

1979 No. 323

UNSOLICITED GOODS AND SERVICES**Unsolicited Goods and Services (Invoices, etc.) Regulations
(Northern Ireland) 1979.***Made* 13th September 1979*Coming into operation* 15th October 1979

The Department of Commerce, in exercise of the powers conferred on it by Article 6(1), (2) and (3) of the Unsolicited Goods and Services (Northern Ireland) Order 1976(a) (in these Regulations referred to as "the Order") and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Unsolicited Goods and Services (Invoices, etc.) Regulations (Northern Ireland) 1979 and shall come into operation on 15th October 1979.

Revocation

2. The Unsolicited Goods and Services (Invoices etc.) Regulations (Northern Ireland) 1976(b) are hereby revoked.

Form and contents of invoices etc.

3.—(1) The following provisions specify the requirements with which an invoice or similar document stating the amount of any payment must comply in order that it shall not be regarded as asserting a right to payment for the purposes of the Order.

(2) The paper of the document shall be white and, except as otherwise required in this Regulation, any lettering or other matter printed or written on it shall be either black or dark grey.

(3) There shall be printed on each page of the document in which the amount of any payment is stated notices in the following terms—

(a) THIS IS NOT A DEMAND FOR PAYMENT
THERE IS NO OBLIGATION TO PAY

(b) THIS IS NOT A BILL

(4) The notice mentioned in paragraph (3)(a) shall comply with the printing requirements set out in Regulation 5(1), (3), (4) and (5).

(5) The notice mentioned at paragraph (3)(b) shall comply with the printing requirements set out in Regulation 5(2), (3), (4) and (5).

Contents of note of agreement

4. The note required by Article 5(1) of the Order of a person's agreement to a charge for including or arranging for the inclusion in a directory of an entry relating to that person or his trade or business must state—

(a) S.I. 1976/57 (N.I. 1). The relevant enabling provisions of this Order were brought into operation on 12th September 1979 by S.R. 1979 No. 292 (C. 11)

(b) S.R. 1976 No. 239 (I, p. 1144)

- (a) immediately above the place for the signature by or on behalf of the person to whom or to whose trade or business the entry in the directory is to relate the amount of the charge; and
- (b) above and in close proximity to the place for such signature—
 - (i) the identity of the directory or proposed directory;
 - (ii) the name and address of the person producing the directory;
 - (iii) the proposed date of publication of the directory or of the issue, if there is more than one issue, in which the entry is to be included;
 - (iv) if the directory or that issue is to be put on sale the price at which it is to be offered for sale and the minimum number of copies which are to be available for sale;
 - (v) if the directory or that issue is to be distributed free of charge (whether or not it is also to be put on sale) the minimum number of copies which are to be so distributed; and
 - (vi) the text of the entry or reasonable particulars thereof in respect of which the charge would be payable.

Printing requirements regarding compulsory notices on invoices and similar documents

5.—(1) The notice mentioned in Regulation 3(3)(a) shall be conspicuous and shall appear in the top left corner of the page in such a position that there is not less than 12 millimetres or more than 20 millimetres between the left edge of the notice and the left side of the page and between the top of the notice and the top of the page, and no other matter shall appear within 12 millimetres of any part of the notice. Each sentence of the notice shall be printed in one line. The second sentence shall be printed below the first in such a position that the first letter of the second sentence shall be aligned with the first letter of the first sentence. The lettering of the notice shall be not less than 5 millimetres high and the space between the two lines shall be one half of the height of the lettering.

(2) The notice mentioned in Regulation 3(3)(b) shall appear in such a position that if a straight line were drawn from the bottom left corner to the top right corner of the page it would pass through the centre of each letter in the notice, and the same number of letters would appear on either side of the middle of the line. The notice shall be conspicuous and shall be surrounded on all sides by a clear space of at least 6 millimetres. The lettering of the notice shall be larger than any other lettering on the page and in any event not less than 6 millimetres high.

(3) The spaces between the words of each notice mentioned in Regulation 3(3) shall be one em of the type size of the notice.

(4) The lettering of each notice shall be—

- (a) clear, legible and solid;
- (b) of a uniform red in colour;
- (c) in roman or sanserif upright capital letters of uniform size and without letter spacing;
- (d) bolder than any other lettering on the page (other than the lettering of the other notice).

(5) The requirement that the letters shall be of uniform colour and size shall be construed as being subject to the saving that any inconsiderable variation in colour or size may be disregarded.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland on 13th September 1979.

(L.S.)

W. T. McCrory

Assistant Secretary

EXPLANATORY NOTE

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

These Regulations replace the Unsolicited Goods and Services (Invoices etc.) Regulations (Northern Ireland) 1976 (S.R. 1976 No. 239) and set out the requirements with which invoices and similar documents must comply if they are not to be regarded as asserting a right to payment for the purposes of the Unsolicited Goods and Services (Northern Ireland) Order 1976 (S.I. 1976/57 (N.I. 1)). The Regulations specify the colour of the paper and of the lettering of any such documents. They require two notices to be printed on each page in which the amount of any payment is stated and they specify the form and position of the notices and other requirements relating to them.

The Regulations also specify the contents required in a note of a person's agreement to a charge for an entry in a directory. They require—(i) the charge for the entry to be clearly stated above the place for the signature of the person ordering the entry, (ii) the particulars of the entry for which the charge is made to be set out on the note, (iii) certain details of the directory to be given including identification of the directory, publication date, method of circulation and number of copies to be produced.