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STATUTORY INSTRUMENTS

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**1988 No. 536**

**The Welfare Food Regulations 1988**

**PART IV**

**GENERAL**

**Powers of an authorised officer**

**17.**—(1) Any supplier who has submitted to the Secretary of State milk tokens for reimbursement, or any person employed by such a supplier or with whom the supplier has a business relationship concerning the supply of milk shall produce to an officer duly authorised by the Secretary of State in that behalf such information or evidence, in the form of documents or otherwise, as the officer may specify as being reasonably needed in connection with verifying the amount to be reimbursed under regulation 15.

(2) An officer to whom a person is required pursuant to paragraph (1), to produce information or evidence shall produce to that person if required to do so, his authority from the Secretary of State.

(3) Where documents specified by an authorised officer pursuant to paragraph (1) are produced—

(a) he may take copies of them or extracts from them, and

(b) he may require the person producing them, or where that person is a body corporate, any other person who is a present or past officer of, or is employed by, the body corporate, to provide an explanation of them.

(4) Where documents specified by an authorised officer pursuant to paragraph (1) are not produced, he may require the person who was required to produce them to state, to the best of his knowledge and belief, where they are.

(5) A person who is required to provide an explanation under paragraph (3) or to make any statement under paragraph (4) shall comply with the requirement.

**Application of enactments**

**18.** The enactments relating to the administration of benefit under the Social Security Act 1975 specified in Column 1 of Schedule 6 shall have effect for the purpose of the administration of the scheme made by these Regulations, subject to the modifications set out in Column 2 of that Schedule.

**Acts on behalf of beneficiaries who are children**

**19.** Where any provision in these Regulations requires or enables anything to be done by or in respect of a beneficiary and that beneficiary is either a child who has not attained the age of 5 years or a handicapped child, the provision shall, unless the context otherwise requires, be deemed to refer to one of his parents or his guardian or the person having custody of him.

### **Northern Ireland tokens to be valid in Great Britain**

**20.** Any token issued by the Department of Health and Social Services in Northern Ireland shall be valid in Great Britain as if it had been issued by the Secretary of State under these Regulations.

### **Transitional provisions**

**21.—(1)** Any token issued for the purposes of enabling a person to obtain welfare milk under Article 4 of the Welfare Food Order 1980<sup>(1)</sup> may be used as though it were a milk token issued to him under these Regulations; and a supplier may be reimbursed in respect of milk supplied (whether before, on or after 11th April 1988) against the token as though it were a milk token issued under these Regulations.

(2) Any token issued for the purposes of enabling a person to obtain welfare food under Article 5 of the Welfare Food Order 1980 may be used at a clinic to obtain free vitamins as though that person were a beneficiary under these Regulations.

(3) A person who has made an application under Article 7 of the Welfare Food Order before 11th April 1988 may be issued with tokens on or after that date but in respect of a period before that date as though that Order remained in force.

(4) Any approval given by the Secretary of State in respect of a person or premises before 11th April 1988 for the purposes of Article 6 of the Welfare Food Order 1980 shall be treated as approval given under regulation 4(4) to that person or to the person receiving children at those premises for the purposes both of the supply of milk or dried milk and of reimbursement in respect of milk or dried milk supplied (whether before, on or after 11th April 1988) pursuant to arrangements made with the Secretary of State.

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(1) [S.I.1980/1648](#).