bread.

Maximum prices

5. No person shall sell by retail any national bread or national brown bread at a price exceeding the appropriate maximum price specified in the Second Schedule to this Order.

Prohibition on exchange of national bread and national brown bread

6. No trader shall exchange or offer or agree to exchange any national bread or national brown bread which he has sold or delivered.

(a) S.I. 1953/1282, p. 2094 below. (b) 16 & 17 Geo. 5. c. 63.

Keeping of records

7.—(1) Every person who produces national bread or national brown bread for sale shall keep accurate records showing—

(*a*) his stocks of national flour and national brown flour respectively at the end of each week ;

(*b*) the quantities of national flour and national brown flour respectively bought and sold by him during each week ;

(*c*) the quantities of national bread and national brown bread respectively produced by him during each week and the quantities of national flour and national brown flour respectively used therein ;

(*d*) the quantities of national bread and national brown bread respectively sold by him during each week.

(2) The retention by any person of an invoice or of a copy of an invoice shall as regards the particulars mentioned therein be sufficient compliance by him with the provisions of this Article.

(3) Every person who is required by this Article to keep any record shall retain it for one year from the date of the transaction to which it relates, or, in the case of a record of stocks, from the date when he took delivery of such stocks.

(4) The preceding paragraphs of this Article shall not apply to bread produced by a caterer and served as a meal or part of a meal in the course of his catering business.

Certificate of public analyst or Government Chemist

8.—(1) In any proceedings in respect of an infringement of this Order, the production by one of the parties of (i) a document purporting to be a certificate of a public analyst or the Government Chemist, or (ii) a document supplied to him by the other party as being a copy of such a certificate, shall be sufficient evidence of the facts stated therein, unless in the case mentioned under (i) above the other party requires that the person making the analysis shall be called as a witness.

(2) In any such proceedings—

(*a*) if the prosecution intends to produce a certificate of a public analyst or the Government Chemist, a copy of such certificate shall be served with the summons ; and

(*b*) if a defendant intends to produce a certificate of a public analyst or the Government Chemist, or to require that the person making the analysis shall be called as a witness, he shall give the other party at least three clear days' notice of his intention,

and, if any of these requirements is not complied with, the Court may, if it thinks fit, adjourn the hearing on such terms as it deems proper.

(3) In this Article " public analyst " has in relation to England and Wales the meaning assigned to it by the Food and Drugs Act, 1938(**a**), in relation to Scotland the meaning assigned to it by the Food and Drugs (Adulteration) Act, 1928(**b**) and in relation to Northern Ireland the meaning assigned to it by the Sale of Food and Drugs Acts (Northern Ireland), 1875 to 1939 ; and " Government Chemist " means, in relation to Northern Ireland, the Government Chemist for Northern Ireland.

(**a**) 1 & 2 Geo. 6. c. 56. (**b**) 18 & 19 Geo. 5. c. 31.

Artificial transactions

9. No person shall in connection with the sale or disposition or proposed sale or disposition of any national bread or national brown bread enter or offer to enter into any artificial transaction or make or demand any unreasonable charge.

Directions, authorisations and licences

10.—(1) The provisions of this Order are subject to any directions that may at any time be given by or on behalf of the Minister, and to any licence or authorisation that may be granted by or on behalf of the Minister under this Order.

(2) Every person holding a licence or authorisation granted under this Order shall comply with every condition imposed by such licence or authorisation.

(3) Every licence or authorisation granted under this Order is and shall remain the property of the Minister; and the licensee or any person being in possession of any such licence or authorisation shall, if requested to do so by or on behalf of the Minister, produce or deliver it to such person or to a person of such class or description, and within such time, as may be specified in the request.

Exemptions

11.—(1) The provisions of this Order shall not apply to protein-enriched breads, that is to say bread containing at the time of sale not less than 20 per cent. by weight of protein. For this purpose the amount of protein shall be deemed to be equivalent to 5·7 times the amount of nitrogen contained in the bread.

(2) Articles 4 and 5 of this Order shall not apply to (i) any sale of a loaf or roll (including a bap) which does not exceed two ounces in weight; and (ii) a sale by a caterer of bread as a meal or part of a meal served in the course of his catering business.

(3) Article 5 of this Order shall not apply to any loaf or roll of bread (including any bap) that exceeds 2 ounces but does not exceed 10 ounces in weight.

Infringements

12. Infringements of this Order are offences against the Defence (General) Regulations, 1939.

Revocation

13.—(1) The Bread Order, 1952(a) is hereby revoked, but without prejudice to any proceedings in respect of any contravention thereof.

(2) Every person shall, notwithstanding the revocation of the said Order, retain any record required to be kept by him thereunder for one year from the date of the transaction to which it relates.

By Order of the Minister of Food.

Dated the 17th day of August, 1953.

Charles Hill,
Parliamentary Secretary.

(a) S.I. 1952/1781; 1952 III, p. 3117.

THE FIRST SCHEDULE

Substances other than national flour which may be included in national bread and which (in addition to national brown flour or a mixture of national flour and national brown flour) may be included in national brown bread.

Oils and fats
Water
Salt
Yeast
Improvers of the nature of yeast food
Any acid or acidic substances suitable for regulating the acidity of the dough
Barm
Any substance required by the Flour Order, 1953 to be added to national flour or national brown flour.

THE SECOND SCHEDULE

MAXIMUM RETAIL PRICES OF NATIONAL BREAD AND NATIONAL BROWN BREAD

1.

Column 1	Column 2	Column 3	Column 4
Description of Sale	Maximum Retail Prices		
	per 3½ lb. loaf	per 1¾ lb. loaf	per 14 oz. loaf
	s. d.	s. d.	s. d.
(1) On a sale in Northern Ireland	1 3½	7¾	4¼
(2) On a sale in Scotland—			
(*a*) north and west of the Caledonian Canal, excluding the Inner and Outer Hebrides and the counties of Orkney and Zetland ...	1 4	8	4¼
(*b*) in the Inner and Outer Hebrides or the counties of Orkney and Zetland	1 5	8½	4¼
(*c*) in the rest of Scotland, including the islands of the Firth of Clyde	1 3	7½	4¼
(3) On a sale of bread in the parish of Holy Island in the county of Northumberland	1 4	8	4¼

Column 1	Column 2
Description of Sale	Maximum Retail Prices
(4) On any sale for which no price is provided above—	
(*a*) in the case of a 14 oz. loaf	4¼d. per loaf
(*b*) in any other case	at the rate of 3¾d. per 14 oz.

2. On a sale by retail of bread that is—

(*a*) completely wrapped and sealed in either waxed paper or cellulose film, provided that at the time of such sale the seller is able and willing to sell to the buyer to the extent of the buyer's reasonable requirements bread that is not so wrapped; or

(*b*) sliced and wrapped by the seller at the request of the buyer;

a reasonable charge for such wrapping and sealing or for such slicing and wrapping (as the case may be) may be made by the seller in addition to the maximum price.

3. Except as aforesaid, no additional charge in respect of wrapping, packing or slicing shall be made or demanded by the seller on or in connection with any retail sale of bread.

4. On a sale of a pan loaf or pan loaves manufactured in Scotland, the maximum price may be increased at the rate of one farthing per 14 oz. net weight of bread sold.

5. If, on a sale of bread, the maximum price calculated in accordance with the provisions of this Order includes any fraction of a farthing, such fraction shall if equal to half a farthing or more be regarded as one farthing and shall otherwise be disregarded.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order revokes and replaces the Bread Order, 1952.

The definition of national bread is revised and a definition of national brown bread is now provided. Price control is now restricted to the retail sale of national bread and national brown bread in loaves weighing 14 ounces or a multiple of 14 ounces, but price-controlled bread must be available when uncontrolled bread is sold.

1953 No. 520

The Cereal Fillers (Revocation) Order, 1953

Made - - - -	*24th March*, 1953
Laid before Parliament	*24th March*, 1953
Coming into Operation	*1st April*, 1953

The Minister of Food, in pursuance of the powers conferred upon him by Regulations 55, 55AA and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**a**) (as extended by the Supplies and Services (Extended Purposes) Act, 1947(**b**) and the Supplies and Services (Defence Purposes) Act, 1951(**c**) and continued in force by the Supplies and Services (Continuance) Order, 1952(**d**)), and of all other powers him enabling in that behalf, hereby orders as follows:—

1. This Order may be cited as the Cereal Fillers (Revocation) Order, 1953, and shall come into operation on the 1st day of April, 1953.

2. The Cereal Fillers Order, 1951(**e**) as amended(**f**) is hereby revoked, but without prejudice to any proceedings in respect of any contravention thereof.

G. Lloyd-George,
Minister of Food.

Dated the 24th day of March, 1953.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945/1611 and 1618; 1945 II, pp. 39 and 48.
(b) 10 & 11 Geo. 6. c. 55.
(c) 14 & 15 Geo. 6. c. 25.
(d) S.I. 1952/2094; 1952 III, p. 3006.
(e) S.I. 1951/51; 1951 III, p. 142.
(f) S.I. 1952/568.