STATUTORY INSTRUMENTS

1961 No. 1498

MERCHANDISE MARKS

The Merchandise Marks (Imported Goods) No. 4 Order, 1928, Amendment Order, 1961

Laid before Parliament in draft
Made - - - - *2nd August*, 1961
Coming into Operation *1st November*, 1961

At a Court at Buckingham Palace, the 2nd day of August, 1961

Present,

The Queen's Most Excellent Majesty in Council

Whereas the question whether the Merchandise Marks (Imported Goods) No. 4 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 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. The principal Order shall have effect subject to the amendment that for Article 9 there shall be substituted the following:—

"9. The indication of origin shall—

(*a*) in the case of any bearing of which the outside diameter is not more than 12·7 millimetres, be printed or stamped on the wrapper or container in which the bearing is imported, sold or exposed for sale as the case may be;

(*b*) in the case of any other bearing, be die-stamped or otherwise impressed or etched on the visible surface of the outer ring of the bearing".

(a) S.R. & O. 1928/1047 (Rev. XIII, p. 460: 1928, p. 855).
(b) S.R. & O. 1934/182 (Rev. XIII, p. 579: 1934 I, p. 1148).
(c) 16 & 17 Geo. 5. c. 53. (d) 9 & 10 Geo. 6. c. 36.

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

(2) This Order may be cited as the Merchandise Marks (Imported Goods) No. 4 Order, 1928, Amendment Order, 1961, and shall come into operation on the 1st day of November, 1961.

W. G. Agnew.

EXPLANATORY NOTE

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

The Merchandise Marks (Imported Goods) No. 4 Order, 1928, as amended, prohibits the importation into or the sale or exposure for sale in the United Kingdom of imported ball or roller bearings unless they bear an indication of origin applied in the manner specified in that Order.

In the case of any bearing of which the outside diameter is not more than 12·7 millimetres, which is very slightly over ½ inch, the indication of origin is required to be printed or stamped on its wrapper or container, not on the bearing itself.

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