



# Agricultural Produce (Grading and Marking) Act 1928

## 1928 CHAPTER 19

### *Supplementary*

#### **5 Enforcement and expenses**

Subject as hereinafter provided, it shall be the duty of the council of every county or county borough to enforce within their county or county borough the provisions of this Act, and for that purpose to appoint such officers as may be necessary, and any expenses incurred by a council under this Act shall be defrayed in the case of a county council as part of their expenses for general county purposes, and in the case of a county borough, out of the borough fund or the borough rate :

Provided that as respects the administrative county of London, the common council of the City of London and the council of every metropolitan borough shall, to the exclusion of any other council, perform and exercise in their respective areas the duties and powers imposed and conferred by this Act on councils of counties and county boroughs, and this Act shall, in its application to the administrative county of London, have effect as if for references therein to an officer of the council of any county or county borough there were substituted references to an officer of the common council or of the council of any metropolitan borough, as the case may be, and any expenses incurred by the common council or by the council of a metropolitan borough under this Act shall be defrayed out of the general rate.

#### **6 Provisions as to regulations and orders**

- (1) All regulations made under this Act shall be laid before Parliament as soon as may be after they are made, and if either House of Parliament, within the next subsequent twenty-one days on which that House sat next after the regulations are laid before it presents an Address to His Majesty praying that the regulations or any part of them may be annulled, they shall thenceforth be void, but without prejudice to the validity of anything previously done thereunder or to the making of new regulations.

- (2) Any order made or notice served under this Act may be varied or revoked by any subsequent order made or notice served in like manner.
- (3) A copy of any notice served under this Act on the occupier of any registered premises shall be sent to the council whose duty it is to enforce the provisions of this Act as respects those premises.

## 7 Interpretation

In this Act, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say :—

- " Agricultural produce " includes horticultural produce:
- " British eggs " means eggs produced in the. United Kingdom :
- " Chemical storage " means storage for the purpose of preserving eggs by any process which does not alter the composition of the shells, including storage in any gas, vapour, or gaseous mixture:
- " Covering " includes any vessel, box, crate, wrapper, tray, or other container :
- " Egg " means an egg laid by a domestic fowl or domestic duck:
- " Grade designation " means a grade designation prescribed under this Act:
- " Label " includes any band or ticket:
- " Minister " means the Minister of Agriculture and Fisheries:
- " Prescribed " means prescribed by regulations made by the Minister under this Act:
- " Quality," in relation to any articles, includes the state and condition of those articles :
- " Registered premises " means premises for the time being registered in manner provided by this Act.

## 8 Application to Scotland

In the application of this Act to Scotland, references to the Board of Agriculture for Scotland shall be substituted for references to the Minister of Agriculture and Fisheries, references to a town council shall be substituted for references to a council of a county borough, and the expenses of any council shall be defrayed out of such rate as the council may appoint.

## 9 Saving for other Acts

The provisions of this Act shall be in addition to and not in derogation of the provisions of any other enactment relating to or affecting merchandise marks or the sale of any article with respect to which this Act applies.

## 10 Short title and extent

- (1) This Act may be cited as the Agricultural Produce (Grading and Marking) Act, 1928.
- (2) This Act shall not extend to Northern Ireland.