

GUERNSEY STATUTORY INSTRUMENT
1991 No. 51



The Weights and Measures (Measuring Equipment) (Intoxicating
Liquor Capacity Serving Measures) Regulations, 1991

Made 16th December, 1991
Laid before the States ... 29th January, 1992
Coming into operation 17th December, 1991

THE STATES BOARD OF EMPLOYMENT, INDUSTRY AND COMMERCE, in exercise of the powers conferred by sections 7(1), 8(1), (4) and (7), 11(1) and (2), 61(1) and (3) of the Weights and Measures (Guernsey and Alderney) Law, 1991(a) and in exercise of all other powers enabling it in that behalf, hereby makes the following Regulations -

Application

1.(1) Subject to paragraph (2) below, these Regulations apply to the following capacity serving measures for use for trade for the purposes of measuring and serving intoxicating liquor for consumption on or off the premises at which it is sold, namely measures of -

<u>Imperial System</u>	<u>Metric System</u>
4 fl oz	100 ml
5 fl oz (1 gill)	125 ml
6 fl oz	150 ml
1/3 pt	175 ml

(a) Ordre en Conseil No. XVII of 1991.

<u>Imperial System</u>	<u>Metric System</u>
8 fl oz	200 ml
1/2 pt	250 ml
1 pt	500 ml
2 pt (1 quart)	1 l
4 pt (1/2 gal)	2 l

(2) These Regulations do not apply to liquid capacity measures for use only for making up or checking packages in accordance with section 44(1) or (2)(a) of the Law.

(3) Capacity serving measures to which these Regulations apply are hereby prescribed for the purposes of section 8(1) of the Law.

2.(1) Subject to paragraph (2) and Regulation 3 below, Parts II, III and IV, together the Schedule, of the United Kingdom Capacity Serving Measures (Intoxicating Liquor) Regulations 1988(b) ("the United Kingdom Regulations") shall have effect in the Bailiwick as regulations under the Law for the purpose of prescribing for capacity serving measures -

- (a) materials, principles of construction and marking;
- (b) testing;
- (c) prescribed limits of error; and
- (d) passing as fit for use for trade, stamping and obliteration of such stamps.

(2) (a) In Regulation 16(a) of the United Kingdom

(b) United Kingdom S.I. 1988/120.

Regulations for the words and figures "(Local and Working Standard Capacity Measures and Testing Equipment) Regulations 1987(a)" there shall be substituted "(Bailiwick Standard and Working Standard Capacity Measures and Testing Equipment) Regulations, 1991".

(b) In Regulation 16(b) of the United Kingdom Regulations for the words and figures "(Local and Working Standard Weights and Testing Equipment) Regulations 1986(b)" there shall be substituted "(Bailiwick Standard and Working Standard Weights and Testing Equipment) Regulations, 1991".

(c) In Regulation 18 of the United Kingdom Regulations for the words "the Act" there shall be substituted "the Law".

(d) In Regulation 22(1) of the United Kingdom Regulations the words "or manufacturer's mark" where they first appear shall be deleted.

(e) In Regulation 22 of the United Kingdom Regulations the proviso and paragraph (2) shall be deleted.

Interpretation

3.(1) The Interpretation (Guernsey) Law, 1948(c) applies to the interpretation of these Regulations and the United Kingdom Regulations as if they were an enactment.

(2) In these Regulations and the United Kingdom Regulations -

"analogue" means capable of assigning any value or

(c) Ordres en Conseil Vol. XIII, p.355.

position within a continuous range;

"capacity serving measure" means a capacity measure made of transparent glass or plastic and intended to determine a specified volume of intoxicating liquor for delivery to the consumer;

"digital" means capable of assigning only certain discrete values or positions within a continuous range by a series of discontinuous steps;

"discrimination threshold" means, in the case of weighing equipment with a digital indicator, the weight which produces a change of reading of one digit, and in the case of weighing equipment with an analogue indicator, the weight which produces a 1 millimetre movement of the pointer;

"the Law" means the Weights and Measures (Guernsey and Alderney) Law, 1991;

"the stamp" means the prescribed stamp(d).

(3) The abbreviations of, and symbols for, units of measurement used in the United Kingdom Regulations refer to the relevant units as follows -

(d) S.I. 1991/46.

<u>Imperial System</u>		<u>Metric System</u>	
fluid ounce	fl oz	gram	g
pint	pt	millilitre	ml
gallon	gal	millimetre	mm
		litre	l or L
Degree Celsius°C			

Citation

3. These Regulations may be cited as the Weights and Measures (Measuring Equipment) (Intoxicating Liquor Capacity Serving Measures) Regulations, 1991.

Commencement

4. These Regulations shall come into operation on the 17th December, 1991.

Dated 16th December, 1991.



DAVID EVANS
President of the
States Board of Employment, Industry and Commerce.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations apply to certain liquid capacity measures for use for trade for the purposes of measuring and serving intoxicating liquor for consumption on or off the premises at which it is sold. Such measures are prescribed for the purposes of section 8(1) of the Weights and Measures (Guernsey and Alderney) Law, 1991 so that it is unlawful to use them for trade purposes unless they have been tested, passed as fit for such use and stamped by an inspector of weights and measures.

The powers granted to the Board of Employment, Industry and Commerce under section 61(3) of the Weights and Measures (Guernsey and Alderney) Law, 1991 to make provision by reference to United Kingdom legislation have been used to adopt parts of the United Kingdom Capacity Serving Measures (Intoxicating Liquor) Regulations 1988.

These Regulations therefore substantially follow the same requirements as those in the United Kingdom. They make provision by reference to the following parts of the United Kingdom Regulations -
Part II prescribes the materials and principles of construction (Regulations 4 to 9) and the marking (Regulations 7,8 and 10) of capacity serving measures.

Part III prescribes the method of testing by an inspector of weights and measures (Regulations 11 to 18).

Part IV prescribes the limits of error for capacity serving measures (Regulation 19), the manner of passing as fit for use for trade (Regulation 20), of stamping (Regulation 21) and obliteration of such stamps (Regulation 22).

Copies of the British Standard Specification referred to in Regulation 17 of the United Kingdom Regulations may be obtained from any of the sales outlets operated by the British Standards Institution (BSI) or by post from the BSI at Linford Wood, Milton Keynes, MK14 6LE, England.