# 1962 No. 1787

# EMERGENCY POWERS

## The Milk (Northern Ireland) Order 1962

| | |
|---|---|
| *Made* - - - - | 13*th August* 1962 |
| *Laid before Parliament* | 20*th August* 1962 |
| *Coming into Operation* | 2*nd September* 1962 |

The Minister of Agriculture, Fisheries and Food, in pursuance of the powers conferred upon him by Regulations 55 and 55AB of the Defence (General) Regulations 1939 as having effect by virtue of section 2 of the Emergency Laws (Repeal) Act 1959(a) and of all other powers enabling him in that behalf, hereby orders as follows:—

*Commencement, citation and extent*

**1.**—(1) This order shall come into operation on 2nd September 1962; and may be cited as the Milk (Northern Ireland) Order 1962.

(2) This order shall apply only to Northern Ireland.

*Interpretation*

**2.** In this order—

"catering business" means the business or undertaking of an inn, public-house, hotel, restaurant, café, tea-shop, buffet, coffee-stall or any place of refreshment open to the public, or of a club, boarding house, apartment house, refreshment contractor, school feeding centre, staff dining room or canteen; and "caterer" shall be construed accordingly;

1963/917

"Grade A (T.T.) milk" and "Pasteurised milk" have the meaning respectively assigned to them under sections 1 and 3 of the Milk Act (Northern Ireland) 1950(b);

"milk" means liquid cow's milk but does not include separated milk, skimmed milk, condensed milk or evaporated milk;

"the Ministry" means the Ministry of Agriculture for Northern Ireland;

"sell" includes offer or agree to sell or expose for sale.

*Maximum prices and exemptions*

**3.**—(1) No person shall sell milk at a price exceeding the maximum price specified in the Schedule to this order:

Provided that where any milk is sold in a quantity of half a pint and the maximum price therefor in accordance with the foregoing provisions of this article would include an odd quarter of a penny, that maximum price shall be increased by one quarter of a penny.

(a) 7 & 8 Eliz. 2. c. 19. (b) N.I. 1950, c. 31.

(2) No person shall in connection with the sale or disposition or proposed sale or disposition of any milk enter or offer to enter into any artificial transaction or make or demand any unreasonable charge.

(3) The provisions of this article shall not apply as respects any supply of milk (*a*) by a caterer in the course of his catering business, or (*b*) from an automatic vending machine.

*Licences or authorisations*

**4.**—(1) The provisions of this order are subject to any licence or authorisation which may be granted under this order by the Ministry.

(2) Every person holding a licence or authorisation granted under this order shall comply with every condition imposed by such licence or authorisation.

(3) Every licence or authorisation granted under this order is and shall remain the property of the Ministry; and the licensee or any person in possession of any such licence or authorisation shall, if requested to do so by or on behalf of the Ministry, produce or deliver it to such person or to a person of such class or description, and within such time, as may be specified in the request.

*Revocation*

**5.** The Milk (Northern Ireland) Order 1958(a), the Milk (Northern Ireland) (Amendment) Order 1960(b) and the Milk (Northern Ireland) (Amendment No. 2) Order 1960(c) are hereby revoked but without prejudice to any proceedings in respect of any contravention thereof:

Provided that unless any contrary intention appears any licence or authorisation granted under the Milk (Northern Ireland) Order 1958 or having effect by virtue thereof, and subsisting immediately before the coming into operation of this order, shall continue to have effect as though granted by the Ministry under the corresponding provision of this order.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 13th August 1962.

(L.S.)

*Christopher Soames,*
Minister of Agriculture, Fisheries and Food.

SCHEDULE

MAXIMUM PRICES OF MILK

| Description | Maximum Price (Rate per Pint) |
|---|---|
| | Pence |
| Grade A (T.T.) milk ... ... ... ... | 9 |
| Pasteurised milk ... ... ... ... ... | 8½ |

(a) S.I. 1958/709 (1958 II, p. 2257). (b) S.I. 1960/555 (1960 I, p. 1364).
(c) S.I. 1960/2252 (1960 I, p. 1366).

## 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 2nd September 1962, substantially re-enacts in a consolidated and revised form the Milk (Northern Ireland) Order 1958, as amended.

It also increases by ½d. per pint the maximum price of milk on a sale in Northern Ireland.