

Statutory Instrument No. 121 of 1974

CONTROL OF GOODS ACT, 1973
(23 of 1973)

CONTROL OF GOODS (MARKING OF GOODS) REGULATIONS, 1974

(Published on the 13th September, 1974)

IN EXERCISE of the powers conferred by section 3 (1) of the Control of Goods Act, 1973, the Minister of Commerce and Industry hereby makes the following Regulations—

1. These Regulations may be cited as the Control of Goods (Marking of Goods) Regulations, 1974, and shall come into operation on 1st October, 1974. Citation and commencement

2. In these Regulations, unless the context otherwise requires — Interpretation
“premises” includes any display-window, shop-window or show case;
“prescribed details” means the details required by regulation 3 to be displayed in respect of any goods.

3. (1) No person shall offer for sale by retail on any premises any goods unless such goods have clearly marked thereon or in a position to be clearly visible to prospective purchasers — Marking of goods

- (a) the cash price of such goods; and
- (b) the quantity of goods to which such price relates,

in the manner prescribed by these Regulations.

(2) In the prescribed details the abbreviations specified in the second column of the Schedule may be used in place of the words respectively specified in the first column of the said Schedule.

4. Where goods are offered for sale pre-packed or as individual items, each such pre-packed article or individual item shall be marked with the prescribed details in characters not less than 5 mm. in height and, except in the case of the figure “1”, 2 mm. wide: Goods sold pre-packed or individually

Provided that where goods are of such a nature that, for reasons of —

- (i) weight;
- (ii) size or bulk;
- (iii) hygiene; or
- (iv) security,

they cannot be so marked or cannot be handled by a prospective customer, the prescribed details may be displayed in such a way as to be clearly identifiable with such goods and in characters of not less than 10 mm. in height and, except in the case of the figure “1”, 4 mm. wide.

5. Where goods are offered for sale from bulk and in accordance with a purchaser's requirements as to weight, measure or number, the prescribed details shall be displayed in such manner as to be clearly identifiable with such goods and in characters of not less than 10 mm. in height and, except in the case of the figure “1”, 4 mm. wide. Goods sold in bulk

6. Where goods are offered for sale on hire-purchase terms or by way of credit-sale or on any other terms as to deferred payment the following details shall be displayed in addition to the prescribed details and in characters of similar size — Goods sold on hire-purchase

- (a) the amount of any deposit;
 - (b) the amount of each instalment;
 - (c) the frequency of instalments;
 - (d) the total number of instalments; and
 - (e) the total amount to be paid by way of deposit and instalments.
- Discounts** **7.** Where goods are offered for sale at a discount whether for prompt payment, bulk purchase, for a limited time or for any other reason, details of the amount to be purchased or the date of termination of such limited time, as the case may be, shall be displayed with the prescribed details and in characters of similar size.
- Goods to be sold at lower price** **8.** Where goods are offered for sale at a price lower than that previously displayed, the prescribed details of such former price shall be cancelled or obliterated and shall not be restored, and the prescribed details of such lower price shall be displayed.
- Prescribed details not to be altered** **9.** Except in the case of a genuine mistake or with the approval of an authorized officer appointed under the Control of Goods (Authorized Officers) Regulations, 1974, no person shall alter any of the prescribed details in respect of any goods when such have been displayed if the result of such alteration would be either —
- (a) to increase the price of such goods; or
 - (b) to reduce the quantity to which the price relates.
- Prescribed details not to be removed**
Markings to be in ink, etc. **10.** Except at the request of a purchaser and only after a sale has been concluded, no person shall remove the prescribed details from any goods.
- 11.** The prescribed details shall be marked in non-toxic ink, paint or other indelible substance and, subject to the proviso to regulation 4 and to regulation 5, only be printed —
- (a) on the goods themselves;
 - (b) on a label securely affixed thereto; or
 - (c) on any container, package or wrapping material in which the goods are contained, packed or wrapped and offered for sale.
- Offences** **12.** Any person who contravenes any of the provisions of these Regulations shall be guilty of an offence.

SCHEDULE

(reg. 3 (2))

<i>Word</i>	<i>Abbreviation</i>
rand	R
cent	c.
each	ea.
pair	pr.
dozen	doz.
half-dozen	$\frac{1}{2}$ doz.

MADE this 3rd day of September, 1974.

R.N. MANNATHOKO,
Permanent Secretary,
Ministry of Commerce and Industry.