

## SCHEDULE 5

Regulation 43

### ADAPTIONS FOR NORTHERN IRELAND

1. For the purposes of these Regulations, references to a local weights and measures authority are references to the Department of Economic Development.

### PART I

2. In regulation 3(2),

(a) for head (c) there shall be substituted the following head—

“(c) an instrument—

(i) in respect of a pattern for which pattern approval is granted or extended, or deemed to be granted or extended, under article 10 of the 1981 Order and is in force; and

(ii) which is first passed as fit for use for trade and stamped before 1st January 2003 under the Weighing Equipment (Non-automatic Weighing Machines) (Northern) Regulations 1991(1); or”; and

(b) in head (d)(ii), for the words “4th April 1989” there shall be substituted the words “1st August 1991”.

3. In regulation 3(3), for the reference to the 1985 Act, there shall be substituted a reference to the 1981 Order.

### PART II

4. Regulation 21 shall not have effect and accordingly regulations 16(2)(c) and 20(4)(c) shall also not have effect.

5. In regulation 25(3)(b), the reference to a chief inspector of weights and measures is a reference to a chief inspector of weights and measures appointed under article 40 of the 1981 Order.

### PART III

6. Part III does not apply to Northern Ireland.

### PART IV

7. In regulation 38—

(a) in each of paragraphs (1) and (2), for the words “within the areas of the local weights and measures authority by which he is appointed” there shall be substituted in both places where they occur the words “within Northern Ireland”; and

(b) for paragraph (8) there shall be substituted the following paragraph—

“(8) In this regulation, “credentials”, in relation to an authorised person, means some duly authenticated document showing that he is authorised to act to exercise the powers conferred on him by this regulation.”.

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(1) S.R. 1991/266 amended by S.R. 1992/537 and S.R. 1995/228.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

8. For regulation 42 there shall be substituted—

“42. No proceedings for an offence under these Regulations may be instituted except by the Department of Economic Development or the Director of Public Prosecutions for Northern Ireland.”.