

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 3rd day of October, 1938, in presence of:—

(L.S.)

G. C. DUGGAN,

Assistant Secretary.

EGGS, MARKETING OF.

*Marketing of Eggs Act, 1936:**Appointed Day, p. 123.**Retailers, p. 123.**Retailers' Prices, p. 128.**Rules, p. 129.**Wholesale Dealers' Prices,
p. 160.*

Marketing of Eggs Act, 1936: Appointed Day.

ORDER, DATED THE 23RD DAY OF MARCH, 1938, MADE BY THE MINISTER OF AGRICULTURE UNDER SECTION SEVENTEEN OF THE MARKETING OF EGGS ACT (NORTHERN IRELAND), 1936.

1938. No. 31.

WHEREAS by Section Seventeen of the Marketing of Eggs Act (Northern Ireland), 1936 (hereinafter referred to as "the Act"), it is provided that the Act shall come into operation on the appointed day and that the appointed day for the purposes of the Act shall be such day as the Minister of Agriculture may appoint and that different days may be appointed for different purposes and different provisions of the Act:

And whereas it is expedient that a day be appointed for the coming into operation of the provisions of Section Five of the Act:

Now, therefore, I, the Right Honourable Sir Basil Stanlake Brooke, Bart., Minister of Agriculture for Northern Ireland, hereby appoint the first day of April, 1938, to be the appointed day for the coming into operation of the provisions of Section Five of the Act.

(L.S.)

(Signed)

BASIL BROOKE,
Minister of Agriculture for
Northern Ireland.

23rd March, 1938.

Retailers.

RULES DATED THE FOURTH DAY OF MARCH, 1938, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION SEVEN OF THE MARKETING OF EGGS ACT (NORTHERN IRELAND), 1924.

1938. No. 25.

The Ministry of Agriculture for Northern Ireland, in exercise of the powers conferred on it by section seven of the Marketing of Eggs Act (Northern Ireland), 1924, and of every other power enabling it in that behalf, hereby makes the following Rules, that is to say :—

PART I.

CITATION AND CONSTRUCTION.

1.—(1) These Rules may be cited as the Marketing of Eggs (Retailers') Rules (Northern Ireland), 1938.

(2) These Rules shall be construed as one with the Marketing of Eggs (Retailers') Rules (Northern Ireland), 1936(a), and the Marketing of Eggs (Retailers') (Amendment) Rules (Northern Ireland), 1936(b), and those Rules and these Rules may be cited together as the Marketing of Eggs (Retailers') Rules (Northern Ireland), 1936 to 1938.

PART II.

STANDARDS OF QUALITY.

2.—For the purposes of section five of the Marketing of Eggs Act (Northern Ireland), 1936, and of Part III of these Rules, the standards of quality to be complied with by eggs described as "new laid eggs" and "second eggs" respectively shall be as follows :—

(i) *New laid eggs :*

Eggs which have not been preserved by any process, and which, on being tested, show all the following characteristics :—

(a) *Hen eggs :*

Yolk : Well in the centre of the egg, the outline only faintly visible and the whole free from embryo or germ development and from any other defect or blemish ;

White : Firm, clear and free from any spot or blemish ;

Shell : Of good texture and shape ;

(b) *Duck eggs :*

Yolk : Visible to clearly visible ;

White : Clear.

(a) S.R. & O. (N.I.), 1936, No. 121.

(b) S.R. & O. (N.I.), 1936, No. 163.

Provided that an egg shall not be described as a "new laid egg," if the shell is soiled, or if any of the following characteristics is found to be present :—

- (a) the contents are opaque or black ;
- (b) the white is dull, cloudy or streaky, or the yolk cannot be distinguished ;
- (c) the yolk is distinctly darkened in appearance, flattened in shape and floating near the shell ;
- (d) the yolk is anywhere in contact with the shell, or is shown to have been in contact with the shell by the presence of a spot on the inner side of the shell ;
- (e) blood clots or dark or mould spots are present under the shell.

(ii) *Second eggs :*

- (a) Hen eggs which have not been preserved by any process, and which, on being tested, do not comply with the standard prescribed for "new laid eggs," but have the following characteristics :

Yolk : Visible, swinging freely but clear of side ; free from mould or germ development showing blood ring ;

White : Clear but may be weak ; free from mould growth or rot :

Provided that an egg shall not be described as a "second egg" if it is stale within the meaning of sub-section (1) of section six of the Act of 1926.

- (b) Hen eggs the shells of which are soiled but which otherwise have the characteristics of "new laid eggs."

PART III.

TESTING OF EGGS BY HOLDERS OF RETAILERS' LICENCES.

3.—(1) The Ministry shall, on application being made to it in writing, grant to any holder of a retailer's licence authority to test eggs for the purpose of making deductions from the price payable by him to producers in respect of eggs which do not comply with the standard prescribed for "new laid eggs" in Rule Two of these Rules, other than eggs which have been classified as "second eggs" by reason only of their shells being soiled, if such holder of a retailer's licence satisfies the Ministry that his arrangements for the testing of eggs are such as will enable him to comply with these Rules.

(2) Any authority granted under this Rule shall remain in operation until it has been withdrawn by the Ministry.

(3) The Ministry shall withdraw any authority granted to any person under this Rule, if application is made for such withdrawal by the person to whom the authority was granted not less than fourteen days before the date upon which it is proposed that the withdrawal shall have effect.

4.—The holder of a retailer's licence shall not purchase eggs in any market for re-sale by retail, unless he has been authorised by the Ministry to test eggs in pursuance of these Rules.

5.—The holder of a retailer's licence, who is authorised by the Ministry to test eggs in pursuance of these Rules, shall—

- (i) provide that all premises used by him for the storage and testing of eggs intended for sale by retail—
 - (a) afford such space, and are furnished with such equipment, as will enable the testing of eggs to be conducted efficiently and expeditiously;
 - (b) are weatherproof and are provided with dry floors and suitable arrangements for the regulation of light, ventilation and temperature; and
 - (c) are kept in a clean and sanitary condition and are free from any odour likely to contaminate eggs or packing material;
- (ii) satisfy the Ministry from time to time that he has provided at each of his premises where testing is carried on, such a number of persons with adequate knowledge and experience of the testing of eggs as is, in the opinion of the Ministry, sufficient for the proper testing of the eggs tested at those premises;
- (iii) test all eggs which have been delivered to him by a producer or, if it is so specified in the authority granted to him by the Ministry, all eggs which have been delivered to him at a market by a producer, and which are intended for re-sale by retail, not more than forty-eight hours after such delivery :

Provided that the twenty-four hours comprised in each of the days, namely, Easter Monday, the twelfth day of July, and Christmas Day, shall not be taken into account in the calculation of such forty-eight hours;

- (iv) classify all eggs tested by him into the following classes :—
 - (a) eggs which comply with the standard prescribed for 'new laid eggs' in Rule Two of these Rules;

- (b) eggs which comply with the standard prescribed for "second eggs" in Rule Two of these Rules; and
 - (c) "rejects," that is to say, eggs which, not having been preserved by any process, do not comply with the standard for "new laid" or "second eggs" prescribed as aforesaid.
- (v) forthwith cause every egg which is found on being tested to be a "second egg" or a "reject" to be marked on the shell in a legible and indelible manner, with the word "Second" or the word "Reject," as the case may be, in letters not less than one-eighth of an inch in height, the word being contained in a circle of not less than three-quarters of an inch in diameter;
- (vi) (a) immediately after any eggs have been tested, enter on the identification ticket relating to those eggs the number of eggs which have been marked with the word "Second" and the number of eggs which have been marked with the word "Reject";
- (b) within seven days after the date of delivery of the eggs to him, return to each producer from whom he purchased eggs the identification ticket relating to such eggs, the ticket having been duly completed by him, stamped with his name, and initialled by the person who tested the eggs;
- (vii) keep a record in respect of each day showing:—
- (a) the quantity (by weight) of hen eggs and the number of duck eggs purchased by him from producers; and
 - (b) the number of such eggs which have been marked with the word "Second" or the word "Reject" respectively.

6.—The holder of a retailer's licence who is authorised to test only such eggs as are delivered to him at a market shall at the time of the delivery of the eggs insert the word "Market" at the top right hand corner of each of the identification tickets relating thereto.

SEALED with the Official Seal of the Ministry of Agriculture for Northern Ireland this fourth day of March, nineteen hundred and thirty-eight, in the presence of

(L.S.)

(Signed) D. A. E. HARKNESS,

Assistant Secretary.