1953 No. 731

The Egg Products (Revocation) Order, 1953

Made - - - -	*29th April*, 1953
Laid before Parliament	*30th April*, 1953
Coming into Operation	*1st May*, 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 shall come into operation on the 1st day of May, 1953, and may be cited as the Egg Products (Revocation) Order, 1953.

2. The Egg Products (Control and Maximum Prices) Order, 1946(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 29th day of April, 1953.

EXPLANATORY NOTE

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

This Order frees egg products from price and other controls.

1953 No. 529

The Eggs Order, 1953

Made - - - -	*24th March*, 1953
Laid before Parliament	*25th March*, 1953
Coming into Operation	*26th March*, 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)

(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.R. & O. 1946/1729; 1946 II, p. 722.
(f) S.R. & O. 1947/327; 1947 II, p. 580; S.I. 1949/1682; 1950/1138; 1951/1781; 1952/1298: 1949 II, p. 306; 1950 III, p. 504; 1951 III, p. 170.

Act, 1947(a) and the Supplies and Services (Defence Purposes) Act, 1951(b) and continued in force by the Supplies and Services (Continuance) Order, 1952(c)), and of all other powers him enabling in that behalf, hereby orders as follows:—

Commencement and citation

1. This Order shall come into operation on the 26th day of March, 1953, and may be cited as the Eggs Order, 1953.

Interpretation

2. In this Order—

" The Minister " means the Minister of Food.

" The Ministry " means the Ministry of Agriculture for Northern Ireland.

" Approved mark " means, in relation to each of the descriptions of eggs specified in the first column of the First Schedule to this Order, the mark relative to such description specified in the second column of that Schedule.

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

" Eggs " means eggs in shell laid in the United Kingdom by domestic fowls.

" Establishment " means a catering establishment or an institution licensed or deemed to be licensed as such under the Food (Licensing of Establishments) Order, 1948(d), as amended(e).

" Fresh eggs " means eggs other than eggs which have been preserved by pickling, cold storage or any other method.

" Licensed buyer ", " licensed collector " and " licensed packer " mean respectively persons licensed as such under or by virtue of the provisions of this Order.

" Manufacturer " means a person who, for the purpose of his trade or business, other than that of an establishment, uses eggs in the composition, manufacture or preparation of any other product.

" Producer " includes any person having domestic fowls under his care, control or management.

General restriction on trading in eggs

3.—(1) No person shall buy or sell any eggs for the purpose of resale, for use in an establishment, or for use by a manufacturer and no person shall sell any eggs as an agent for reward unless such eggs have been marked in accordance with the provisions of Article 4 hereof.

(2) The restrictions imposed by this Article shall not

(*a*) prohibit the sale of fresh eggs not so marked by the producer thereof to or the purchase of fresh eggs not so marked from the producer thereof by a licensed buyer, licensed collector or licensed packer;

(*b*) prohibit the sale of fresh eggs not so marked by a licensed buyer or licensed collector to a licensed packer or the purchase by a licensed packer of fresh eggs not so marked from a licensed buyer or licensed collector;

(*c*) apply to the areas specified in the Third Schedule to this Order.

Marking of eggs

4. Except under and in accordance with the terms of a licence granted for the purpose of this Article by or on behalf of the Minister or the Ministry,

(a) 10 & 11 Geo. 6. c. 55. (b) 14 & 15 Geo. 6. c. 25. (c) S.I. 1952/2094; 1952 III, p. 3006.
(d) S.I. 1948/368; 1948 II, p. 404. (e) S.I. 1948/2584; 1948 II, p. 407.

no person shall mark any eggs with an approved mark, and no person shall mark any eggs with any mark so closely resembling an approved mark as to be calculated to deceive.

Minimum price on sales by producers to licensed buyers, licensed collectors and licensed packers

5. No producer shall sell to a licensed buyer, licensed collector or licensed packer and no licensed buyer, licensed collector or licensed packer shall buy from a producer any fresh eggs at a price less than the minimum price applicable in accordance with the provisions of the Second Schedule to this Order.

Keeping of Records

6.—(1) Every licensed buyer, licensed collector and licensed packer shall

(*a*) keep or cause to be kept an accurate record of every purchase and sale of fresh eggs by him, such record to include the following particulars:—

(i) the date of the purchase or sale;

(ii) the name and address of the person from whom he bought or to whom he sold the eggs in question;

(iii) whether the eggs bought or sold were of first or second quality and the number of each quality, and, in the case of eggs of first quality, the number of eggs marked with any approved mark, showing separately the number of eggs to which each approved mark was applied;

(iv) the price or prices paid;

(*b*) furnish to the Minister at such times, in such manner and in such form as may be prescribed in a notice served upon him by or on behalf of the Minister or the Ministry under this Order, such estimates, returns or information relating to his buying and selling of eggs as may be so prescribed.

(2) Every licensed buyer, licensed collector or licensed packer shall retain the record of any transaction required to be kept pursuant to this Article for one year from the date of the transaction.

Artificial transactions

7. No person shall, in connection with the purchase or sale or proposed purchase or sale of any eggs, enter or offer to enter into any artificial transaction.

Hatching eggs

8. No person shall buy or sell any eggs for the purpose of hatching unless each egg has been indelibly and legibly marked by the seller with the letter "H" or other mark authorised by the Ministry for the purpose.

Directions, licences and authorisations

9.—(1) The provisions of this Order are subject to any directions which may at any time be given by or on behalf of the Minister or in respect of Northern Ireland by or on behalf of the Minister or the Ministry, and to any licence or authorisation which may be granted by or on behalf of the Minister or in respect of Northern Ireland by or on behalf of the Minister or the Ministry under this Order; and the Minister hereby delegates to the Ministry the function of giving or granting any such directions, licence or authorisation in respect of Northern Ireland.

(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 granted under this Order is and shall remain the property of the Minister or the Ministry; and the licensee or any person in possession of such licence or authorisation shall, if requested to do so by or on behalf of the Minister or the Ministry, 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.

Infringements

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

Revocation

11.—(1) The Eggs (Great Britain) Order, 1951(**a**), as amended(**b**), and the Eggs (Northern Ireland) Order, 1951(**c**), as amended(**b**), are hereby revoked but without prejudice to any proceedings in respect of any contravention thereof.

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

G. Lloyd-George,
Minister of Food.

Dated the 24th day of March, 1953.

THE FIRST SCHEDULE

[New First Schedule substituted by S.I. 1953/1816, *see* p. 2088 below.]

THE SECOND SCHEDULE

[Second Schedule revoked by S.I. 1953/1233, *see* p. 2087 below.]

THE THIRD SCHEDULE

1. The County of Zetland (excluding the Mainland).
2. The County of Orkney (excluding the Mainland and the Islands of Burray and South Ronaldshay).
3. The County of Sutherland.
4. The following parishes in the County of Ross and Cromarty:—
   Kincardine, Lochbroom, Gairloch, Applecross, Lochcarron, Lochalsh, Kintail, Glenshiel and all the islands within the said County.
5. The following parishes in the County of Inverness:—
   Urquhart and Glenmoriston, Glenelg, Arisaig and Moidart, Laggan, Alvie, Kingussie and Insh, Boleskine and Abertarff, Kilmonivaig, Kilmallie and all the islands within the said County.
6. The County of Argyll.
7. The County of Bute.
8. The following parishes in the County of Perth:—
   Kirkmichael, Moulin, Blair Atholl, Balquhidder, Killin, Kenmore, Fortingall, Dull.
9. The Isles of Scilly.

(a) S.I. 1951/2143; 1951 III, p. 171. (b) S.I. 1952/339, 1135 and 1818.
(c) S.I. 1951/2144; 1951 III, p. 183.

EXPLANATORY NOTE

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

This Order replaces the Eggs (Great Britain) Order, 1951, as amended and the Eggs (Northern Ireland) Order, 1951, as amended.

The principal changes are:—

(1) Maximum prices are discontinued.
(2) Minimum prices are prescribed for eggs sold by producers to licensed buyers, licensed collectors and licensed packers.
(3) Licensing is retained only in the case of licensed buyers, licensed collectors and licensed packers.
(4) Control of distribution is discontinued save that producers may not sell unmarked eggs for use in a catering establishment or institution or to a manufacturer, and may sell such eggs for resale only to a licensed buyer, licensed collector or licensed packer.
(5) Sale by auction of unmarked eggs (but not of marked eggs) is prohibited.

1953 No. 1233

The Eggs (Amendment No. 3) Order, 1953

Made - - - -	*6th August*, 1953
Laid before Parliament	*7th August*, 1953
Coming into Operation	*9th August*, 1953

The Minister of Food, in pursuance of the powers conferred upon him by Regulation 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 shall come into operation on the 9th day of August, 1953, and may be cited as the Eggs (Amendment No. 3) Order, 1953.

2. The Eggs Order, 1953(**e**), as amended(**f**), shall be further amended by deleting:—

(*a*) Article 5 thereof;

(*b*) the Second Schedule thereto.

3. The Eggs (Amendment No. 2) Order, 1953(**f**), is hereby revoked, but without prejudice to any proceedings in respect of any contravention of the Eggs Order, 1953, as amended thereby.

By Order of the Minister of Food.

Charles Hill,
Parliamentary Secretary.

Dated the 6th day of August, 1953.

(**a**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945/1611; 1945 II, p. 39.
(**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. 1953/529, p. 2083 above. (**f**) S.I. 1953/1034.