
 S T A T U T O R Y I N S T R U M E N T S

1985 No. 1532

WEIGHTS AND MEASURES

The Weights and Measures (Amendment) Regulations 1985

<i>Made - - - -</i>	<i>4th October 1985</i>
<i>Laid before Parliament</i>	<i>10th October 1985</i>
<i>Coming into Operation</i>	<i>1st November 1985</i>

The Secretary of State, in exercise of the powers conferred by sections 11(1) and (3), 14(1), 54(1) and 58(1) 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. These Regulations may be cited as the Weights and Measures (Amendment) Regulations 1985 and shall come into operation on 1st November 1985.

2. The Weights and Measures Regulations 1963(c) are hereby amended as follows:—

- (a) in Regulation 8A(1) for the words “could, in the opinion of the inspector, have affected” there shall be substituted the words “has, in the opinion of the inspector, affected”;
- (b) in Regulation 8A(3)—
 - (i) after the word “furnished” there shall be inserted the words “in writing”;
 - (ii) before the words “the following particulars” there shall be inserted the words “details of the modification and”; and
 - (iii) after sub-paragraph (i) there shall be added “(ii) the date on which the modification was completed;”, and the subsequent sub-paragraphs shall be re-numbered accordingly;
- (c) after Regulation 71 the following Regulation shall be added—

“71A.—(1) Nothing in Regulations 64 to 71 shall require an inspector to test a price computing weighing instrument first passed as fit for use for trade before 1st June 1985 which has been modified solely to prevent it from being capable of indicating during a weighing operation a part of a penny in the amount of

(a) 1963 c. 31; section 11(3) was amended by the Weights and Measures Act 1979 (c. 45), section 16(1)(a), and a substituted section 11 was set out in Schedule 4 to that Act, and section 14(1) was amended by the Weights and Measures &c. Act 1976 (c. 77), section 5.

(b) S.I. 1970/1537.

(c) S.I. 1963/1710; the relevant amending instruments are S.I. 1972/767 and 1984/1446.

the price to be paid by the buyer or from having any monetary indications in units of a part of a penny in vulgar fraction form which were capable of being used during a weighing operation to calculate the price.

(2) Where paragraph (1) above applies, an inspector shall test the price computing weighing instrument in such way as he considers appropriate to establish its correct operation.”;

(d) in Regulation 83 the following paragraphs shall be added after Regulation 83(3)—

“(4) Nothing in this Regulation shall require an inspector to test a counter machine first passed as fit for use for trade before 1st June 1985 which has been modified solely to prevent it from being capable of indicating during a weighing operation a part of a penny in the amount of the price to be paid by the buyer or from having any monetary indications in units of a part of a penny in vulgar fraction form which were capable of being used during a weighing operation to calculate the price.

(5) Where paragraph (4) above applies, an inspector shall test the counter machine in such way as he considers appropriate to establish its correct operation.”;

(e) in Regulation 140, in the definition of “price computing weighing instrument” for the words “and 8A” there shall be substituted the words “, 8A and 71A”; and

(f) in Part I of Schedule 2, in paragraph 1—

- (i) after the words “any modification of an instrument” there shall be inserted the words “in accordance with paragraph (2)(b)”; and
- (ii) for the words “for any reasons other than are set out in paragraph (1)(c) or (d) of Regulation 8” there shall be substituted the words “for any purpose other than that referred to in Regulation 8A(2)(a)”.

Michael Howard,
Parliamentary Under-Secretary of State,
Department of Trade and Industry.

4th October 1985.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Weights and Measures Regulations 1963 to take account of the demonetisation of the halfpenny in so far as they relate to price computing weighing instruments and counter machines. The Regulations have been amended as follows—

- (a) further details are required to be furnished when a price computing weighing instrument is modified to bring it within the exception to the rules as to the obliteration of stamps on instruments which have been modified (Reg. 2(b)); and
- (b) if the required particulars have been furnished after modification an inspector is required to test the instrument in such way as he considers appropriate to establish its correct operation (Reg. 2(c)+(d)).

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