STATUTORY INSTRUMENTS

1961 No. 469 (S. 23)

FOOD AND DRUGS

LABELLING—SCOTLAND

The Labelling of Food (Scotland) (Amendment) Regulations, 1961

Made - - - - 10*th March*, 1961
Laid before Parliament 20*th March*, 1961
Coming into Operation as provided in Regulation 1.

In exercise of the powers conferred on me by sections 7 and 56 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 and after reference to the Scottish Food Hygiene Council under section 25 of the said Act, I hereby make the following regulations :—

1.—(1) These regulations may be cited as the Labelling of Food (Scotland) (Amendment) Regulations, 1961, and shall come into operation on the 21st 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 for the interpretation of these regulations as it applies for 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. 30. (b) S.I. 1953/536 (1953 I, p. 665).
(c) S.I. 1953/1889, 1956/1146, 1958/719, 1959/571 (1953 I, p. 685; 1956 I, p. 1007; 1958 I, p. 1174; 1959 I, p. 1328). (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.

Dated this 10th day of March, 1961.

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

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

These regulations, which apply in Scotland only, amend the Labelling of Food Order, 1953, as amended (which Order has effect in Scotland as if contained in regulations made under section 7 of the Food and Drugs (Scotland) Act, 1956)—

(*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.