STATUTORY INSTRUMENTS

1961 No. 440

FOOD AND DRUGS

LABELLING—ENGLAND AND WALES

The Labelling of Food (Amendment) Regulations, 1961

Made - - - -	10*th March*, 1961
Laid before Parliament	17*th March*, 1961
Coming into Operation	20*th March*, 1961

The Minister of Agriculture, Fisheries and Food and the Minister of Health, acting jointly, in exercise of the powers conferred upon them by sections seven and one hundred and twenty-three of the Food and Drugs Act, 1955(a), and of all other powers enabling them in that behalf, having consulted with such organisations as appear to them to be representative of interests substantially affected by these regulations and having referred a draft of these regulations to the Food Hygiene Advisory Council in accordance with section eighty-two of the said Act, hereby make the following regulations:—

1.—(1) These regulations may be cited as the Labelling of Food (Amendment) Regulations, 1961; and shall come into operation on the 20th day of March, 1961, except that regulation 2 shall come into operation on the 20th day of March, 1962.

(2) In these regulations the expression "the principal Order" means the Labelling of Food Order, 1953(b), as amended(c).

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

2. The principal Order shall be further amended as follows:—

(*a*) by substituting in sub-paragraph (*a*) of paragraph (4) of Article 4 thereof for the words "(except in the case of beer, cider and perry and of wine obtained by the fermentation in the district of its origin of the juice of freshly gathered grapes which wine has not been subject to any process so as to alter its character)" the words "(except in the case of beer, cider and perry and of wine obtained by the fermentation of the juice of grapes, but of no other fruit, which wine has not been subject to any process so as to alter its character)";

(*b*) by deleting from case (i) of the said sub-paragraph (*a*) the words "freshly gathered";

(*c*) by deleting from case (ii) of the said sub-paragraph (*a*) the words "not made from freshly gathered grapes";

(*d*) by substituting in sub-paragraph (*a*) of Article 8 thereof for the words "wine obtained by the fermentation in the district of its origin of the juice of freshly gathered grapes" the words "wine obtained by the fermentation of the juice of grapes".

(a) 4 & 5 Eliz. 2. c. 16. (b) S.I. 1953/536 (1953 I, p. 665).
(c) S.I. 1953/1889, 1955/1900, 1958/717, 1959/471 (1953 I, p. 685; 1955 I, p. 930; 1958 I, p. 1173; 1959 I, p. 1326). (d) 52 & 53 Vict. c. 63.

3. Until the coming into operation of the last foregoing regulation the provisions of paragraph (4) of Article 4 of the principal Order shall not apply in relation to any intoxicating liquor pre-packed for sale as such which is labelled in accordance with the provisions of that Order as if amended by the foregoing provisions of these regulations, and the provisions of sub-paragraph (*a*) of Article 8 of that Order shall not apply in relation to any intoxicating liquor which is so labelled.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this eighth day of March, nineteen hundred and sixty-one.

(L.S.)

Christopher Soames,
Minister of Agriculture, Fisheries and Food.

Given under the Official Seal of the Minister of Health this tenth day of March, nineteen hundred and sixty-one.

(L.S.)

J. Enoch Powell,
Minister of Health.

EXPLANATORY NOTE

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

These regulations, which apply in England and Wales only, amend the Labelling of Food Order, 1953, as amended (which Order has effect in England and Wales as if contained in regulations made under section 7 of the Food and Drugs Act, 1955)—

(*a*) on and after 20th March, 1962, to exempt from the requirement to declare on the label the fruit basis and alcohol content, wines obtained by the fermentation, elsewhere than in the district of their origin, of the juice of grapes, but of no other fruit, which wines have not been subject to any process so as to alter their character; and

(*b*) to permit, in the meantime, the labelling of intoxicating liquor in accordance with the provisions of the principal Order either as previously amended or as amended by these regulations.