STATUTORY INSTRUMENTS

1979 No. 1693 (S.141)

FOOD AND DRUGS

The Labelling of Food (Scotland) Amendment Regulations 1979

Made - - - -	12*th December* 1979
Laid before Parliament	31*st December* 1979
Coming into Operation	21*st January* 1980

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:—

Citation and commencement

1. These regulations may be cited as the Labelling of Food (Scotland) Amendment Regulations 1979 and shall come into operation on 21st January 1980.

Amendment of the principal regulations

2. The Labelling of Food (Scotland) Regulations 1970**(b)** 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 21st 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

(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

(a) 1956 c. 30.
(b) S.I. 1970/1127, to which there are amendments not relevant to these Regulations.

(*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 the words "regulation 16(4), (5) or (5A)" shall be substituted for the words "regulation 16(4) or (5)".

(4) For paragraph 11 of Schedule 5 substitute:—

"*Intoxicating liquor*

11.—The height of the shortest letter or numeral in any declaration required or permitted by regulation 16(4), (5) or (5A) shall be not less than 3 millimetres, save that in the case of any intoxicating liquor pre-packed in a bottle smaller in size than the normal half-bottle the height of any such letter or numeral shall be not less than 2 millimetres.".

George Younger,
One of Her Majesty's Principal Secretaries of State.

New St. Andrew's House,
Edinburgh.
12th December 1979.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations further amend the Labelling of Food (Scotland) 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 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;

(*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, P149) 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.

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