



Agriculture and Horticulture Act 1964

1964 CHAPTER 28

PART III

GRADING AND TRANSPORT OF FRESH HORTICULTURAL PRODUCE

Transport of produce

21 Power to require use of prescribed containers, etc.

- (1) With a view to reducing the risk of deterioration of or damage to produce while in transit or promoting efficiency in the transport and handling of produce, the Ministers may make regulations imposing a duty on any person carrying on a horticultural production business to secure that such containers, pallets and other articles as may be prescribed by the regulations are used for the transport of fresh horticultural produce from premises where that business is carried on to any such market or other premises as may be so prescribed.
- (2) Regulations under this section may confer powers of entry, inspection and sampling, may provide for the punishment of offences against the regulations and may contain such other provisions as the Ministers consider expedient for the purposes of the regulations:

Provided that—

- (a) the regulations shall not confer power to enter any building used only as a private dwelling-house or to stop any vehicle on a highway, and in relation to any power of entry conferred thereby shall include provisions to the like effect as section 13(5) and (6) of this Act; and
 - (b) the penalty for an offence under the regulations shall be limited to a fine not exceeding fifty pounds or, in the case of a second or subsequent offence thereunder, not exceeding one hundred pounds.
- (3) In this section " horticultural production business " has the same meaning as in Part I of the Horticulture Act 1960.