STATUTORY INSTRUMENTS

1978 No. 1248

AGRICULTURE

The Eggs (Marketing Standards) (Amendment) Regulations 1978

Made - - - -	22*nd August* 1978
Laid before Parliament	30*th August* 1978
Coming into Operation	20*th September* 1978

The Minister of Agriculture, Fisheries and Food and the Secretary of State, being Ministers designated(a) for the purposes of section 2(2) of the European Communities Act 1972(b) in relation to the common agricultural policy of the European Economic Community, acting jointly, in exercise of the powers conferred upon them by the said section 2(2) and of all other powers enabling them in that behalf, hereby make the following regulations:—

Citation, commencement and extent

1.—(1) These regulations may be cited as the Eggs (Marketing Standards) (Amendment) Regulations 1978, and shall come into operation on 20th September 1978.

(2) These regulations shall not extend to Northern Ireland.

Interpretation

2.—(1) In these regulations "the principal regulations" means the Eggs (Marketing Standards) Regulations 1973(c).

(2) The Interpretation Act 1889(d) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

Amendment of the principal regulations

3. The principal regulations shall be amended as follows:—

(1) In Regulation 2(1) the words "and includes any provision of any regulations by which those regulations of the European Communities are replaced or amended" shall be deleted from the definition of "Community provision";

(2) Regulation 7 shall be deleted;

(3) In Regulation 9 the words "on summary conviction" shall be inserted after the word "liable";

(4) Schedule 1 (Community Provisions) to these regulations shall be substituted for Schedule 1 (Community Provisions) to the principal regulations;

(5) Schedule 2 (Weight Grades and Weight Grade Marks) shall be deleted; and

(a) Designated by the European Communities (Designation) Order 1972—S.I. 1972/1811.
(b) 1972 c. 68. (c) S.I. 1973/15. (d) 1889 c. 63.

(6) In head 2 (Labels) in Schedule 3 (Approved Mark and Labels)—

(i) In paragraph (*a*) the words "article 17 of Council Regulation (EEC) No. 2772/75"**(a)** shall be substituted for the words "article 17 of Regulation (EEC) No. 1619/68"; and

(ii) In paragraph (*g*) the words "Article 5(2) of Council Regulation (EEC) No. 2782/75"**(b)** shall be substituted for the words "Article 5(2) of Regulation (EEC) No. 1349/72".

Amendment of related regulations

4. The Eggs (Marking and Storage) Regulations 1965**(c)** and the Eggs (Marking and Storage) (Scotland) Regulations 1965**(d)** shall be further amended in each case as follows:—

(*a*) in regulations 4 and 6 the words "in accordance with the provisions of article 12 of Council Regulation (EEC) 2772/75"**(a)** shall be substituted for the words "in accordance with the provisions of article 12 of European Communities Regulation (EEC) No. 1619/68 of the Council as amended or replaced from time to time"; and

(*b*) in regulation 7 the words "in accordance with such of the provisions of Articles 6 and 7 of Commission Regulation (EEC) No. 95/69**(e)** as amended by Commission Regulation (EEC) No. 2502/71**(f)** as may be appropriate to the eggs contained therein" shall be substituted for the words "in accordance with such of the provisions of Article 6 and Article 7 of European Communities Regulation (EEC) No. 95/69 of the Commission as amended or replaced from time to time as may be appropriate to the eggs contained therein".

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 21st August 1978.

(L.S.)

John Silkin,
Minister of Agriculture, Fisheries and Food.

23rd August 1978.

Bruce Millan,
Secretary of State for Scotland.

(a) OJ No. L282, 1.11.75, p. 56. **(b)** OJ No. L282, 1.11.75, p. 100.
(c) S.I. 1965/1000. **(d)** S.I. 1965/1021 (S.36).
(e) OJ No. L13, 18.1.69, p. 13 (OJ/SE 1969(I) p. 7).
(f) OJ No. L258, 23.11.71, p. 9 (OJ/SE 1971 (III) p. 959).

SCHEDULE 1 Regulation 3

COMMUNITY PROVISIONS

1. Council Regulation (EEC) No. 2772/75**(a)** on marketing standards for eggs.

2. Commission Regulation (EEC) No. 95/69**(b)** implementing Council Regulation (EEC) No. 2772/75**(a)**, as amended by Commission Regulation (EEC) No. 927/69**(c)** and Commission Regulation (EEC) No. 2502/71**(d)**.

3. Commission Regulation (EEC) No. 1295/70**(e)** amplifying certain provisions of Council Regulation (EEC) No. 2772/75**(a)**.

4. Council Regulation (EEC) No. 2782/75**(f)** on the production and marketing of eggs for hatching and of farmyard poultry chicks.

5. Commission Regulation (EEC) No. 1868/77**(g)** implementing Council Regulation (EEC) No. 2782/75**(f)**.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Eggs (Marketing Standards) Regulations 1973. They apply throughout Great Britain and come into operation on 20th Sepember 1978. They—

(*a*) amend the definition of "Community provision" in the 1973 Regulations and bring up to date the Schedule of Community Regulations for the enforcement of which the 1973 Regulations provide;

(*b*) delete from the 1973 Regulations certain provisions which have become obsolete;

(*c*) provide that contraventions under the 1973 Regulations shall be triable summarily; and

(*d*) make minor and consequential amendments to the 1973 Regulations.

(a) OJ No. L282, 1.11.75, p. 56.
(b) OJ No. L13, 18.1.69, p. 13 (OJ/SE 1969 (I) p. 7).
(c) OJ No. L120, 21.5.69, p. 6 (OJ/SE 1969 (I) p. 227).
(d) OJ No. L258, 23.11.71, p. 9 (OJ/SE 1971 (III) p. 959).
(e) OJ No. L145, 3.7.70, p. 1 (OJ/SE 1970 (II) p. 408.)
(f) OJ No. L282, 1.11.75, p. 100. **(g)** OJ No. L209, 17.8.77, p. 1.

SI 1978/1248
ISBN 0-11-084248-0

