

1960. No. 69

[NC]

**FOOD AND DRUGS ACT (NORTHERN IRELAND), 1958****Appointed Day**

ORDER, DATED 25TH APRIL, 1960, MADE BY THE MINISTER OF HEALTH AND LOCAL GOVERNMENT UNDER SECTION 74 OF THE FOOD AND DRUGS ACT (NORTHERN IRELAND), 1958(a).

Whereas it is provided by sub-section (2) of section 74 of the Food and Drugs Act (Northern Ireland), 1958, that the Act shall come into operation on such day as the Minister of Health and Local Government may by order appoint:

Now, therefore, I, the Right Honourable John Lawson Ormrod Andrews, Minister of Health and Local Government, do hereby order as follows:—

1. This Order may be cited as the Food and Drugs Act (Northern Ireland), 1958, (Appointed Day) Order (Northern Ireland), 1960.

2. The Food and Drugs Act (Northern Ireland), 1958, shall come into operation on the 16th day of May, 1960.

Dated this 25th day of April, 1960.

*J. L. O. Andrews,*

Minister of Health and Local Government.

1960. No. 70

[C]

**FOOD AND DRUGS****Ice-Cream and Cream**

REGULATIONS, DATED 25TH APRIL, 1960, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER SECTIONS 4 AND 68 OF THE FOOD AND DRUGS ACT (NORTHERN IRELAND), 1958.

The Ministry of Health and Local Government, in exercise of the powers conferred upon it by sections 4 and 68 of the Food and Drugs Act (Northern Ireland), 1958(a), and with the concurrence of the Ministry of Agriculture, hereby makes the following regulations:—

*Citation and commencement*

1. These regulations may be cited as the Ice-Cream and Cream (Supplementary Provisions) Regulations (Northern Ireland), 1960, and shall come into operation on the 16th day of May, 1960.

*Interpretation*

2. (1) In these regulations the expression "relevant regulations" means any regulations made under the Sale of Cream Act (Northern Ireland), 1957(b), or the Sale of Ice-Cream Act (Northern Ireland), 1957(c), and continued in force by

(a) 1958. c. 27.  
(b) 1957. c. 16.

(c) 1957. c. 29.

virtue of section 29 of the Interpretation Act (Northern Ireland), 1954(a), as applied by sub-section (2) of section 73 of the Food and Drugs Act (Northern Ireland), 1958.

(2) For the purposes of the Sale of Cream Regulations (Northern Ireland), 1957(b), the expression "cream" does not include sterilised cream.

#### *Standards of Composition*

3. Ice-cream intended, offered or exposed for sale, or sold, for human consumption shall conform to the standards of composition prescribed in regulations 2 and 3 of the Sale of Ice-Cream Regulations (Northern Ireland), 1958(c).

#### *Penalties*

4. If any person contravenes or fails to comply with any of the provisions of the relevant regulations or any of the provisions of regulation 3 he shall be guilty of an offence and shall be liable on summary conviction—

- (a) to a fine not exceeding one hundred pounds or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment; and
- (b) in the case of a continuing offence, to a further fine not exceeding five pounds for each day during which the offence continues after conviction.

Sealed with the Official Seal of the Ministry of Health and Local Government for Northern Ireland this 25th day of April, nineteen hundred and sixty, in the presence of

(L.S.)

*J. L. O. Andrews,*

Minister of Health and Local Government.

The Ministry of Agriculture hereby concurs with the foregoing regulations.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this 25th day of April, nineteen hundred and sixty, in the presence of

(L.S.)

*W. A. V. Sanderson,*

Assistant Secretary.

#### EXPLANATORY NOTE

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

Regulations relating to cream and ice-cream standards and the heat treatment of ice-cream continue in force after the 16th May, 1960, by virtue of the Interpretation Act (Northern Ireland), 1954, and the Food and Drugs Act (Northern Ireland), 1958, which repealed the Sale of Cream Act (Northern Ireland), 1957, and amended the Sale of Ice-Cream Act (Northern Ireland), 1957. Because of drafting differences between the 1958 Act and the enactments repealed, it is necessary to attract to the regulations a Statement of Offences for non-compliance and maximum penalties.

(a) 1954, c. 33.

(b) S.R. & O. (N.I.) 1957, No. 150.

(c) S.R. & O. (N.I.) 1958, No. 91.