STATUTORY INSTRUMENTS

1979 No. 1570

FOOD AND DRUGS

The Labelling of Food (Amendment) Regulations 1979

Made - - -	*30th November* 1979
Laid before Parliament	*10th December* 1979
Coming into Operation	*1st January* 1980

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Social Services and the Secretary of State for Wales, acting jointly, in exercise of the powers conferred by sections 7 and 123 of the Food and Drugs Act 1955(**a**) and now vested in them(**b**) and of all other powers enabling them in that behalf, hereby make the following regulations after consultation with such organisations as appear to them to be representative of interests substantially affected by the regulations and reference to the Food Hygiene Advisory Council under section 82 of the said Act:—

Citation and commencement

1. These regulations may be cited as the Labelling of Food (Amendment) Regulations 1979 and shall come into operation on 1st January 1980.

Amendment of the principal regulations

2. The Labelling of Food Regulations 1970(**c**) shall be further amended as follows:—

(1) In Regulation 16(4) the words "Subject to the provisions of paragraphs (5) and (5A) of this regulation" shall be substituted for the words "Subject to the provisions of the next following paragraph".

(2) In Regulation 16 the following paragraph shall be inserted immediately after paragraph (5):

"(5A) Notwithstanding the provisions of paragraphs (4) and (5) of this regulation it shall be sufficient from 1st January 1980:—

(a) for the declaration mentioned in the said paragraph (4) to be completed by inserting at (y)—

(i) the minimum alcoholic strength by volume expressed in figures and followed by the symbol "% vol"; or

(**a**) 1955 c. 16 (4 and 5 Eliz. 2).
(**b**) By the Secretary of State for Social Services Order 1968 (S.I. 1968/1699) and the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272).
(**c**) S.I. 1970/400, to which there are amendments not relevant to these Regulations.

(ii) the minimum alcoholic strength by mass expressed in figures and followed by the symbol "% mas",

but it shall not be necessary for a declaration which is so completed to include the words "NOT LESS THAN"; and

(b) for the declaration mentioned in the said paragraph (5) to be in the form—

(i) "(z) % vol" inserting at (z) the figure which expresses the alcoholic strength by volume; or

(ii) "(z) % mas" inserting at (z) the figure which expresses the alcoholic strength by mass."

(3) In Regulation 28 and in paragraph 11(2) of Schedule 5 the words "regulation 16(4), (5) or (5A)" shall be substituted for the words "regulation 16(4) or (5)".

(4) Paragraph 11(1) of Schedule 5 shall be deleted.

In Witness Whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 28th November 1979.

(L.S.)

Peter Walker,
Minister of Agriculture, Fisheries and Food.

30th November 1979.

Patrick Jenkin,
Secretary of State for Social Services.

29th November 1979.

Nicholas Edwards,
Secretary of State for Wales.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations, which apply to England and Wales only, further amend the Labelling of Food Regulations 1970 ("the 1970 Regulations"), as amended.

The Regulations—

(a) permit the symbols "% vol" and "% mas" to be used as alternatives to the forms now required or permitted by the 1970 Regulations in declarations of the alcoholic strength of intoxicating liquor pre-packed for sale by retail;

(b) permit declarations which include either of those symbols to omit the words "not less than" which are required by the 1970 Regulations; and

(c) revoke the requirement of the 1970 Regulations that declarations of alcoholic strength shall appear within a surrounding line.

The Regulations refer to "alcoholic strength by volume" and "alcoholic strength by mass". The Alcohol Tables Regulations 1979 (S.I. 1979/132) (which implement Council Directive No. 76/766/EEC (O.J. No. L262, 27.9.1976, p. 149) relating to alcohol tables) define those expressions and provide that references to those expressions in any enactment or instrument shall, unless the context otherwise requires, be references to those expressions as so defined.

SI 1979/1570
ISBN 0-11-094570-0

