STATUTORY INSTRUMENTS

1977 No. 1222

COUNTER-INFLATION

The Prices and Charges (Notices and Orders) Regulations 1977

Made - - - -	26*th July* 1977
Laid before Parliament	29*th July* 1977
Coming into Operation	1*st August* 1977

The Secretary of State, in exercise of the powers conferred on him by section 23(2) of, and paragraph 5(1) and (2) of Schedule 3 to, the Counter-Inflation Act 1973(**a**) as amended(**b**) and having effect with the additions and amendments contained in the Prices and Charges (Adaptation of the Counter-Inflation Act 1973) Regulations 1977(**c**) and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation, commencement, interpretation and revocation

1.—(1) These Regulations may be cited as the Prices and Charges (Notices and Orders) Regulations 1977 and shall come into operation on 1st August 1977.

(2) In these Regulations—

"the 1973 Act" means the Counter-Inflation Act 1973;

"the 1977 Act" means the Price Commission Act 1977(**d**);

"the Commission" means the Price Commission;

"Gazette" has the same meaning as in section 21(6) of the 1973 Act.

(3) The Interpretation Act 1889(**e**) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament and as if these Regulations and the Regulations hereby revoked were Acts of Parliament.

(4) The Counter-Inflation (Notices and Orders) Regulations 1973(**f**) are hereby revoked.

Manner of giving notices etc.

2. A notice, notification, copy of a notification, report or copy of a report to be given to or served on any person under the 1973 Act or the 1977 Act may be given either—

(*a*) in the case of an incorporated company or body, by delivering it, or sending it by registered post or the recorded delivery service, to a director or the secretary, clerk or other similar officer of the company or body at its registered office or other principal place of business in the United Kingdom; or

(**a**) 1973 c. 9. (**b**) *See* S.I. 1974/1218 (1974 II, p. 4631) and 1977 c. 33.
(**c**) S.I. 1977/1220 (1977 II, p. 3385). (**d**) 1977 c. 33.
(**e**) 1889 c. 63. (**f**) S.I. 1973/621 (1973 I, p. 1956).

(*b*) in the case of an unincorporated body, by delivering it, or sending it by registered post or the recorded delivery service, to the secretary, manager or other similar officer of the body at its principal office in the United Kingdom or, in the case of a partnership, to a partner; or

(*c*) in the case of a partner and of any other person not mentioned in sub-paragraph (*b*) above, by delivering it or sending it by registered post or the recorded delivery service to that person at his usual or last known place of business in the United Kingdom or last known place of abode;

Provided that a notice to be given to the Commission or a notice, notification or report to be given to the Secretary of State shall not be deemed to have been given until it is received at the offices of the Commission or of the Secretary of State, as the case may be.

Evidence as to orders and notices

3.—(1) Every document purporting to be an order made by the Commission, a notification given by the Commission or notice given or served by the Commission or the Secretary of State, under the 1973 Act or the 1977 Act and to be signed on behalf of the Commission, or by or on behalf of the Secretary of State, shall be received in evidence and shall, until the contrary is proved, be deemed to be an order made by the Commission or, as the case may be, a notice or notification given or served by the Commission or the Secretary of State, as the case may be.

(2) Prima facie evidence of an order made by the Commission, or a notice, notification or copy of a notification given or served by the Commission or the Secretary of State, under the 1973 Act or the 1977 Act, of a notice served or published in accordance with section 13(1) (*c*) of the 1977 Act by an authority specified in an order under section 12 of that Act in pursuance of subsection (6)(*c*) of that section or of a report or copy of a report made by the Commission under the 1977 Act may in any legal proceedings be given—

(*a*) by the production of a document purporting to be certified to be a true copy of the order, notice, notification, copy of a notification, report or copy of a report in question, or

(*b*) in the case of an order made by the Commission under the 1973 Act or the 1977 Act, or a notice given by the Commission under section 6(5), or by the Secretary of State under section 9(5), of the 1973 Act, by the production of a copy of the Gazette purporting to contain such an order or notice.

Publication of orders, notices and consents

4.—(1) Any order made by the Commission under section 6 of the 1973 Act or under the 1977 Act and any notice given by the Commission under section 6(5) of the 1973 Act or by the Secretary of State under section 9(5) of that Act shall be published in one or more newspapers of general circulation in the area affected by the order or notice.

(2) Particulars of—

(*a*) any notice given by the Commission or the Secretary of State under section 6(3) or 9(2) of the 1973 Act;

(*b*) any direction given by the Secretary of State under section 10(1) of the 1977 Act; and

(*c*) any consent granted by the Commission or the Secretary of State under the 1973 Act,

shall be published in one or more newspapers of general circulation in the area affected by the notice, direction or consent.

26th July 1977.

Roy Hattersley,
Secretary of State
for Prices and Consumer Protection.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations prescribe the manner in which notices and notifications and copies of notifications are to be given under the Counter-Inflation Act 1973 and the Price Commission Act 1977 and the method of proving in legal proceedings orders and other documents made or given by the Commission and notices given under those Acts.

The Regulations also prescribe the manner in which certain orders, notices, directions and consents under those Acts are to be published.

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