



MILK PRICES ORDER 2020

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Statutory Document No. 2020/0189

*Agricultural Marketing (No. 2) Act 1948***MILK PRICES ORDER 2020¹**

<i>Made:</i>	<i>9 September 2020</i>
<i>Laid before Tynwald:</i>	<i>21 October 2020</i>
<i>Coming into Operation:</i>	<i>1 October 2020</i>

The Department of Environment, Food and Agriculture makes the following Order under section 1 of the Agricultural Marketing (No. 2) Act 1948.

1 Title

This Order is the Milk Prices Order 2020.

2 Commencement

This Order comes into operation on 1 October 2020.

3 Interpretation

In this Order: —

“**authorised milk vendor**” means a person or business (other than a producer retailer) whom the Isle of Man Milk Marketing Association has authorised to sell milk for resale in its original container by retail sale, semi-retail sale or wholesale sale;

“**Isle of Man Creamery Limited**” means the body corporate of that name incorporated under the Companies Acts 1931 to 2004;

“**Isle of Man Milk Marketing Association**” means Isle of Man Milk Marketing Association Limited and Isle of Man Creamery Limited;

“**Isle of Man Milk Marketing Association Limited**” means the body corporate of that name incorporated under the Companies Acts 1931 to 2004 and includes its successor and assigns;

“**milk**” means liquid cow’s milk produced in the Island and includes whole milk, semi-skimmed milk and skimmed milk;

“**ml**” means millilitres;

“**producer retailer**” means a person or entity currently holding a valid retail licence in accordance with article 11 of the Isle of Man Scheme for

Regulating the Marketing of Milk under the Agricultural Marketing Acts 1934 to 2006¹;

“**registered producer**” means a person or entity entered on the register of producers in accordance with the Isle of Man Scheme for Regulating the Marketing of Milk under the Agricultural Marketing Acts 1934 to 2006²;

“**retail sale**” means a sale of milk by an authorised milk vendor to a private householder, office or other premises where milk is used for consumption, excluding any sale of milk categorised within the definitions of semi-retail sale or wholesale sale;

“**school**” has the meaning given in section 59 (interpretation) of the Education Act 2001;

“**sale**” includes the supply of milk (otherwise than on sale) in the course of a business transaction;

“**sales incentive scheme**” means a scheme made under the —

- (a) Agricultural Marketing Acts, 1934 to 1955 and the Agricultural Marketing (Amendment) Act 2006; or
- (b) Financial Provisions and Currency Act 2001,

to support the sale of milk at a price less than that specified in this Order for the purpose of promoting the future the sale milk;

“**semi-retail sale**” means the sale of milk by an authorised milk vendor other than by wholesale sale or retail sale and —

- (a) includes, subject to paragraph (b), the sale of milk to catering establishments, such as—
 - (i) restaurants;
 - (ii) clubs;
 - (iii) hotels;
 - (iv) boarding houses;
 - (v) public houses; and
 - (vi) schools;
- (b) does not include the sale of bulk supplies of milk in containers of a maximum capacity less than 500 ml;

“**wholesale sale**” means the sale of milk by the Isle of Man Milk Marketing Association or an authorised milk vendor to an authorised milk vendor for subsequent retail sale or semi-retail sale but does not include the sale of milk by a registered producer to the Isle of Man Milk Marketing Association.

¹ SD 718/07

² SD 718/07

4 Application of this Order

- (1) Subject to paragraph (2), a person must not sell milk by retail sale, semi-retail sale or wholesale sale otherwise than in accordance with the provisions of this Order.
- (2) This Order does not apply to —
 - (a) any contract for the sale of milk to a school;
 - (b) any contract for the sale of milk to the Isle of Man Prison; or
 - (c) the sale of milk as part of a sales incentive scheme.

5 Prices of milk

- (1) Part 1 of the Schedule prescribes the prices of milk as from the date specified in the relevant table or tables in that Part for —
 - (a) retail sale;
 - (b) sale in a school;
 - (c) semi-retail sale;
 - (d) wholesale sale; and
 - (e) wholesale sale from Isle of Man Creamery Limited to a producer retailer,

by reference to any combination of the type of milk, the type of container, the size of container or the sales volume band.

- (2) Part 2 of the Schedule prescribes the sales volume bands for semi-retail sale and wholesale sale.
- (3) A sales volume band is determined by reference to the total combined purchases per week of all types of milk which are purchased —
 - (a) from the same seller;
 - (b) in unit sizes of over 250ml but less than 8 pints;
 - (c) for subsequent semi-retail sale or wholesale sale or a combination of such sales,

and such reference includes reference to purchases by a producer retailer from Isle of Man Creamery Limited satisfying the criteria in this paragraph.

6 Revocation

The Milk Prices Order 2018³ is revoked.

³ SD No. 2018/0230

MADE 9 SEPTEMBER 2020



SCHEDULE

Article 5

PART 1

PRICES OF MILK

1 Retail sale

Delivered to the premises of the buyer or collected by the buyer in containers provided by the seller	Price from 1 October 2020		
	Containers denominated in ml	Containers denominated in pints	Per 100ml
Imperial measures of any volume		65p per pint	11.4p
Metric measures up to and including 250ml, excluding sales in schools	Minimum 35p per 200ml		Minimum 17.5p
Metric measures over 250ml but less than 1000ml	60p per 500ml		12.0p
Metric measures of 1,000ml and above	£1.05 per litre		10.5p

2 Sale in school

	Price	
	Containers denominated in ml	Per 100 ml
Metric measures up to and including 250ml – from 1 October 2020 to 31 December 2020	19p per 200ml	9.5p
Metric measures up to and including 250ml – from 1 January 2021	21p per 200ml	10.5p

3 Semi-retail sale

In imperial containers of less than 8 pints			
Purchases per week from the same seller	Price (pence per pint) from 1 October 2020		
	Whole	Semi- skimmed	Skimmed
Band 1	61.2	60.3	59.2

In imperial containers of less than 8 pints			
	Price (pence per pint) from 1 October 2020		
Band 2	60.9	60.1	58.9
Band 3	60.7	60.0	58.8
Band 4	60.2	59.4	58.4
Band 5	59.9	58.8	58.1
Band 6	58.8	58.3	57.0
Band 7	58.3	57.5	56.3
Band 8	57.0	56.4	55.5
Band 9	56.2	55.1	54.2

In metric containers over 250 ml but less than 1,000 ml			
	Price (pence per 500 ml) from 1 October 2020		
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Band 1	56.5	55.7	54.7
Band 2	56.2	55.5	54.4
Band 3	56.0	55.4	54.3
Band 4	55.6	54.8	53.9
Band 5	55.3	54.3	53.6
Band 6	54.3	53.8	52.6
Band 7	53.8	53.1	52.0
Band 8	52.6	52.1	51.2
Band 9	51.9	50.9	50.0

In metric containers of 1,000 ml and above			
	Price (pence per 1,000 ml) from 1 October 2020		
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Band 1	98.9	97.4	95.6
Band 2	98.4	97.1	95.2
Band 3	98.0	96.9	95.0
Band 4	97.3	95.9	94.3
Band 5	96.8	95.0	93.8
Band 6	95.0	94.2	92.1
Band 7	94.2	92.9	91.0
Band 8	92.1	91.1	89.6
Band 9	90.8	89.0	87.5

In rigid containers of 8 pint capacity or more			
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Maximum price (pence per	65.0	65.0	65.0

pint) - from 1 October 2020			
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In metric pouches of 1,000 ml and above			
	Price (pence per litre) from 1 October 2020		
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Band 1.	98.9	97.4	95.6
Band 2 and above. (Maximum price)	105.0	105.0	105.0

4 Wholesale sale

In imperial containers			
	Price (pence per pint) from 1 October 2020		
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Band 1	58.8	58.2	56.9
Band 2	58.6	57.9	56.7
Band 3	58.4	57.6	56.4
Band 4	58.1	57.0	56.0
Band 5	57.5	56.6	55.6
Band 6	56.6	55.8	54.7
Band 7	55.8	54.8	54.0
Band 8	54.7	54.0	52.7
Band 9	53.6	52.5	51.8

In metric containers up to and including 250 ml			
	Price (pence per 200 ml) from 1 October 2020		
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Up to 400 litres	31.1	30.7	30.3
Over 400 and up to 600 litres	30.1	29.6	29.2
Over 600 litres	29.0	28.6	28.1

In rigid metric containers over 250 ml but less than 1,000 ml			
	Price (pence per 500 ml) from 1 October 2020		
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Band 1	54.3	53.7	52.5
Band 2	54.1	53.5	52.3
Band 3	53.9	53.2	52.1
Band 4	53.6	52.6	51.7

In rigid metric containers over 250 ml but less than 1,000 ml			
	Price (pence per 500 ml) from 1 October 2020		
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Band 5	53.1	52.3	51.3
Band 6	52.3	51.5	50.5
Band 7	51.5	50.6	49.9
Band 8	50.5	49.9	48.7
Band 9	49.5	48.5	47.8

In rigid metric containers of 1,000 ml and above			
	Price (pence per 1,000 ml) from 1 October 2020		
Purchases per week from the same seller	Whole	Semi- skimmed	Skimmed
Band 1	95.0	94.0	91.9
Band 2	94.6	93.6	91.5
Band 3	94.3	93.1	91.1
Band 4	93.8	92.1	90.5
Band 5	92.9	91.4	89.8
Band 6	91.4	90.1	88.4
Band 7	90.1	88.5	87.2
Band 8	88.4	87.2	85.1
Band 9	86.6	84.8	83.7

5 Wholesale sale from Isle of Man Creamery Limited to a producer retailer

Combined purchases of all milk in unit sizes over 250 ml but less than 8 pints			
	Price (percentage of retail price) from 1 October 2020		
Purchases per week	Whole	Semi- skimmed	Skimmed
Band 1	88%	87%	86%
Band 2 to Band 8	81%	80%	79%

PART 2

SALES VOLUME BANDS FOR SEMI-RETAIL SALE AND WHOLESALE SALE

	Pints	
	Lower limit	Upper limit
Band 1	0	400
Band 2	401	800
Band 3	801	2,000
Band 4	2,001	5,000
Band 5	5,001	10,000
Band 6	10,001	20,000
Band 7	20,001	35,000
Band 8	35,001	60,000
Band 9	60,001	

ENDNOTES

Table of Endnote References

¹ The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.