PUBLIC ANALYSTS AND ANALYSIS

1957 No. 273

The Public Analysts Regulations, 1957

Made - - - -	*21st February*, 1957
Laid before Parliament	*27th February*, 1957
Coming into Operation	*27th May*, 1957

The Minister of Agriculture, Fisheries and Food and the Minister of Health, acting jointly, in exercise of the powers conferred on them by subsection (2) of section eighty-nine and subsection (5) of section ninety-two of the Food and Drugs Act, 1955(a), and of all other powers enabling them in that behalf, hereby make the following regulations:—

1.—(1) These regulations may be cited as the Public Analysts Regulations, 1957; and shall come into operation on the 27th day of May, 1957.

(2) In these regulations "the Act" means the Food and Drugs Act, 1955.

(3) The Interpretation Act, 1889(b), applies for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

2. A person appointed to be a public analyst under the Act shall either—

(*a*) hold a diploma of fellowship or associateship of the Royal Institute of Chemistry of Great Britain and Ireland and a certificate granted by that Institute after an examination conducted by them in the chemistry (including microscopy) of food, drugs and water; or

(*b*) have held immediately before these regulations came into operation an appointment as public analyst.

3. The certificate given by a public analyst in pursuance of section ninety-two of the Act shall be in the form set out in the Schedule to these regulations.

4. The Public Analysts Regulations, 1939(c), are hereby revoked.

SCHEDULE

FORM OF CERTIFICATE TO BE GIVEN BY A PUBLIC ANALYST IN PURSUANCE OF SECTION 92 OF THE ACT

FOOD AND DRUGS ACT, 1955

To (1) .....

I, the undersigned, public analyst for the ....., do hereby certify that on the ..... day of ....., 19....., a sample marked (2) ..... and weighing (or measuring) (3) ..... was (4) submitted to me by you

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(4) sent to me by (5) ..... to whom it was submitted by you as a sample of ..... for analysis.

I further certify that the sample has been analysed by me, or under my direction, and as a result of the analysis I am of the opinion that:—(6)

(a) 4 & 5 Eliz. 2. c. 16. (b) 52 & 53 Vict. c. 63.
(c) S.R. & O. 1939/840 (Rev. VIII, p. 1: 1939 II, p. 1601).

Observations (7)

I certify that the sample had undergone no change which would affect the opinion expressed above.

As witness my hand this ..... day of ....., 19....., at .....

A.B.

.....

Notes

(1) Insert the name and address of the person originally submitting the sample for analysis.

(2) Insert particulars of marking, e.g., date, number, etc.

(3) This may be left unanswered if the sample cannot be conveniently weighed or measured, or the weight or measurement is not material to the result of analysis.

(4) Delete whichever line is inapplicable.

(5) Insert, if appropriate, the name and designation of the analyst to whom the sample was originally submitted.

(6) Here the analyst should specify the result of the analysis in the light of the provisions of the Food and Drugs Act, 1955.

(7) Here the analyst may insert at his discretion his opinion whether the analysis indicates any addition, abstraction, or deficiency or the presence of foreign matter or other defect and whether the nature, substance or quality is thereby affected; any physical, chemical or other properties bearing on the nature, substance or quality of the article; whether the article is injurious to health or unfit for human consumption; whether and in what respect a label or description or any advertisement relating to the sample is incorrect or misleading; and he may add any other observations he may consider relevant.

(These notes are for guidance only and do not form part of the Certificate.)

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this twentieth day of February, nineteen hundred and fifty-seven.

(L.S.) *D. Heathcoat Amory,*
Minister of Agriculture, Fisheries and Food.

Given under the Official Seal of the Minister of Health this twenty-first day of February, nineteen hundred and fifty-seven.

(L.S.) *Dennis Vosper,*
Minister of Health.

EXPLANATORY NOTE

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

These regulations re-enact substantially the provisions of the Public Analysts Regulations, 1939 (S.R. & O. 1939/840) as respects the qualifications to be possessed by persons appointed to be Public Analysts, and prescribe a revised form of certificate to be given in pursuance of section 92 of the Food and Drugs Act, 1955.