STATUTORY INSTRUMENTS

1962 No. 1413 (S. 59)

FOOD AND DRUGS

COMPOSITION—SCOTLAND

The Food Standards (Table Jellies) (Scotland) (Amendment and Revocation) Regulations 1962

Made - - - -	*4th July* 1962
Laid before Parliament	*11th July* 1962
Coming into Operation	*12th July* 1962

In exercise of the powers conferred upon me by sections 4, 56 and 60 (3) of the Food and Drugs (Scotland) Act 1956(a), and of all other powers enabling me in that behalf, and after consultation with such organisations as appear to me to be representative of interests substantially affected by these regulations I hereby make the following regulations:—

1.—(1) These regulations may be cited as the Food Standards (Table Jellies) (Scotland) (Amendment and Revocation) Regulations 1962 and shall come into operation on 12th July 1962.

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

2. The Food Standards (Table Jellies) Order 1949(c), as amended(d), shall be further amended as follows:—

(*a*) by adding at the end of article 1 thereof the following words:—

"and—

'pre-packed' means packed or made up in advance ready for retail sale;

'retail sale' means any sale to a person buying otherwise than for the purpose of re-sale, but does not include a sale to a caterer for the purposes of his catering business, or a sale to a manufacturer for the purposes of his manufacturing business.";

(*b*) by adding at the end of article 2 thereof the following proviso:—

"Provided that such standards shall not apply in relation to—

(*a*) any sale or offer or exposure for sale of pre-packed food in a wrapper or container bearing a label which includes a true statement conforming to the requirements of article 4 (1) to (3) inclusive of the Labelling of Food Order 1953(e); or

(*b*) any sale, other than a retail sale, of pre-packed food pursuant to which the seller delivers the food to the purchaser unlabelled and furnishes a statement of particulars in accordance with article 6 (1) (*b*) of the Labelling of Food Order 1953.".

(a) 4 & 5 Eliz. 2. c. 30.
(b) 52 & 53 Vict. c. 63.
(c) S.I. 1949/1656 (1949 II, p. 11).
(d) S.I. 1955/838 (1955 I, p. 808).
(e) S.I. 1953/536 (1953 I, p. 665).

3. On 12th July 1963, the Food Standards (Table Jellies) Order 1949, the Food Standards (Table Jellies) (Scotland) Amendment Order 1955, and regulation 2 of these regulations shall cease to have effect, but without prejudice to any proceedings in respect of any contravention of the Food Standards (General Provisions) Order 1944(**a**), as amended(**b**), construed as one with the said Food Standards (Table Jellies) Order 1949, as amended.

John S. Maclay,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
4th July 1962.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended in indicate their general purport.)

These regulations which apply to Scotland only provide that the Food Standards (Table Jellies) Order, 1949 and the Food Standards (Table Jellies) (Scotland) Amendment Order, 1955 shall not apply to pre-packed food labelled in accordance with article 4 (1) to (3) inclusive of the Labelling of Food Order 1953 or, if sold otherwise than by retail, covered by a statement of particulars furnished in accordance with article 6 (1) (*b*) of that order.

The regulations further provide that the two table jellies orders mentioned above and the regulations themselves shall cease to have effect on 12th July, 1963.

(a) S.R. & O. 1944/42 (1944 II, p. 505).
(b) S.R. & O. 1944/654, S.I. 1959/572 (1944 II, p. 508; 1959 I, p. 1319).