STATUTORY INSTRUMENTS

1962 No. 2782

MERCHANDISE MARKS

The Merchandise Marks (Imported Goods) No. 2 Order 1962

Laid before Parliament in draft

Made - - - - 19*th December* 1962
Coming into Operation 20*th June* 1963

At the Court at Buckingham Palace, the 19th day of December 1962

Present,

The Queen's Most Excellent Majesty in Council

Whereas an enquiry in relation to refrigerators of the classes or descriptions to which this Order applies has, on a reference from the Board of Trade, been held by the appropriate 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 Section 6 (2) 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, and 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. This Order applies to imported refrigerators of the following descriptions:—

(*a*) Refrigerators produced principally for domestic use;

(*b*) Refrigerators produced principally for commercial use including refrigerators of the following descriptions, namely, deep freeze cabinets, display cabinets, frozen food cabinets, service cabinets, ice cream conservators, display counters and farm freezers.

2. It shall not be lawful to sell or expose for sale in the United Kingdom any refrigerators to which this Order applies unless they bear an indication of origin applied in accordance with the requirements of Article 3 hereof.

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

3. The indication of origin shall be applied—

(i) by being incorporated in any trade name plate appearing on the front of the refrigerator ; or

(ii) by being printed or stamped on a label securely attached to and prominently displayed in the interior of the refrigerator.

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

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. 2 Order 1962, and shall come into operation at the expiration of six 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 requires an indication of origin to be applied to the domestic and commercial refrigerators described in Article 1. The refrigerators are required to bear the indication of origin in the manner prescribed on sale or exposure for sale and the requirement applies to exposure for sale wholesale, whether or not the person exposing the refrigerator is a wholesale dealer.

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