

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Weights and Measures &c. Act 1976, SCHEDULE 6. (See end of Document for details)

SCHEDULES

SCHEDULE 6

Section 12.

TEMPORARY REQUIREMENTS IMPOSED BY EMERGENCY ORDERS

- 1 Where—
- (a) a relevant requirement as defined in section 12(1) of this Act is excluded or modified by an order under that section, and
 - (b) a requirement (the “substituted requirement”) is imposed under subsection (4)(a) of that section,
- the Act [^{F1}or Order]under or by virtue of which the relevant requirement took effect shall, to the extent provided in this Schedule, apply to the substituted requirement.

Textual Amendments

- F1** Words inserted by S.I. 1981/231 (N.I. 10), art. 54(1), **Sch. 10 para. 5(a)**

[^{F2} Food Safety Act 1990 (c.16)

Textual Amendments

- F2** Sch. 6 para. 2 with sub-heading “Food Safety Act 1990 (c. 16)” substituted (E.W.S.) for Sch. 6 paras. 2, 3 with sub-headings “Food and Drugs Act 1955 (c. 16)” and “Food and Drugs (Scotland) Act 1956 (c. 30)” by Food Safety Act 1990 (c. 16, SIF 53:1, 2), s. 59(1), **Sch. 3 para. 21**

- 2 (1) This paragraph applies where the relevant requirement took effect under or by virtue of the Food Safety Act 1990.
- (2) The following provisions of that Act—
- (a) Part I (preliminary);
 - (b) Part III (administration and enforcement); and
 - (c) Sections 40 to 50 (default powers and other supplemental provisions), shall apply as if the substituted requirement were imposed by regulations under section 16 of that Act.]

Food and Drugs (Scotland) Act 1956 (c. 30)

- 3 (1) This paragraph applies where the relevant requirement took effect under or by virtue of the ^{M1}Food and Drugs (Scotland) Act 1956.
- (2) The following provisions of that Act—
- (a) Part II (administration and enforcement),
 - (b) Part III (procedure and evidence), and
 - (c) sections 55 and 57 (default powers and other supplemental provisions),

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shall apply as if the substituted requirement were imposed by regulations under section 4 or 7 of the Act.

Marginal Citations

M1 1956 c. 30.

[^{F3} Food (Northern Ireland) Order 1989 (N.I. 6)]

Textual Amendments

F3 Sch. 6 para. 4 substituted by S.I. 1989/846 (N.I. 6), art. 76(1), **Sch. 3 para. 13**

- 4 (1) This paragraph applies where the relevant requirement took effect under or by virtue of the Food (Northern Ireland) Order 1989.
- (2) The following provisions of that Order—
- (a) Part III (administration and enforcement),
 - (b) Part IV (procedure and evidence), and
 - (c) Articles 67, 68 and 74 (default powers and other supplemental provisions),
- shall apply as if the substituted requirement were imposed by regulations under Article 6 or 9.

[^{F4} Weights and Measures Act 1985]

Textual Amendments

F4 Sch. 6 para. 5 with sub-heading “Weights and Measures Act 1985” substituted (E.W.S.) for Sch. 6 para. 5 with sub-heading “Weights and Measures Act 1963 (c. 31)” by **Weights and Measures Act 1985 (c. 72, SIF 131), s. 97, Sch. 12 para. 9**

- ^{F5} (1) This paragraph applies where the relevant requirement took effect under or by virtue of the 1985 Act.
- (2) The following provisions of that Act—
- (a) sections 25 to 31 (offences),
 - (b) sections 32 to 37 (liability of third parties and defences),
 - (c) sections 38 to 42 and 44 to 46 (powers of inspectors, etc.), and
 - (d) sections 79 to 83 (further powers of inspectors and prosecution of offences),
- shall apply as if the substituted requirement were imposed under Part IV of the Act.]

Textual Amendments

F5 Sch. 6 para. 5 with sub-heading “Weights and Measures Act 1985” substituted (E.W.S.) for Sch. 6 para. 5 with sub-heading “Weights and Measures Act 1963 (c. 31)” by **Weights and Measures Act 1985 (c. 72, SIF 131), s. 97, Sch. 12 para. 9**

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[^{F6} *Weights and Measures Act (Northern Ireland) Order 1981 (S.I. 1981/231 (N.I. 10))*]

Textual Amendments

F6 Sch. 6 para. 6 substituted by S.I. 1981/231 (N.I. 10), art. 54(1), Sch. 10 para. 5(b)

- 6 (1) This paragraph applies where the relevant requirement took effect under or by virtue of the Weights and Measures (Northern Ireland) Order 1981.
- (2) The following provisions of that Order—
- (a) Article 20 to 22 (offences),
 - (b) Articles 23 to 25 (defences and liability of third parties),
 - (c) Article 26 to 29 (powers of inspectors, etc.), and
 - (d) Articles 41, 42 and 46 (further powers of inspectors and prosecution of offences),
- shall apply as if the substituted requirement were imposed under Part V of the Order.]

Supplemental

- 7 (1) The provisions applied by this Schedule shall have effect subject to any necessary adaptations and modifications.
- (2) The provisions in this Schedule have effect subject to the provisions of any order under section 12 of this Act.

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Changes to legislation:

There are currently no known outstanding effects for the Weights and Measures &c. Act 1976, SCHEDULE 6.