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## 1976 No. 1268

## PRICES

**The Household Flour Prices Order 1976**

*Made - - - - -* 5th August 1976

*Laid before Parliament* 6th August 1976

*Coming into Operation* 10th August 1976

The Secretary of State, after consulting in accordance with subsection (6) of section 2 of the Prices Act 1974(a) as amended (b) with the organisations therein referred to, in exercise of her powers under subsections (1) and (8) of that section and under paragraph 2(1) and (5) of the Schedule to that Act and of all other powers enabling her in that behalf, hereby makes the following Order:—

*Citation, commencement and interpretation*

1.—(1) This Order may be cited as the Household Flour Prices Order 1976 and shall come into operation on 10th August 1976.

(2) In this Order—

“the Act” means the Prices Act 1974 as amended;

“household flour” means wheat flour of each of the descriptions referred to in column 1 of the Table set out in article 6, and in articles 4, 5, and 9 means also other household flour;

“other household flour” means flour containing not less than 90 per cent by weight of milled wheat packed in packages but does not include—

(a) any household flour of a description referred to in column 1 of the Table set out in article 6; and

(b) batter mixes, bread mixes or cake mixes;

“package” means—

(a) a pack of not more than 7 lb. weight intended for retail sale; and

(b) in the case only of flour of not less than 80 per cent extraction, a pack of 70 lb. or 32 kg. weight;

“weight” means net weight.

(3) References to household flour of any category are references to household flour of a description referred to in column 1 of the Table set out in article 6 and packed for retail sale in a weight referred to in column 2 of that Table; and references to household flour of any variety are references to household flour of any variety within any such category.

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(a) 1974 c. 24.

(b) 1975 c. 32.

(4) The Interpretation Act 1889(a) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament and as if this Order and the Orders hereby revoked were Acts of Parliament.

*Revocation*

2. The Household Flour Prices Order 1975(b) and the Household Flour Prices (Amendment) Order 1975(c) are hereby revoked.

*Conditions relating to high extraction flour*

3.—(1) Any person—

- (a) who claims or receives a subsidy payment; or
- (b) to whom any high extraction flour is sold otherwise than by retail and to whom a conditions notice has been given;

shall observe the conditions specified in paragraph (2).

(2) The conditions referred to in paragraph (1) above are—

- (a) a condition that, except in the course of business carried on not with a view to profit, the high extraction flour in question shall not be used for manufacture;
- (b) a condition that the person shall make and shall retain for a period of not less than 2 years from the date when he receives a subsidy payment or from the date when he receives any high extraction flour to which a conditions notice relates, as the case may require, records showing the following particulars, that is to say—
  - (i) particulars of the quantity of high extraction flour to which any conditions notice received by him relates, identifying the notice and specifying the person by whom it was given and the date when it was received;
  - (ii) particulars of the quantity of high extraction flour sold by him and in respect of which he gives notice of the conditions specified in this paragraph;
  - (iii) particulars of the quantity of high extraction flour sold by him by retail;

and shall for the like period retain all such documents as are referred to in, or are required to vouch records of, the particulars specified in (i) and (ii).

(3) In this article—

“conditions notice” means a notice of any conditions specified in paragraph (2) above and which is given under paragraph 2 of the Schedule to the Act;

“high extraction flour” means flour containing not less than 90 per cent by weight of milled wheat of not less than 80 per cent extraction, packed in a pack of 70 lb. or 32 kg. weight;

“subsidy payment” means any payment made in respect of high extraction flour under a scheme at any time in operation under section 1 of the Act (which makes provision for the payment of food subsidies).

(a) 1889 c. 63.

(b) S.I. 1975/1074 (1975 II, p. 3760).

(c) S.I. 1975/2020 (1975 III, p. 7433).

*Application*

4. This Order does not apply to the price for the sale of any household flour by any person who has received a declaration in writing by the person who, in the United Kingdom, first sells the household flour in any package that he has not claimed and will not claim any payment under section 1 of the Act in respect of that household flour.

*Gross percentage margin for household flour and other household flour*

5.—(1) This article applies to any person who sells household flour in any package if he—

- (a) is not the first seller thereof in the United Kingdom; and
- (b) sold household flour at a price which was not a special offer price at any time after 21st May 1975 and before 1st July 1975.

(2) Subject to article 6, no person shall sell any household flour at a price which, taken with the prices of all household flour sold by him in each period of 7 days beginning on the same day of the week as the base period, may reasonably be expected to give a greater gross percentage margin than the gross percentage margin he obtained for all household flour sold by him (other than at a special offer price) in the base period.

(3) In this article—

“base period”, in the case of any person, means a single period of 7 days including 22nd May 1975;

“gross percentage margin” means the excess (expressed as a percentage) of the total of the prices received by any person for household flour over the prices paid by him for that household flour; and

“special offer price” means the price—

- (a) at which a person sold household flour during a continuous period of not less than 14 days and not more than 6 months ending not later than 1st July 1975 and including 22nd May 1975; and
- (b) which is lower than the price at which he last sold such household flour before the beginning of that period.

(4) Except for the purposes of paragraph (1) above, references in paragraph (3) above to 22nd May 1975 shall, in relation to a person who did not sell household flour or who sold household flour only at a special offer price on that date, be taken to be references to the first date thereafter (being a date before 1st July 1975) on which he sold household flour at a price which was not a special offer price.

*Maximum price of household flour*

6. A person shall not sell by retail household flour packed for retail sale at a price which exceeds the lower of the following prices, that is to say—

- (a) the price given by article 5 above; and
- (b) the price specified in column 2 of the following Table in relation to the category of household flour in question.

TABLE

Column 1 Category of household flour	Column 2	
	1 lb. weight Price in pence	3 lb. weight Price in pence
1. Plain (other than strong, wheatmeal and wholemeal)	11½	26½
2. Self-raising (other than strong, wheatmeal and wholemeal)	11½	26½
	70 lb. pack or 32 kg. pack Price in £	
3. Chupatty (however spelt) (other than batch, brown and wholemeal)	4.20	

*Display of information relating to household flour*

7.—(1) Each person who, in any shop, sells by retail or offers or exposes for sale by retail household flour of any variety to which article 6 applies shall—

- (a) display in a part of the shop to which customers have access for the purpose of buying such household flour, and in such manner that it may easily be read by them before they pay for such household flour, information specifying the maximum price of each such variety thereof; or
- (b) keep the information mentioned in (a) above available and, on request by a customer or a duly authorised officer of a local weights and measures authority, produce and permit inspection of the document containing that information;

and any such information shall be printed or written in clear and legible characters and shall be headed with the words—

- (i) “Statutory Maximum Prices of Subsidised Food”; or
- (ii) “Statutory Maximum Prices of Subsidised Household Flour”.

(2) In this article, “maximum price” in relation to household flour sold by any person means the highest price at which that person may sell household flour of that category in accordance with article 6(b).

8. A person, in addition to displaying or keeping available the information in accordance with article 7, shall, in respect of the variety of household flour to which article 6 applies of which he has in the three months ending with the date when this Order comes into operation sold the greatest quantity by weight, separately display in large and bold characters the same information in the manner specified in article 7(1)(a).

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*Artificial transactions and unreasonable charges relating to any household flour*

9. A person shall not, in connection with the sale of any household flour, enter, or offer to enter, into any artificial transaction or make or demand any unreasonable charge.

*Robert MacLennan,*

Parliamentary Under Secretary of State,  
Department of Prices and Consumer Protection.

5th August 1976.

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EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order revokes and re-enacts, with modifications, the Household Flour Prices Order 1975 and the Household Flour Prices (Amendment) Order 1975 which regulated the maximum prices which may be charged for the sale of household flour subsidised under section 1 of the Prices Act 1974.

The principal changes are—

- (a) the maximum retail prices for subsidised household flour are increased;  
and
- (b) the fact that flour may now be sold by retail in packs of 32 kg. weight as well as in packs of 70 lb. weight is taken account of in the Order.

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