STATUTORY INSTRUMENTS

1964 No. 261

MERCHANDISE MARKS

The Merchandise Marks (Imported Goods) No. 2 Order 1928 (Provisional Exemption) Direction 1964

Made - - - - 21*st February* 1964
Coming into Operation 3*rd March* 1964

Whereas it has been shown to the satisfaction of the Board of Trade by persons appearing to the Board to have a substantial interest in the matter that the application of some of the provisions of the Merchandise Marks (Imported Goods) No. 2 Order 1928(a), as amended(b), (hereinafter referred to as " the principal Order ") to the class or description of goods specified in the Schedule to this Direction has caused and is likely to cause injury to the said persons or some of them:

Now, therefore, the Board of Trade, in exercise of the powers conferred upon them by section 3 of the Merchandise Marks Act 1926(c), hereby give the following Direction:—

1. The principal Order shall apply to the class or description of goods specified in column 1 of the Schedule hereto subject to the modification that, for the manner in which the indication of origin is to be applied (specified in article 13 of the said Order), there shall be substituted the manner specified in column 2 of that Schedule.

2.—(1) The Interpretation Act 1889(d) shall apply to the interpretation of this Direction as it applies to the interpretation of an Act of Parliament and as if this Direction and the Orders referred to herein were Acts of Parliament.

(2) This Direction may be cited as the Merchandise Marks (Imported Goods) No. 2 Order 1928 (Provisional Exemption) Direction 1964 and shall come into operation on the 3rd March 1964.

21st February 1964.

David Price,
Parliamentary Secretary to the Board of Trade.

(a) S.R. & O. 1928/570 (Rev. XIII, p. 450: 1928, p. 844).
(b) The relevant amending instrument is S.R. & O. 1931/127 (Rev. XIII, p. 450: 1931, p. 767).
(c) 16 & 17 Geo. 5. c. 53. (d) 52 & 53 Vict. c. 63.

SCHEDULE

Column 1	Column 2
Class or description of goods	Manner in which the indication of origin is applied
Electric incandescent projection lamps having a glass bulb, the external surface of which is coated with an obscuring finish except for a clear area for light emission.	(i) Indelibly stamped, embossed, incised or impressed on the cap of the lamp; and (ii) indelibly marked on the carton, wrapper or other container in which the lamp is imported, sold or exposed for sale, as the case may be.

EXPLANATORY NOTE

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

The Merchandise Marks (Imported Goods) No. 2 Order 1928, as amended, prohibits the importation or the sale or exposure of sale in the United Kingdom of imported electric incandescent lamps unless (subject to specified exceptions) an indication of origin is indelibly marked both on the bulb and on its carton, wrapper or container.

This Direction exempts any lamp described in the Schedule from having to bear an indication of origin on the bulb itself, but requires the indication to be indelibly marked both on the cap and on the carton, wrapper or container. (A Direction made on the 10th May 1963 (S.I. 1963/933) provisionally modifies the above-mentioned Order in respect of the indication of origin on electric incandescent lamps the bulb of which is over 15 mm and not over 35 mm in diameter.)

Under section 3 of the Merchandise Marks Act 1926, the Direction will remain in force for 12 months unless during that period it is withdrawn by the Board of Trade, or the 1928 Order is amended in respect of the goods affected by this Direction.