EXPLANATORY NOTE

(This Note is not part of the Order but is intended to indicate its general purport.)

This order brings into operation certain provisions of the Mental Health Act, 1959, to the extent necessary to repeal the provisions of the Lunacy Act, 1890, which prevent hospitals, licensed houses and nursing homes from receiving mentally ill patients informally without powers of detention.

MERCHANDISE MARKS

1959 No. 404

The Merchandise Marks (Imported Goods) No. 1 Order, 1959

Laid before Parliament in draft
Made - - - - 11*th March*, 1959
Coming into Operation 11*th June*, 1959

At the Court at Buckingham Palace, the 11th day of March, 1959

Present,

The Queen's Most Excellent Majesty in Council

Whereas an enquiry in relation to garments of the classes or descriptions to which this Order applies has, on a reference from the Board of Trade, been held by the appropriate standing committee appointed under the Merchandise Marks Act, 1926(a);

And whereas, the report of the Committee having been taken into consideration by the Board of Trade, the Board have made a representation to Her Majesty that it is desirable that an Order should be made under Section 2 of the said Act requiring the said goods to be marked in manner hereinafter appearing;

And whereas a draft of this Order has lain before Parliament for a period of forty days in accordance with Section 7 of the said Act and subsection (2) of Section 6 of the Statutory Instruments Act, 1946(b), and neither House of Parliament has resolved that the draft be not submitted to Her Majesty;

Now, therefore, Her Majesty, by and with the advice of Her Privy Council, in pursuance of the powers conferred by Section 2 of the Merchandise Marks Act, 1926, is pleased to order and it is hereby ordered, as follows:—

1.—(1) This Order applies to garments made from woven cloth, being garments of the following classes or descriptions—

(*a*) men's and boys' shirts and pyjamas;

(*b*) men's, boys', women's and girls' aprons and overalls, including overall jackets, overall longcoats, overall trousers, boiler suits and bib and brace overalls;

(*c*) men's and boys' cotton trousers, including jeans and slacks, but excluding shorts;

(a) 16 & 17 Geo. 5. c. 53. (b) 9 & 10 Geo. 6. c. 36.

(*d*) women's and girls' cotton trousers, including jeans and slacks, but excluding shorts.

(2) It shall not be lawful in the United Kingdom to sell or expose for sale any garments to which this Order applies which have been imported unless they bear an indication of origin, applied in accordance with the appropriate requirements of Article 2 of this Order:

Provided that nothing in this Order shall require cotton trousers described in the class or description (*c*) of paragraph (1) of this Article to bear an indication of origin on sale or exposure for sale of a suit of which they form part.

2. The indication of origin shall be applied to the inside of each garment at the top thereof in the following manner that is to say—

(*a*) stamped or printed on each garment or applied thereto by transfer in a contrasting colour, or

(*b*) woven into, or stamped or printed on, or applied by transfer to, a tab of woven material securely sewn on at least two parallel sides to each garment:

Provided that it shall be sufficient compliance with this Order in the case of the sale or exposure for sale of a suit of overalls if the indication of origin is applied either to the jacket or to the trousers, and in the case of the sale or exposure for sale of a suit of pyjamas if the indication of origin is applied to the jacket.

3. Goods to which this Order applies shall bear the indication of origin herein provided on exposure for sale wholesale whether or not the person so exposing the goods is a wholesale dealer.

4. Nothing in this Order shall require any garment to bear an indication of origin at the time of importation nor shall anything herein require a garment, imported before the date on which this Order comes into operation, to bear an indication of origin on sale or exposure for sale during the period of nine months from that date.

5.—(1) The Interpretation Act, 1889(**a**), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) This Order may be cited as the Merchandise Marks (Imported Goods) No. 1 Order, 1959, and shall come into operation at the expiration of three months from the date hereof.

W. G. Agnew.

EXPLANATORY NOTE

(*This Note is not part of the Order, but is intended to indicate its general purport.*)

This Order, which comes into operation on 11th June, 1959, requires an indication of origin to be applied to the imported garments described in Article 1 made from woven cloth.

The garments are to bear the indication of origin on sale or exposure for sale and the requirement applies to exposure for sale wholesale, whether or not the person exposing the garment is a wholesale dealer.

The manner in which the indication of origin is to be applied is specified in Article 2.

(**a**) 52 & 53 Vict. c. 63.