STATUTORY INSTRUMENTS

1976 No. 517

FOOD AND DRUGS

The Welfare Food (Amendment) Order 1976

Made - - -	*29th March* 1976
Laid before Parliament	*7th April* 1976
Coming into Operation	*30th April* 1976

The Secretary of State for Social Services and the Secretary of State for Wales in exercise of powers conferred by sections 4 and 7 of the Emergency Laws (Re-enactments and Repeals) Act 1964(**a**) and now vested in them(**b**), acting with the Secretary of State for Scotland jointly in the exercise of those powers and of all other powers enabling them in that behalf, hereby order as follows:—

Title, commencement and extent

1.—(1) This order may be cited as the Welfare Food (Amendment) Order 1976 and shall come into operation on 30th April 1976.

(2) This order shall not extend to Northern Ireland.

Interpretation

2. In this order "the principal order" means the Welfare Food Order 1975(**c**) and other words and expressions have the same meanings as in the principal order.

Amendment of the principal order

3.—(1) In article 2(1) (interpretation) of the principal order—

(*a*) for the definition of "dried milk" there shall be substituted the following definition—
"dried milk" means National Dried Milk or modified dried milk;";

(*b*) after the definition of "Milk Order" there shall be inserted the following definition—
"modified dried milk" means one of the modified dried milks specified in column (1) of Schedule 3 manufactured by the person specified in column (2) thereof, being a modified dried milk approved by the Secretary of State for the purposes of this Order;".

(**a**) 1964 c. 60.

(**b**) *See* Secretary of State for Social Services Order 1968 (S.I. 1968/1699 (1968 III, p. 4585)), Article 2.

(**c**) S.I. 1975/1686 (1975 III, p. 5757).

(2) In article 4 (entitlement to welfare milk) of the principal order—

(*a*) for paragraph (1) there shall be substituted the following paragraph—

"(1) Subject to the provisions of this article, welfare milk shall be available, on application, to all beneficiaries free of charge at a rate for each beneficiary—

(*a*) of 7 pints per week of liquid milk, or

(*b*) of one 20 oz pack per week of National Dried Milk, or

(*c*) where the beneficiary is a young child under one year of age, of 2 packs per week of a modified dried milk.";

(*b*) for paragraph (3) there shall be substituted the following paragraph—

"(3) National Dried Milk, additional to that to which he is entitled under paragraph (1) of this article, shall be available, on application, free of charge for a young child of 6 months of age but not exceeding one year of age who is fed mainly on National Dried Milk, in the quantities specified in column (2) of Schedule 1 in relation to his age at the time of application as specified in column (1).".

(3) In article 5 (entitlement to welfare food other than liquid milk) of the principal order at the end of paragraph (1) there shall be added the following words—

"so however that, where a beneficiary is a young child under one year of age, he shall be entitled to receive free of charge 2 packs per week of a modified dried milk instead of one 20 oz. pack per week of National Dried Milk".

(4) In article 6 (milk for young children in day care), of the principal order for the words "dried milk made up to provide one-third of a pint", there shall be substituted the words "National Dried Milk made up to provide one-third of a pint or, where a young child is under one year of age, a modified dried milk made up to provide one-third of a pint,".

(5) In article 9 (use of tokens) of the principal order—

(*a*) in paragraph 2(*b*) for the words "dried milk" there shall be substituted the words "National Dried Milk or, for a young child under one year of age, 2 packs of a modified dried milk";

(*b*) in paragraph (3) for the words "dried milk" in each place where they occur there shall be substituted the words "National Dried Milk".

(6) For Schedule 1 (additional supplies of dried milk for a young child under one year of age who is being fed mainly on dried milk) to the principal order there shall be substituted the following Schedule—

"SCHEDULE 1

Additional supplies of National Dried Milk for a young child under one year of age who is being fed mainly on National Dried Milk

Age of child at time of application (1)	Amount (2)
6 months but not exceeding 7 months	16 20 oz. packs
7 ,, ,, ,, ,, 8 ,,	12 ,, ,, ,,
8 ,, ,, ,, ,, 9 ,,	8 ,, ,, ,,
9 ,, ,, ,, ,, 10 ,,	8 ,, ,, ,,
10 ,, ,, ,, ,, 11 ,,	4 ,, ,, ,,
11 ,, ,, ,, ,, one year	2 ,, ,, ,,

(7) In Schedule 2 (entitlement to welfare food other than liquid milk) of the principal order in column (2) for the words "Dried Milk" there shall be substituted the words "National Dried Milk".

(8) After Schedule 2 to the principal order there shall be added the following Schedule—

"Article 2(1)

SCHEDULE 3

Modified Dried Milk approved for the purposes of this Order

Modified dried milk (1)	Manufacturer (2)
Cow and Gate Baby Milk Plus	Unigate Foods Ltd.
Cow and Gate Premium Baby Food	Unigate Foods Ltd.
C. and G. V Formula	Unigate Foods Ltd.
New Improved Formula Ostermilk 2	Glaxo Farley Foods Ltd.
Ostermilk Complete Formula	Glaxo Farley Foods Ltd.
S M A Gold Cap	John Wyeth and Brother Ltd.
S M A Regular (Powder)	John Wyeth and Brother Ltd.

Barbara Castle,
Secretary of State for Social Services.

24 March 1976.

John Morris,
Secretary of State for Wales.

26 March 1976.

William Ross,
Secretary of State for Scotland.

29 March 1976.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the Welfare Food Order 1975 by providing for certain modified dried milks to be available, as an alternative to liquid milk or National Dried Milk, to young children under one year of age who are entitled to free welfare food under the provisions of that Order.

Young children under one year of age will be entitled to 2 packs of a modified dried milk in exchange for one token for free welfare milk (articles 3(2)(*a*), 3(3) and 3(5)(*a*)) and young children under one year of age who are attending approved day nurseries or who are minded by approved child minders will receive a modified dried milk under arrangements made by the Secretary of State (article 3(4)).

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