

## SCHEDULES

### SCHEDULE 3

Section 92(1).

#### CONSEQUENTIAL AMENDMENTS

##### *Food and Drugs Act 1955*

- 1 In section 3(4) of the Food and Drugs Act 1955, for the words " section one hundred and sixty-one of the Customs and Excise Act 1952 " there shall be substituted the words " section 70 of the Alcoholic Liquor Duties Act 1979 ".

##### *Food and Drugs (Scotland) Act 1956*

- 2 In section 3(4) of the Food and Drugs (Scotland) Act 1956, for the words " section one hundred and sixty-one of the Customs and Excise Act 1952 " there shall be substituted the words " section 70 of the Alcoholic Liquor Duties Act 1979 ".

##### *Weights and Measures Act 1963*

- 3 In section 58 of the Weights and Measures Act 1963, in the definition of "intoxicating liquor", for the words "has the same meaning as for the purposes of the Customs and Excise Act 1952 " there shall be substituted the words " means spirits, beer, wine, made-wine or cider as defined in section 1 of the Alcoholic Liquor Duties Act 1979 ; ".

- 4 In Part VI of Schedule 4 to the Weights and Measures Act 1963, for paragraph 1 there shall be substituted the following paragraph—

“1 In this Part of this Schedule—

- (a) the expressions " beer" and " cider" have the same meanings respectively as in the Alcoholic Liquor Duties Act 1979 ;
- (b) the expression " wine " means imported wine ; and
- (c) the expression " British wine " means any liquor which is made from fruit and sugar or from fruit or sugar mixed with any other material and which has undergone a process of fermentation in the manufacture thereof, and includes British wines, made wines, mead and metheglin.”

##### *Licensing Act 1964*

- 5 (1) The Licensing Act 1964 shall be amended as provided in this paragraph.
- (2) In section 181, for the words " dealer's licence under section 146 of the Customs and Excise Act 1952" there shall be substituted the words " wholesaler's licence under section 65 of the Alcoholic Liquor Duties Act 1979 " and for the words " dealer's licence " in the other two places where they occur there shall be substituted the words " wholesaler's licence ".

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*Status: This is the original version (as it was originally enacted).*

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- (3) In section 201(1)—
- (a) in the definition of " sale by retail ", for the words following " section " there shall be substituted the words " 4(4) of the Alcoholic Liquor Duties Act 1979 "; and
  - (b) in the appropriate place in alphabetical order there shall be inserted the following definition (in place of the definition repealed by this Act)—  
 “" wine " means wine or made-wine as denned in section 1 of the Alcoholic Liquor Duties Act 1979.”
- (4) In Part II of Schedule 9, in paragraph 4, for the words " section 307 of the Customs and Excise Act 1952 )" there shall be substituted the words " section 1 of the Alcoholic Liquor Duties Act 1979 ) " .

*Weights and Measures Act (Northern Ireland) 1967*

- 6 In section 41 of the Weights and Measures Act (Northern Ireland) 1967, in the definition of "intoxicating liquor", for the words " has the same meaning as for the purposes of the Customs and Excise Act 1952 " there shall be substituted the words " means spirits, beer, wine, made-wine or cider as denned in section 1 of the Alcoholic Liquor Duties Act 1979 ; " .
- 7 In Part VI of Schedule 2 to the Weights and Measures Act (Northern Ireland) 1967, for paragraph 1 there shall be substituted the following paragraph—
- “1 In this Part of this Schedule—
- (a) the expressions " beer " and " cider " have the same meanings respectively as in the Alcoholic Liquor Duties Act 1979 ;
  - (b) the expression " wine " means imported wine ; and
  - (c) the expression " British wine " means any liquor which is made from fruit and sugar or from fruit or sugar mixed with any other material and which has undergone a process of fermentation in the manufacture thereof, and includes British wines, made wines, mead and metheglin.”

*Licensing Act (Northern Ireland) 1971*

- 8 (1) The Licensing Act (Northern Ireland) 1971 shall be amended as provided in this paragraph.
- (2) In section 76(1), for the words " section 146 of the Customs and Excise Act 1952 " there shall be substituted the words " section 65 of the Alcoholic Liquor Duties Act 1979 " .
- (3) In section 76(2)(b), for the words " section 146 or 167 " there shall be substituted the words " section 65 or 84 " and for the words " Act of 1952 " there shall be substituted the words " Act of 1979 " .
- (4) In section 84(5), for the words " section 148(4) of the Customs and Excise Act 1952 " there shall be substituted the words " section 4(4) of the Alcoholic Liquor Duties Act 1979 " .
- (5) In section 85(c), for the words " section 167 of the Customs and Excise Act 1952 " there shall be substituted the words " section 84 of the Alcoholic Liquor Duties Act 1979 " .

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*Status: This is the original version (as it was originally enacted).*

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*Licensing (Scotland) Act 1976*

- 9 In section 139(1) of the Licensing (Scotland) Act 1976 the following amendments shall be made, that is to say—
- (a) in the definitions of "made-wine" and "wine", for the words "Customs and Excise Act 1952" there shall be substituted the words "section 1 of the Alcoholic Liquor Duties Act 1979";
  - (b) in the definition of "wholesaler's excise licence", for the words from "section 146" to the end, there shall be substituted the words "section 65 of the Alcoholic Liquor Duties Act 1979".