

L.N. 197 of 2008

**METROLOGY ACT
(CAP. 454)**

Nominal Quantities for Prepacked Products Regulations, 2008

IN exercise of the powers conferred by regulation 19 of the Metrology Act, the Malta Standards Authority has made the following regulations:-

1. (1) The title of these regulations is Nominal Quantities for Prepacked Products Regulations, 2008. Citation, scope and commencement.

(2) The present regulations implement the requirements of Directive 2007/45/EC of the European Parliament and of the Council of 5th September 2007 laying down rules on nominal quantities for prepacked products.

(3) These regulations shall come into force on 11th April, 2009.

2. (1) This regulation lays down rules on the nominal quantities for products put up in prepackages. It shall apply to prepacked products and prepackages, as defined in regulation 2 of the Make-Up by Weight or by Volume of Certain Prepackaged Products Regulations, 2002. Scope.
L.N. 417 of 2002.

(2) These regulations shall not apply to the products listed in Schedule I hereto which are sold in duty-free shops for consumption outside the European Union.

3. Save as otherwise provided for in regulation 4, no refusal, prohibition or restriction in the Maltese territory of prepacked products on grounds relating to the nominal quantities of package shall be made. Free movement of goods.

4. (1) Products listed in section 2 of Schedule I and put in prepackages in the intervals listed in section 1 shall only be placed on the market if they are prepacked in the nominal quantities listed in section 1 of the Schedule. Placing on the market and free movement of certain products.

(2) Aerosol dispensers shall indicate the nominal total capacity of the container. The indication shall be such as not to create confusion with the nominal volume of the contents.

L.N. 145 of 2002. (3) By way of derogation from regulation 5.2 of the Aerosol Dispensers Regulations, 2002, products which are sold in aerosol dispensers need not be marked with the nominal weight of their contents.

Multipacks and prepackages made up of individual packages which are not intended to be sold individually.

5. (1) For the purposes of regulation 4 (1), where two or more individual prepackages make up a multipack, the nominal quantities listed in section 1 of the Schedule shall apply to each individual prepackage.

(2) Where a prepackage is made up of two or more individual packages which are not intended to be sold individually, the nominal quantities listed in section 1 of the Schedule shall apply to the prepackage.

Repeals L.N. 415 of 2002 and L.N.418 of 2002.

6. (1) The Prepackaged Liquid Products Regulations, 2002 are hereby repealed.

(2) The Ranges of Nominal Quantities and Capacities Permitted for Certain Prepackaged Products Regulations, 2002 are hereby repealed.

SCHEDULE I

RANGE OF NOMINAL QUANTITIES OF CONTENTS OF PREPACKAGES

Section 1. Products sold by volume (quantity in ml)

Still wine	On the interval from 100 ml to 1 500 ml only the following 8 nominal quantities: ml: 100 — 187 — 250 — 375 — 500 — 750 — 1 000 — 1 500
Yellow wine	On the interval from 100 ml to 1 500 ml only the following nominal quantity: ml: 620
Sparkling wine	On the interval from 125 ml to 1 500 ml only the following 5 nominal quantities: ml: 125 — 200 — 375 — 750 — 1 500
Liqueur wine	On the interval from 100 ml to 1 500 ml only the following 7 nominal quantities: ml: 100 — 200 — 375 — 500 — 750 — 1 000 — 1 500
Aromatised wine	On the interval from 100 ml to 1 500 ml only the following 7 nominal quantities: ml: 100 — 200 — 375 — 500 — 750 — 1 000 — 1 500
Spirit drinks	On the interval from 100 ml to 2 000 ml only the following 9 nominal quantities: ml: 100 — 200 — 350 — 500 — 700 — 1 000 — 1 500 — 1 750 — 2 000

Section 2. Product definitions

Still wine	Wine as defined in Article 1(2)(b) of Council Regulation (EC) No 1493/1999 of 17 May 1999 on the common organisation of the market in wine (1) (CN code ex 2204).
Yellow wine	Wine as defined in Article 1(2)(b) of Regulation (EC) No 1493/1999 (CN code ex 2204) with the designation of origin: 'Côtes du Jura', 'Arbois', 'L'Etoile' and 'Château-Chalon' in bottles as defined in Annex I, point 3 of Commission Regulation (EC) No 753/2002 of 29 April 2002 laying down certain rules for applying Council Regulation (EC) No 1493/1999 as regards the description, designation, presentation and protection of certain wine sector products (2).
Sparkling wine	Wine as defined in Article 1(2)(b) and in Annex I, points 15, 16, 17 and 18 of Regulation (EC) No 1493/1999 (CN code 2204 10).
Liqueur wine	Wine as defined in Article 1(2)(b) and in Annex I, point 14 of Regulation (EC) No 1493/1999 (CN code 2204 21 — 2204 29).
Aromatised wine	Aromatised wine as defined in Article 2(1)(a) of Council Regulation (EEC) No 1601/91 of 10 June 1991 laying down general rules on the definition, description and presentation of aromatised wines, aromatised wine-based drinks and aromatised wine-product cocktails (3) (CN code 2205).
Spirit drinks	Spirit drinks as defined in Article 1(2) of Council Regulation (EEC) No 1576/89 of 29 May 1989 laying down general rules on the definition, description and presentation of spirit drinks (4) (CN code 2208).

