STATUTORY INSTRUMENTS

1974 No. 117

CONTROL OF FUEL AND ELECTRICITY

The Electricity (Industrial and Commercial Use) (Control) (Second Amendment) Order 1974

Made - - -	*25th January* 1974
Laid before Parliament	*28th January* 1974
Coming into Operation	*29th January* 1974

The Secretary of State, in exercise of his powers under section 2(1) of the Fuel and Electricity (Control) Act 1973(**a**) and section 7 of the Emergency Laws (Re-enactments and Repeals) Act 1964(**b**) as having effect by virtue of section 5(1) of the Fuel and Electricity (Control) Act 1973, hereby orders as follows:—

1. The Order may be cited as the Electricity (Industrial and Commercial Use) (Control) (Second Amendment) Order 1974 and shall come into operation on 29th January 1974.

2. The Electricity (Industrial and Commercial Use) (Control) (No. 2) Order 1973(**c**) as varied(**d**) shall be further varied as follows:—

(1) In Article 4—

(*a*) in paragraph (1) there shall be substituted in Table 'A' for the words "Thursday Friday Saturday" the words "Wednesday Thursday Friday", and the following proviso shall be inserted immediately after that Table:—

"Provided that nothing in this paragraph shall prohibit the use of electricity on any such premises or in connection with any such operations, where such use is permitted on Thursday and Friday, on Saturday in any week in which—

(*a*) no electricity has been used on those premises or in connection with those operations on the Wednesday of that week (other than for a purpose permitted under Article 6); and

(*b*) a notice has been displayed not later than 1000 hours on Tuesday of that week and kept so displayed until 1000 hours on the following Sunday outside the principal entrance used by visitors to those premises, and that used by persons employed on those premises (if different), or at the place where those operations are being carried on, so as to be visible to persons using that entrance or entering that place, stating that no electricity will be used on those premises or in connection with those operations (other than for a purpose permitted under Article 6 of this Order) on that Wednesday but will be so used on Saturday of that week."

(*b*) The following new paragraph shall be inserted at the end of that Article—

"(5) A copy of any notice displayed pursuant to the proviso to paragraph (1) of this Article shall be supplied to any constable, or to any person authorised by the Secretary of State to require the production of such notices, if so requested by him".

(**a**) 1973 c. 67.
(**b**) 1964 c. 60.
(**c**) S.I. 1973/2172 (1973 III, p. 7617).
(**d**) S.I. 1974/78 (1974 I, p. 250).

(2) The following Article shall be substituted for Article 6:—

"6. (1) Nothing in Article 4 or 5 shall have effect so as to prohibit the use of electricity—

(*a*) for any of the purposes specified in Part I of the Schedule to this Order;

(*b*) (i) in relation to any shop, on any part thereof used for any of the purposes specified in Part II of the Schedule to this Order, to the extent that such use of electricity is essential for those purposes and provided that that shop was used for such purposes before 13th December 1973 or is used wholly or mainly for such purposes;

(ii) in relation to any other premises or place, on any part thereof used for any of the purposes specified in Part II of the Schedule to this Order, to the extent that such use of electricity is essential for those purposes;

(*c*) on any premises of a kind specified in Part III of that Schedule;

(*d*) on any premises in relation to which directions have been given by the Secretary of State under Section 2(2)(*c*) of the Fuel and Electricity (Control) Act 1973 and are still in force as to the use of electricity on those premises."

(3) In Part II of the Schedule to the Order—

(*a*) The words added at the end of paragraph 9 by Article 2(2) of the Electricity (Industrial and Commercial Use) (Control) (Amendment) Order 1974(**a**) shall be deleted;

(*b*) the following paragraph shall be added at the end of that Part—

" 26. The manufacture and packaging of medicinal products or the manufacture of packaging or containers for such products. In this paragraph ' medicinal products ' means any medicinal product within the meaning of section 130 of the Medicines Act 1968(**b**) other than such a product as is exempted from the restrictions imposed by sections 7 and 8 of that Act (licences for dealings in and manufacture of medicinal products) by the Medicines (Exemption from Licences) (Foods and Cosmetics) Order 1971(**c**)."

Peter Emery,
Parliamentary Under-Secretary of State,
Department of Energy.

25th January 1974.

(**a**) S.I. 1974/78.
(**b**) 1968 c. 67.
(**c**) S.I. 1971/1410 (1971 II, p. 3945).

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order amends the Electricity (Industrial and Commercial Use) (Control) (No. 2) Order 1973 ("the Principal Order") as previously amended.

The changes involved are as follows:-

The Principal Order restricts the use of electricity on industrial and commercial premises (other than shops) and for building and engineering operations to three days in any week. Where those three days are Thursday, Friday and Saturday, they are changed to Wednesday, Thursday and Friday; but provision is made under which a firm affected by this change may continue to use electricity on Thursday, Friday and Saturday instead of on Wednesday, Thursday and Friday, provided that a notice is displayed stating that this option is being exercised.

The exceptions in Part II of the Schedule will apply in relation to shops only where the shop was used for the excepted purposes before 13th December 1973, or is used wholly or mainly for those purposes.

A further exception is made in Part II of the Schedule to the Principal Order relating to the manufacture and packaging of certain medicinal products. The manufacture of packaging and containers for such products is also excepted.

SI 1974/117
ISBN 0-11-040117-4

