

## 1989 No. 370

## CONSUMER PROTECTION

Price Marking (Food) (Amendment) Order  
(Northern Ireland) 1989

Made . . . . . 18th September 1989

Coming into operation . . . . . 1st November 1989

The Department of Economic Development, in exercise of the powers conferred by section 4 of the Prices Act 1974(a) and now vested in it (b) and of every other power enabling it in that behalf, having consulted(c), in such manner as appeared to it to be appropriate having regard to the subject-matter and urgency of the order, with such organisations representative of interests substantially affected by the order as appeared to it, having regard to those matters, to be appropriate, hereby makes the following order:—

*Citation and commencement*

1. This order may be cited as the Price Marking (Food) (Amendment) Order (Northern Ireland) 1989 and shall come into operation on 1st November 1989.

*Interpretation*

2. The Interpretation Act (Northern Ireland) 1954(d) shall apply to this order as it applies to a Measure of the Northern Ireland Assembly.

*Amendment of the Price Marking (Food) Order (Northern Ireland) 1979*

3. The Price Marking (Food) Order (Northern Ireland) 1979(e) shall be amended as follows—

in Article 3—

(a) at the beginning of paragraph (2) there shall be added the words “Subject to paragraph (3)”; and

(b) after paragraph (2) there shall be added the following paragraph—  
“(3) Paragraph (2)(a) shall not apply unless the number of employees who are each normally required to work in the shop for sixteen hours or more weekly does not exceed two.”

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(a) 1974 c. 24; section 4 was amended by the Price Commission Act 1977 (c. 33), section 16(1) to (3)

(b) By S.I. 1982/846 (N.I. 11) Art. 4

(c) See 1974 c. 24 sections 2(6), 4(3) and (5)

(d) 1954 c. 33 (N.I.)

(e) S.R. 1979 No. 414

Sealed with the Official Seal of the Department of Economic  
Development on 18th September 1989.

(L.S.)

R. G. Smartt

Assistant Secretary

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EXPLANATORY NOTE

*(This note is not part of the Order.)*

This order amends the Price-Marking (Food) Order (Northern Ireland) 1979 by providing that the exemption contained in Article 3(2)(a) in relation to food sold in a shop and either handed to the purchaser or delivered as the purchaser may direct shall only apply where the number of regular full-time employees normally required to work in the shop is no more than two. For this purpose, full-time employment is regarded as a requirement of sixteen hours or more work per week (as specified in section 4(9) of the Contracts of Employment and Redundancy Payments Act (Northern Ireland) 1965, as amended(a), for an employee normally to qualify for a right to written particulars of terms of employment).

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(a) By the Industrial Relations (Northern Ireland) Order 1976, Schedule 5 Part II and the Industrial Relations (Northern Ireland) Order 1987 Schedule 4.