

1977 No. 1932

WEIGHTS AND MEASURES

ADMINISTRATION

The Weights and Measures (Amendment) Regulations 1977

Made - - - - 22nd November 1977

Laid before Parliament 30th November 1977

Coming into Operation 21st December 1977

The Secretary of State, in exercise of powers conferred by sections 11(3) and 14(1)(a) and (b) of the Weights and Measures Act 1963(a) and now vested in him(b) and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the Weights and Measures (Amendment) Regulations 1977 and shall come into operation on 21st December 1977.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

2. Regulation 1(viii) of the Weights and Measures (Amendment) Regulations 1964(d) shall cease to have effect.

3. The Weights and Measures Regulations 1963(e), as amended(f), shall have effect subject to the following amendments:—

(a) to Regulation 1(2) there shall be added the following sub-paragraph—
“(c) weighing equipment for use only for determining the actual weight of hens’ eggs in shell.”;

(b) for Regulation 115 there shall be substituted the following—

“115. Except where a platform weighing machine or weighbridge is of a pattern in respect of which a certificate of approval granted or deemed to have been granted under section 12 of the Weights and Measures Act 1963 is in force (or of a pattern modified in accordance with an authorisation for the time being in force under the said section 12) and that pattern makes other provisions, the balancing arrangement for platform weighing machines and weighbridges to compensate for daily wear and tear shall—

(a) 1963 c. 31.

(c) 1889 c. 63.

(e) S.I. 1963/1710 (1963 III, p. 3286).

(f) The relevant amending instrument is S.I. 1964/76 (1964 I, p. 137).

(b) S.I. 1970/1537 (1970 III, p. 5293).

(d) S.I. 1964/76 (1964 I, p. 137).

- (a) have a range not exceeding one-half per cent. of the capacity of the instrument and not less than one-eighth per cent. in each direction, and
- (b) be securely attached to the instrument and actuated by a detachable key.”;
- (c) for Regulation 137(1) there shall be substituted the following—
- “(1) Subject to paragraph (3) of this regulation, in the case of an automatic weighing machine of a pattern in respect of which a certificate of approval granted or deemed to have been granted under section 12 of the Weights and Measures Act 1963 is in force (or of a pattern modified in accordance with an authorisation for the time being in force under the said section 12), if, in the course of carrying out test A in the manner specified in paragraph (1)(a) of regulation 136, the weight of any of the test loads exceeds the purported weight of that load
- (i) by more than one-half per cent. of the said purported weight, or
- (ii) in the case of an automatic weighing machine of a capacity of one hundredweight or less for use only for weighing vegetable produce, by more than one per cent. of the said purported weight
- the machine shall, when appropriate, be subject to the further test (hereinafter referred to as “test B”) described in paragraph (2) of this regulation.”;
- (d) in Regulation 137(3) the words “(other than automatic weighing machines of a capacity of one hundredweight or less for use only for weighing vegetable produce)” shall be inserted after words “automatic weighing machines of a capacity of 10 pounds or more”;
- (e) for Part XI of Schedule 2 there shall be substituted the table in the Schedule hereto.

John Fraser,
Minister of State,
Department of Prices and Consumer Protection.

22nd November 1977.

SCHEDULE
PART XI
AUTOMATIC WEIGHING MACHINES

Description of machine	Capacity of machine	Error in relation to the passing as fit for use for trade			Error in relation to the obliteration of stamps		
		For the purposes of Test A		For the purposes of Test B	For the purposes of Test B		For the purposes of Test B
		When tested by means of test loads	When tested by means of the direct application of appropriate weights	Column 5	When tested by means of test loads	When tested by means of the direct application of appropriate weights	Column 8
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8
All automatic weighing machines, other than those hereinafter described in column 1 and 2 of this table	Under 10 pounds	‡ per cent., in excess only, of the purported weight of each test load	Prescribed limit of error applicable to the type, class or description of the weighing instrument to which the machine most nearly relates	‡ per cent., in excess only, of the purported weight of the test load	1 per cent., in excess only, of the purported weight of each test load	Prescribed limit of error applicable to the type, class or description of weighing instrument to which the machine most nearly relates	1 per cent., in excess only, of the purported weight of the test load
	10 pounds or more	‡ per cent., in excess or in deficiency, of the purported weight of each test load			1 per cent., in excess or in deficiency, of the purported weight of each test load		
Automatic weighing machines for use only for weighing grain	10 pounds or more	‡ per cent., in excess or deficiency, of the purported weight of each test load	Prescribed limit of error applicable to the type, class or description of the weighing instrument to which the machine most nearly relates	Test not applicable	‡ per cent., in excess or deficiency of the purported weight of each test load	Test not applicable	Test not applicable
Automatic weighing machines for use only for weighing solid fuel	2 hundredweight or less	2 per cent., in excess only, of the purported weight of each test load			2 per cent., in excess only, of the purported weight of each test load		
Automatic weighing machines for use only for weighing potato crisps	Any capacity	20 per cent., in excess only, of the total purported weight of 20 test loads and no error in deficiency in the purported weight of any of those test loads	Prescribed limit of error applicable to the type, class or description of the weighing instrument to which the machine most nearly relates	Test not applicable	20 per cent., in excess only, of the total purported weight of 20 test loads and no error in deficiency in the purported weight of any of those test loads	Test not applicable	2 per cent., in excess only, of the purported weight of the test load
Automatic weighing machines for use only for weighing vegetable produce	One hundredweight or less	1 per cent., in excess only, of the purported weight of each test load			2 per cent., in excess only, of the purported weight of each test load		
Totalising weighing machines	Any capacity	‡ per cent., in excess or in deficiency, of the total purported weight of 40 test loads	Test not applicable	Test not applicable	1 per cent., in excess or deficiency of the purported weight of 40 test loads	Test not applicable	Test not applicable

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Weights and Measures Regulations 1963 as follows—

- (a) the principal Regulations are not to apply to any weighing equipment which is for use only for determining the weight of hens' eggs in shell;
- (b) platform weighing machines and weighbridges may have balancing arrangements with a range greater than one-half per cent. of the capacity of the instruments and the balancing arrangement need not be actuated by a detachable key, if the instrument conforms with a pattern approved or deemed to be approved) under section 12 of the Weights and Measures Act 1963;
- (c) separate limits of error are prescribed for automatic weighing machines with a capacity of one hundredweight or less for use only for weighing vegetable produce.

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