1959 No. 1314

The Merchandise Marks (Imported Goods) No. 2 Order, 1959

Laid before Parliament in draft
Made - - - - 28*th July*, 1959
Coming into Operation 1*st December*, 1959

At the Court of Saint James, the 28th day of July, 1959

Present,

Her Majesty Queen Elizabeth The Queen Mother.
Her Royal Highness The Princess Alexandra of Kent.
Lord President **Mr. Brooke**
Earl of Selkirk **Mr. Aubrey Jones**

Whereas Her Majesty, in pursuance of the Regency Acts, 1937 to 1953, was pleased, by Letters Patent dated the fifteenth day of June, 1959, to delegate to the following Counsellors of State (subject to the exceptions hereinafter mentioned) or any two or more of them, that is to say, His Royal Highness Prince Philip, Duke of Edinburgh, Her Majesty Queen Elizabeth The Queen Mother, Her Royal Highness The Princess Margaret, His Royal Highness The Duke of Gloucester, His Royal Highness The Duke of Kent and Her Royal Highness The Princess Alexandra of Kent, full power and authority during the period of Her Majesty's absence from the United Kingdom to summon and hold on Her Majesty's behalf Her Privy Council and to signify thereat Her Majesty's approval for anything for which Her Majesty's approval in Council is required:

And whereas Her Majesty was further pleased to except from the number of the said Counsellors of State His Royal Highness Prince Philip, Duke of Edinburgh, and His Royal Highness The Duke of Kent and Her Royal Highness The Princess Alexandra of Kent while absent from the United Kingdom:

And whereas on a reference from the Board of Trade an enquiry in relation to the goods described in the Schedule hereto, being imported goods made wholly or partly of wire, has been held by the appropriate standing committee appointed under the Merchandise Marks Act, 1926(a):

And whereas, after taking into consideration the report of the Committee, the Board of Trade 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 Queen Elizabeth The Queen Mother and Her Royal Highness The Princess Alexandra of Kent, being authorised thereto by the said Letters Patent, and in pursuance of the powers conferred

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

by Section 2 of the Merchandise Marks Act, 1926, do hereby, by and with the advice of Her Majesty's Privy Council, on Her Majesty's behalf order, and it is hereby ordered, as follows:—

1.—(1) This Order applies to the goods described in the Schedule hereto, being goods made wholly or partly of wire.

(2) It shall not be lawful to import into the United Kingdom any goods to which this Order applies, nor to sell or expose for sale in the United Kingdom any such goods which have been so imported, unless they bear an indication of origin applied in accordance with the appropriate requirements of Article 2 of this Order.

2. The indication of origin shall be applied in the following manner, that is to say, it shall be stamped, transferred, printed, impressed or embossed on each article or on a metal label securely attached to the article and, in relation to the sale or exposure for sale of any article in a carton or other container, the indication shall also be printed or stamped on the carton or other container.

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. In this Order "wire" means wire of cold drawn solid metal (other than gold, silver and platinum) not exceeding 13 millimetres at the widest cross section, being such base metal alone or such base metal covered with a material other than gold, silver or platinum.

5. Nothing in this Order shall require any goods imported before the date on which this Order comes into force to bear an indication of origin on sale or exposure for sale.

6.—(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. 2 Order, 1959, and shall come into operation on the 1st day of December, 1959.

W. G. Agnew.

SCHEDULE

Strainers for table or kitchen use; toast racks; vegetable, fry and chip baskets; meat or grill stands; graters; skewers; fireguards; fly-swatters; pokers; flue rakes and scrapers; drain cleaners; potato mashers; flower and flower pot baskets; egg and batter whisks; cake and pastry trays and coolers; egg slicers; wall hooks; jar openers; dish drainers and plate racks; soap savers; soap and sponge baskets and bath racks; clothes driers; boot and shoe racks; mouse and rat traps; sieves and riddles; dish covers; ladles; skimmers; salad, fruit and vegetable washers and colanders; coal savers; expanding curtain rods; vegetable racks; chip shovels; letter boxes.

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 1st December, 1959, requires an indication of origin to be applied to imported wire goods, described in the Schedule.

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

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

The manner in which the indication of origin is to be applied is specified in Article 2 and the expression " wire " is defined in Article 4.

1959 No. 866

The Merchandise Marks (Imported Goods) No. 2 Order, 1928, Amendment Order, 1959

Laid before Parliament in draft
Made - - - - 13*th May*, 1959
Coming into Operation 13*th November*, 1959

At the Court at Buckingham Palace, the 13th day of May, 1959

Present,

The Queen's Most Excellent Majesty in Council

Whereas the question whether the Merchandise Marks (Imported Goods) No. 2 Order, 1928(a), as amended(b) (hereinafter referred to as " the principal Order "), should be further amended in the manner hereinafter appearing was referred to the appropriate standing committee appointed under the Merchandise Marks Act, 1926(c); and, the report of the Committee having been taken into consideration, the Board of Trade have made a representation to Her Majesty that it is desirable that the principal Order should be further amended in the 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(d), 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 and subsection (2) of Section 7 of the Merchandise Marks Act, 1926, is pleased to order, and it is hereby ordered, as follows:—

1. Except in relation to pottery imported into the United Kingdom before the date on which this Order comes into operation the principal Order shall have effect as if for Part I thereof (which relates to pottery) there were substituted the following:—

" PART I

Pottery

1. It shall not be lawful to import into the United Kingdom any pottery to which this Order applies, nor to sell or expose for sale in the United Kingdom any such pottery which has been so imported, unless it bears an indication of origin.

(a) S.R. & O. 1928/570 (Rev. XIII, p. 450: 1928, p. 844).
(b) S.R. & O. 1931/127, 1939/393 (Rev. XIII, p. 450: 1931, p. 767; 1939 II, p. 1982).
(c) 16 & 17 Geo. 5. c. 53.
(d) 9 & 10 Geo. 6. c. 36.