VII. In these Regulations the expression "sanitary authority" means the Council of any county borough, borough, or urban or rural district, and the expression "clerk" means the clerk of the sanitary authority.

SEALED with the official seal of the Ministry of Home Affairs for Northern Ireland this 27th day of May, Nineteen Hundred and Thirty-eight, in the presence of—

(L.S.) A. ROBINSON,
Assistant Secretary.

Regulations.

REGULATIONS, DATED THE 11TH DAY OF JUNE, 1938, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION TEN OF THE SALE OF ICE-CREAM ACT (NORTHERN IRELAND), 1937.

1938. No. 73.

The Ministry of Agriculture for Northern Ireland in the exercise of the powers conferred upon it by section ten of the Sale of Ice-Cream Act (Northern Ireland), 1937, and of every other power enabling it in that behalf hereby makes the following Regulations, that is to say :—

PART I.

GENERAL.

1.—These Regulations may be cited as the Sale of Ice-Cream Regulations (Northern Ireland), 1938. Short title.

2.—(1) In these Regulations, unless the context otherwise requires :— Interpretation.

"Act" means the Sale of Ice-Cream Act (Northern Ireland), 1937;

"Ice-cream mixture" means the mixture from which ice-cream is manufactured before it has been subjected to any freezing or hardening process;

"Ministry" means the Ministry of Agriculture for Northern Ireland;

"skimmed milk" means milk from which substantially all the milk fat has been removed and includes separated or machine skimmed milk;

" milk of Grade A," " milk of Grade B " and " milk of Grade C " mean milk sold under the respective quality designations of " Grade A," " Grade B " and " Grade C " in accordance with the provisions of the Milk and Milk Products Act (Northern Ireland), 1934;

" Producer's licence " and " Distributor's licence " have the same meanings as in the last mentioned Act.

(2) The Interpretation Act, 1899,(a) as applied to Northern Ireland by the Interpretation Act, 1921,(b) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

Forms.

3.—The forms set forth in the Schedule hereto, or forms to the like effect, shall be used in the cases to which they are applicable, and shall for the purposes of the Act and of these Regulations be deemed to be the prescribed forms.

PART II.

REQUIREMENTS AS TO THE QUALITY OF ICE-CREAM.

Minimum percentage of solids including milk fat, and of milk fat, in ice-cream.

4.—For the purposes of paragraph (*a*) of sub-section (1) of section one of the Act, the prescribed percentage of solids including milk fat to be contained in ice-cream shall be thirty per cent., and for the purposes of paragraph (*b*) of the said sub-section, the prescribed percentage of milk fat to be contained in ice-cream shall be five per cent.

Standard governing the relation between the volume and the weight of ice-cream.

5.—For the purpose of paragraph (*a*) of sub-section (1) of section three of the Act, ice-cream shall comply with the following standard governing the relation between the volume and the weight thereof :—

The weight of one imperial gallon of ice-cream shall be not less than five and a half imperial pounds.

Bacteriological Standard.

6.—For the purposes of paragraph (*b*) of sub-section (1) of section three of the Act, ice-cream shall comply with the following standard as to bacteriological count and the absence of bacillus coli :—

(*a*) ice-cream when measured in liquid form shall not contain more than 200,000 bacteria per cubic centimetre; and

(*b*) no bacillus coli shall be found in one cubic centimetre of ice-cream when so measured.

(a) 52-3 V., c. 63.
(b) 12 Geo. 5, c. 4 (N.I.).

Part III.

Manufacture and Sale of Ice-cream under the Designation "Premium."

Classes of Licences.

7.—A licence granted under section eight of the Act may be either—

(*a*) a Manufacturer's licence that is to say, a licence for the sale as "premium" of ice-cream manufactured by the licence-holder himself; or

(*b*) a Seller's licence, that is to say, a licence for the sale as "premium" of ice-cream obtained from the holder of a Manufacturer's licence.

Applications for licences.

8.—Every applicant for a Manufacturer's or a Seller's licence shall make application to the Ministry in the prescribed form, and each application shall be accompanied by a fee, in the case of an application for a Manufacturer's licence, of five shillings, and in the case of an application for a Seller's licence, of one shilling.

Conditions as to quality.

9.—The following conditions in relation to the standard of quality of premium ice-cream shall be complied with by every holder of a Manufacturer's licence, that is to say:—

(*a*) Premium ice-cream shall contain not less than six per cent. of milk fat;

(*b*) Skimmed milk shall not be used in the manufacture of premium ice-cream;

(*c*) In every gallon of ice-cream mixture there shall be contained at least five pints of milk of Grade A, Grade B, or Grade C.

Conditions as to premises and appliances.

10.—The following conditions in relation to premises and appliances shall be complied with by every holder of a Manufacturer's licence, that is to say—

(*a*) All premises used by him for the purpose of his business as a manufacturer of ice-cream shall afford such space and be furnished with such utensils, machinery, apparatus and other supplies as will enable the business for the purpose of which the premises are used to be conducted efficiently and under proper sanitary conditions;

(*b*) Any premises used for the manufacture of ice-cream shall not, except with the consent of the Ministry, be used for any other purpose unconnected with the sale, storage, or manufacture of ice-cream;

(*c*) All premises used for the manufacture of ice-cream and the utensils, machinery and apparatus in such premises, shall be kept in good order and repair;

(*d*) Suitable facilities shall be provided for the sterilisation or scalding of all vessels and appliances used by the licence-holder for containing, measuring or storing ice-cream, or for any other process in which such vessels and appliances are likely to be brought into contact with ice-cream, and all such vessels and appliances shall be kept clean and, in the case of metal vessels, free from rust.

Operation of general provisions of Act and bye-laws.

11.—Nothing in Regulation 9 or Regulation 10 hereof shall be construed as affecting the operation of any of the provisions of sections one to six of the Act or of any byelaws in force under section four of the Act.

Prohibition of the sale of certain classes of ice-cream by licence-holders.

12.—(1) The holder of a Manufacturer's or a Seller's licence shall not sell or offer or expose for sale any ice-cream other than ice-cream manufactured, either by himself or by some other person, under the authority of a Manufacturer's licence.

(2) A person shall not, under the authority of a Manufacturer's licence, sell or offer or expose for sale as "premium" any ice-cream other than ice-cream manufactured by himself.

Records to be kept by holders of Manufacturers' Licences.

13.—Every holder of a Manufacturer's licence shall keep a record in respect of each day showing :—

(*a*) the names and addresses of the holders of Producers' or Distributors' licences from whom he purchased whole milk for the purpose of the manufacture of ice-cream, and the quantity purchased from each;

(*b*) the names and addresses of the persons from whom he purchased cream for the purpose of the manufacture of ice-cream, and the quantity purchased from each;

(*c*) the quantity (by volume) of ice-cream mixture manufactured;

(*d*) the quantity (by volume) of ice-cream manufactured;

(*e*) the quantity (by volume) of ice-cream sold.

Records to be kept by the holders of Sellers' Licences.

14.—Every holder of a Seller's licence shall keep a record in respect of each day showing the names and addresses of the holders of Manufacturers' licences from whom he purchased ice-cream, and the quantity (by volume) purchased from each.

Returns to be made by the holders of Manufacturers' licences.

15.—Every holder of a Manufacturer's licence shall furnish to the Ministry, not later than the fourteenth day of each month, a return in the prescribed form of—

(*a*) the quantity (by volume) of ice-cream mixture manufactured by him during the preceding month; and

(*b*) the names and addresses of the holders of Producers' and Distributors' licences from whom he purchased whole milk during the preceding month for the manufacture of ice-cream, and of the quantity purchased from each.

There shall be attached to each such return a certificate given by each holder of a Producer's licence or a Distributor's licence from whom whole milk was purchased as aforesaid showing the quantity of milk of Grade A, or Grade B or Grade C sold by him to the holder of the Manufacturer's licence during the month to which the return relates, together with a statement that full payment has been made for such milk in accordance with the appropriate price determined by the Joint Milk Council under section six of the Milk and Milk Products Act (Northern Ireland), 1934, for sales of milk by retail.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this 11th day of June, 1938, in the presence of—

(L.S.) (Signed) G. S. ROBERTSON,
Secretary.

SCHEDULE.

FORM 1.

Form of Application for a Manufacturer's Licence.

1. I/We .....
(Name in block capitals)
hereby apply for a Manufacturer's Licence for the sale under the designation "Premium" of ice-cream manufactured by me/us at .....
.....

2. I/We propose to sell—
*(*a*) from itinerant vehicles; and
*(*b*) at the following premises:
.....
.....
.....
the ice-cream manufactured by me/us as aforesaid.

*Strike out if not applicable.

3. I/We propose to purchase supplies of milk for the manufacture of ice-cream from the under-mentioned holders of Producers' or Distributors' Licences:—

Name of Licence-holder.	Address.

4. I/We attach hereto *.....for 5/-, being the fee prescribed for the said licence.

*State whether cheque, money order, or postal order.

5. I/We undertake, in the event of a Manufacturer's licence being granted to me/us, to comply with such conditions as to standards of quality, premises and otherwise in relation to the manufacture and sale of ice-cream as the Ministry of Agriculture may from time to time prescribe for the purposes of Section eight of the Sale of Ice-Cream Act (Northern Ireland), 1937.

Signature of Applicant.....

Full Postal Address.....

.....

.....

Date.....

To the Secretary,
Ministry of Agriculture,
Stormont, Belfast.

FORM 2.

Form of Application for a Seller's Licence.

---

1. I/We .....
(Name in block capitals)

hereby apply for a Seller's licence for the sale under the designation "Premium" of ice-cream obtained by me/us from other persons being the holders of Manufacturers' licences.

2. I/We propose to sell ice-cream obtained by me/us as aforesaid—

*(*a*) from itinerant vehicles; and

*(*b*) at the following premises:

.....

.....

.....

*Strike out if not applicable.

3. I/We propose to obtain supplies of ice-cream for sale under the designation "Premium" from the under-mentioned holders of Manufacturers' licences:—

Name.	Address.
.....	.....
.....	.....
.....	.....
.....	.....

4. I/We attach hereto *.....for 1/-, being the fee prescribed for the said licence.

*State whether cheque, money order, or postal order.

5. I/We undertake, in the event of a Seller's licence being granted to me/us, to comply with such conditions in relation to the sale of ice-cream as the Ministry of Agriculture may from time to time prescribe for the purposes of Section eight of the Sale of Ice-Cream Act (Northern Ireland), 1937.

Signature of Applicant.....

Full Postal Address.....

.....

.....

Date.....

To the Secretary,
Ministry of Agriculture,
Stormont, Belfast.

FORM 3.

Form of Manufacturer's Licence.

No.....

The Ministry of Agriculture for Northern Ireland hereby licenses

.....

to sell under the designation "premium" ice-cream manufactured by him/them at.....

This Licence which, unless it is revoked or suspended, shall remain in force until the 31st day of March, 19 , is not transferable and is granted subject to the compliance of the licence-holder with such conditions as to standards of quality, premises and otherwise in relation to the manufacture and sale of ice-cream as the Ministry of Agriculture may from time to time prescribe for the purposes of section eight of the Sale of Ice-Cream Act (Northern Ireland), 1937.

Secretary.

Date.....

FORM 4.

Form of Seller's Licence.

No.....

The Ministry of Agriculture for Northern Ireland hereby licenses

.....

to sell under the designation "premium" ice-cream purchased by him from other persons being holders of Manufacturers' licences.

This Licence which, unless it is revoked or suspended, shall remain in force until the 31st March, 19 , is not transferable and is granted subject to the compliance of the licence-holder with such conditions in relation to the sale of ice-cream as the Ministry of Agriculture may from time to time prescribe for the purposes of section eight of the Sale of Ice-Cream Act (Northern Ireland), 1937.

Secretary.

Date.....

FORM 5.

Form of Monthly Return to be made by Holders of Manufacturers' Licences.

Licence No.....

Return of Quantity of ice-cream mixture manufactured, and of the quantities of whole milk purchased for the manufacture of ice-cream during the month of—

Quantity (by volume) of Ice-cream mixture manufactured.	Gallons.

Quantity of Milk Purchased and Used for the manufacture of Ice-cream.

Name and Address of holder of Producer's or Distributor's Licence.	Grade of Milk.	Quantity.
		gallons.
Total Quantity of Milk purchased	—	

I/We hereby declare that the above Return is correct, and I/We attach (a) certificate(s) given by the person(s) from whom I/We purchased the milk specified in the Return.

Signature of Holder of Manufacturer's Licence.....

Address .....

.....

Date.....

CERTIFICATE.

I/We, being the holder of a *Producer's / *Distributor's licence, hereby certify that I/We sold to †....., during the month of....., 193....., ... gallons of milk of Grade *A / *B / *C and that full payment has been made to me/us for such milk at the rate of.....per gallon.

Signature of holder of Producer's or Distributor's Licence .....

Address .....

.....

Date.....

*Strike out if not applicable.

†Insert name of holder of Manufacturer's licence.

Sale of Ice-Cream Act, 1937: Appointed Day.

ORDER, DATED THE 27TH DAY OF MAY, 1938, MADE BY THE MINISTER OF AGRICULTURE UNDER SECTION SIXTEEN OF THE SALE OF ICE-CREAM ACT (NORTHERN IRELAND), 1937.

1938. No. 68.

WHEREAS by Section Sixteen of the Sale of Ice-Cream Act (Northern Ireland), 1937, (hereinafter referred to as " The Act ") it is provided that the Act shall come into operation on the appointed day, and that the appointed day for the purposes of the Act shall be such day as the Minister of Agriculture, after consultation with the Minister of Home Affairs, may appoint, and that different days may be appointed for different purposes and different provisions of the Act :

And whereas it is expedient that a day be appointed for the coming into operation of the provisions of the Act :

Now, therefore, I, the Right Honourable Sir Basil Stanlake Brooke, Bart., Minister of Agriculture, after consultation with the Minister of Home Affairs, hereby appoint the fifteenth day of June, 1938, to be the appointed day for the coming into operation of the provisions of the Act.

(Signed) B. S. BROOKE,
Minister of Agriculture.

27th May, 1938.