(41) SOAP

The Soap Order, 1950

1950 No. 1461

Made - - - -	*29th August*, 1950
Laid before Parliament	*1st September*, 1950
Coming into Operation	*10th September*, 1950

In exercise of the powers conferred upon him by Regulations 55, 55AA and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(a) as extended by the Supplies and Services (Extended Purposes) Act, 1947(b), and of all other powers him enabling, the Minister of Food hereby makes the following Order:—

Interpretation

1. In this Order—

"The Minister" means the Minister of Food.

"Soap" means any soap other than dental soap (dentrifrice), liquid soap, paste soap, shampoo powder, shaving soap, soft soap or any soap containing not more than 6 per cent. of anhydrous soap.

"Hard Soap" means soap (other than soap flakes or chips, and soap powder) containing less than 70 per cent. of fatty and resin acids.

"Manufacture" includes milling and any other form of processing or treatment of soap.

"Pre-packed" means packed or made up in advance ready for retail sale in a wrapper or container.

"Buy" includes offer or agree to buy, and "sell" includes offer or agree to sell or expose for sale.

"Sale by retail" means any sale to a person buying otherwise than for the purpose of re-sale, but it does not include a sale to a trade user or a sale for export from the United Kingdom.

"Trade user" means a person using soap in the course of his business.

"Factory net weight" means in relation to any soap the net weight thereof immediately after the last process of manufacture to which it has been subjected.

"Fatty and resin acids" means fatty acids or resin acids or any mixture thereof.

Licensing of Manufacturers

2. Except under and in accordance with the terms of a licence or authorisation granted for the purposes of this Article by or on behalf of the Minister, no person shall—

(*a*) engage in the manufacture of any soap;

(*b*) engage in the pre-packing of any soap unless he is either—

(i) the manufacturer thereof; or

(ii) a retailer pre-packing the soap for the purpose of retail sale by him on the premises on which it is pre-packed.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1615–25) II, pp. 39 and 45–56.
(b) 10 & 11 Geo. 6. c. 55.

Maximum Retail Prices

3.—(1) No person shall sell or buy by retail any soap of a description or brand specified in the Schedule to this Order at a price exceeding the maximum price applicable in accordance with the provisions of the said Schedule; provided that where the maximum price so applicable includes any fraction of a farthing that fraction shall be regarded as one farthing.

(2) Where soap powder or soap flakes are delivered to any person in a wrapper or container on which, or on a label or ticket attached to or enclosed with which, the price thereof is indicated, that person shall not sell the soap powder or soap flakes at a price exceeding the price so indicated.

(3) No person shall remove, add to, alter, deface or render illegible any statement on the wrapper or container, or on a label or ticket attached to or enclosed with the wrapper or container of any soap powder or soap flakes indicating the price thereof:

Provided that it shall be a defence in any proceedings for an infringement of this Article for the defendant to prove either:

(*a*) that the soap powder or soap flakes were in his possession at the time of the infringement otherwise than for sale; or

(*b*) that he acted without intent to deceive.

4.—(1) Every person who carries on any undertaking by way of trade or business in the course of which he sells by retail any soap of a description or brand specified in the Schedule to this Order shall keep or cause to be kept an accurate record of all purchases by him thereof, that record to include in respect of each purchase, the name and address of the person from whom the soap was purchased, particulars of the quantity and description of soap purchased, and the price paid.

(2) The retention by any person of an invoice or of a copy of an invoice shall, as respects the particulars mentioned in that document, be a sufficient compliance by that person with the provisions of this Article.

(3) Every person who is required by this Article to keep any record shall retain it for one year from the date of the transaction to which it relates.

General

5.—(1) In any proceedings in respect of an infringement of this Order the production by one of the parties of (i) a document purporting to be a certificate of a public analyst or the Government Chemist, or (ii) a document supplied to him by the other party as being a copy of such a certificate, shall be sufficient evidence of the facts stated therein, unless in the case mentioned under head (i) above the party requires that the person making the analysis shall be called as a witness.

(2) In any such proceedings—

(*a*) if the prosecution intends to produce a certificate of a public analyst or of the Government Chemist, a copy of that certificate shall be served with the summons; and

(*b*) if a defendant intends to produce a certificate of a public analyst or of the Government Chemist, or to require that the person making the analysis shall be called as a witness, he shall give to the other party at least three clear days notice of his intention;

and, if any of these requirements is not complied with, the Court may, if it thinks fit, adjourn the hearing on such terms as it deems proper.

(3) In this Article " public analyst " has, in relation to England and Wales, the meaning assigned to it by the Food and Drugs Act, 1938(**a**), in relation to Scotland the meaning assigned to it by the Food and Drugs (Adulteration) Act, 1928(**b**), and in relation to Northern Ireland the meaning assigned to it by the Sale of Food and Drugs Acts (Northern Ireland) 1875 to 1939, and " Government Chemist " means, in relation to Northern Ireland, the Government Chemist for Northern Ireland.

6. No person shall in connection with the sale or proposed sale of any soap impose or attempt to impose any condition relating to the purchase of any other article whatsoever (including any other soap, whether or not of the same description as the soap sold or proposed to be sold).

7. No person shall in connection with the sale or disposition or proposed sale or disposition of any soap (including any soap powder or soap flakes), enter or offer to enter into any artificial transaction or make or demand any unreasonable charge.

Directions, Licences and Authorisations

8.—(1) The provisions of this Order are subject to any directions which may at any time be given by or on behalf of the Minister and to any licence or authorisation which may be granted by or on behalf of the Minister under this Order.

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

Infringements

9. Infringements of this Order are offences against the Defence (General) Regulations, 1939.

Revocations, etc.

10.—(1) The Soap (Maximum Retail Prices) Order, 1947, as amended(**c**), and the Soap (Licensing of Manufacturers and Rationing) Order, 1950(**d**), are hereby revoked but without prejudice to any proceedings in respect of any contravention thereof.

(2) Every person shall notwithstanding the revocation of the said Orders retain any record required to be kept by him thereunder until the expiration of one year from the date of the transaction to which it relates.

Commencement and Citation

11. This Order shall come into operation on the 10th day of September, 1950; and may be cited as The Soap Order, 1950.

By Order of the Minister of Food.

F. T. Willey,
Parliamentary Secretary.

Dated the 29th day of August, 1950.

(**a**) 1 & 2 Geo. 6. c. 56.
(**b**) 18 & 19 Geo. 5. c. 31.
(**c**) S.R. & O. 1947 (Nos. 560 and 1957) II, pp. 520 and 525; S.I. 1949 (No. 505) II, p. 676; and 1950 Nos. 58 and 612.
(**d**) S.I. 1950 No. 794.

THE SCHEDULE

MAXIMUM RETAIL PRICES

A.—*Hard Soaps*

Description or Brand	*Maximum Retail price Rate per lb. (Factory net weight)* s. d.	*Description or Brand*	*Maximum Retail price Rate per lb. (Factory net weight)* s. d.
A.R. Hand Pumice ...	11	Izal	1 0½
A.R. Hand Pumice (Lysol)	1 0½	Jeyes' Household ...	1 0½
Albion White Windsor ...	1 1	Jeyes' No. 1 Carbolic ...	1 0
Boaler's Patent	1 0	Jeyes' No. 1 White ...	1 0½
Bodyguard	1 0½	Jeyes' Primrose	1 0
Bolton's White Windsor ...	1 0	Kay's White Windsor ...	1 0
Boots Pumice	1 4	Kilty	1 1½
Boots White Windsor ...	1 0	Lifebuoy	1 1½
Borolic	1 1½	Magdov Kosher	1 2
Calvert's No. 5 Carbolic ...	1 3½	Margerison's White Windsor	1 0
Calvert's Primrose ...	11½	Minster White Windsor ...	1 0
Caurnie Self Cleanser ...	1 5	Nimrod	1 1½
Chiver's Carpet	3 1½	Nuway	1 3½
C.W.S. White Windsor ...	1 0	Peerless Carpet	2 5½
Cremo White Windsor ...	1 1½	Petobolic	1 0½
Croftol Disinfectant ...	1 1	Play	1 0
Dr. Lovelace's	1 0	Pleezall	11½
Dr. Lovelace's Carbolic ...	1 0	Pompey Hand	1 3
Dr. Lovelace's Floating ...	1 1½	Preservene	1 2½
Family Health	1 1½	Pumit Pumice	1 3
Field's Pumice	1 4	Rexall Pumice	1 4
Finlay's Finbel Pure Curd	1 2½	Roberts White Windsor ...	1 2½
Finlay's Gold Medal Bleachers Best White ...	11½	Royal Primrose	11½
Finlay's Paraffin	11½	Sanitas Disinfectant ...	1 3½
Fleet-Wing Health First ...	1 0	Schoolboy	1 1½
Furmoto Universal Cleaner	2 3½	Scotsman Paraffin ...	1 0
Gerard's White Windsor ...	1 1	S.C.W.S. Finest White Windsor	1 0
Gleniffer White Windsor ...	1 0½	Springfield Sanitary Carbolic	1 0
Gordon Kosher	1 1½	Thistle	11½
Gorney Kosher	1 2	Thom's Fine Castile ...	1 0
H.B.T. Aseptic	1 1	Thom's Pure Pink Carbolic	1 0
Half Time	1 1½	Timothy Whites and Taylor's White Windsor	1 0
Hanson's Carpet Shampoo	1 11	Volvolutum	1 1
Harrod's Primrose ...	11½	Young's Glycerine and Cucumber	1 1
Hedley's Lava	1 1½	Zixt	1 7½
Home Guard	1 1		
Isdale and McCallum's Finest White	11½		
Isdale and McCallum's Lysol A.1	1 0½		

Other Hard Soaps

Except Carbolic	11	Carbolic	11½

B.—*Soap Flakes*

Not Pre-packed by the Manufacturer

Rate per lb. (actual weight), 1s. 4d.

The maximum prices include all costs of packing or packages and no additional charge shall be made for or in respect thereof.

EXPLANATORY NOTE

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

This Order replaces The Soap (Maximum Retail Prices) Order, 1947, as amended and The Soap (Licensing of Manufacturers and Rationing) Order, 1950.

The principal changes are—

(*a*) Soap is no longer subject to rationing.

(*b*) Licences are not now required for the manufacture of dental soap (dentifrice), liquid soap, paste soap, shampoo powder, shaving soap, soft soap, or any soap containing not more than 6 per cent. of anhydrous soap.

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(42) SULPHUR

The Control of Sulphur Order, 1950

1950 No. 2084

Made - - - -	*20th December,* 1950
Laid before Parliament	*21st December,* 1950
Coming into Operation	*8th January,* 1951

The Board of Trade in pursuance of the powers conferred upon them by Regulation 55 of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**a**), as extended by the Supplies and Services (Extended Purposes) Act, 1947(**b**), and continued in force by the Supplies and Services (Continuance) Order, 1950(**c**), hereby order as follows :—

1. A person shall not supply any crude sulphur or sulphur recovered by any industrial process except under the authority of a licence granted by the Board of Trade under this Article and in accordance with any condition attached thereto.

2. A person shall not use or consume any crude sulphur or sulphur recovered by any industrial process except—

(*a*) in the manufacture of processed sulphur ; or

(*b*) under the authority of a licence granted by the Board of Trade under this Article and in accordance with any condition attached thereto.

3.—(1) A person shall not supply any processed sulphur manufactured by him except under the authority of a licence granted by the Board of Trade under this Article and in accordance with any condition attached thereto.

(2) A person shall not supply any processed sulphur not manufactured by him except—

(*a*) in quantities not exceeding 56 lbs. to any one person in any one month ; or

(*b*) under the authority of a licence granted by the Board of Trade under this Article and in accordance with any condition attached thereto.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (No. 1618) II, p. 48.
(b) 10 & 11 Geo. 6. c. 55.
(c) S.I. 1950 No. 1769, p. 51 above.