

Lovens tittel:

Lov om merking av forbruksvarer

Lovhjemmelens dato og nummer:

18. desember 1981 nr. 90

Lovens fulle tittel og evt. korttittel på engelsk:

Act relating to the Labelling of Consumer Goods

Opplysninger om når loven sist ble endret: .

Dato for oversettelsen:

Desember 1994

Institusjonen som er ansvarlig for oversettelsen:

Oversatt av Peter Bilton

Eventuelle bemerkninger:

1981
Dec.
18
nr. 90

Act no. 90 of 18 December 1981 relating to the Labelling of Consumer Goods

Cf. the earlier Act of 24 May 1968.

§ 1. Purpose

The purpose of the present Act is to provide consumers with the best possible conditions for their assessment and choice of consumer goods.

§ 2.1) Scope of the Act

The Act covers goods sold or intended for sale in this country principally for the personal use of the buyer or his family, household, or circle of acquaintance (consumer goods).

In cases of doubt, the Ministry shall decide whether goods are covered by the Act.

- 1) Amended by Act no. 3 of 15 January 1988.

§ 3.1) Labelling

For certain kinds, groups or types of consumer goods, the King can issue regulations²⁾ requiring the goods or their packaging to be supplied with a label stating:

- a. the name and address of the manufacturer, importer and/or packager of the goods, and/or the name and address of the person on whose account this was done,
- b. the compositions, weight, measurements, volume, size, or number of the goods or similar information,
- c. other characteristics which are not immediately apparent from the goods themselves, but are of significance to the consumer's assessment of the quality and suitability for use of the goods.
- d. the country of origin of the goods.

If it is not practicable or to the purpose to label the goods themselves or their packaging, labelling of the goods in some other suitable way can be decided on.

- 1) Amended by Act no. 3 of 15 January 1988.
- 2) Regulation no. 3 of 25 July 1975 on textile care labelling of new garments made of textile products and bedding etc., and Regulation no. 4 of 25 July 1975 on fibre labelling of textile products; see the second paragraph of § 8 of the present Act. - See Regulation no. 1748 of 17 December 1982 stating that the Ministry of Health and Social Affairs shall administer regulations relating to prepackaged foods; such Regulations, no. 1917 of 25 September 1986, were issued by the Directorate of Health.

§ 3a.1) Information in connection with mail order sales and the like

The King can lay down that information as mentioned in § 3 shall be given in offers, catalogues, advertisements and other written marketing material in which the goods are offered for sale, on the assumption that the consumer enters

into a contract or makes an order without having seen the goods.

- 1) Added by Act no. 3 of 15 January 1988.

§ 4.1) Prohibition

It is prohibited²⁾ to import, manufacture, sell or offer for sale goods which are not labelled in accordance with regulations³⁾ issued with authority in the Act, or the labelling of which contains incorrect information about the goods.

Incorrect information must not be given when labelling or for use when labelling goods covered by regulations³⁾ as mentioned in § 3. The same applies to marketing covered by regulations according to § 3a.

If incorrect information has been given in connection with labelling according to these regulations, the goods must not be offered for sale.

- 1) Amended by Act no. 3 of 15 January 1988.
- 2) See § 7.
- 3) See note 2 to § 3.

§ 5.1) Control

The King shall decide who shall control that the provisions in the present Act and provisions issued with authority in the present Act are complied with.

The authorities made responsible for such control shall have access to any premises where goods the labelling of which is required according to regulations issued pursuant to § 3 2) are manufactured, stored, transported or traded. They are entitled to take samples for examination and can demand whatever information is necessary for the implementation of the control.

The Ministry concerned can issue instructions for control activities and their practical implementation.

- 1) Amended by Act no. 21 of 16 May 1986 (in force from 1 October 1986).
- 2) Cf. § 326 of the Penal Code.

§ 6. Advisory committee

The King shall appoint a committee with representatives of the consumers, and the private, research and public sectors. The committee shall advise the Ministry concerned on matters relating to the carrying into effect of the present Act.

The King shall issue more detailed regulations governing the work of the committee.

§ 7. Penalties

The deliberate or negligent violation of the provisions in the present Act or in regulations issued with authority in the Act is punishable by fines.¹⁾

- 1) Cf. § 27 of the Penal Code.

§ 8. Entry into force

The present Act enters into force immediately.

Regulations issued by Royal Decree of 25 July 1975 1) pursuant to the Act of 24 May 1968 relating to the Labelling of Consumer Goods, which remained in force pursuant to Act no. 60 of 12 June 1981 relating to Amendments to Act no. 47 of 16 June 1972 relating to control of marketing and contract terms and conditions, shall remain in force in pursuance of the present Act.

1) See note 2 to § 3.

Regulations issued by the Ministry of Children and Family Affairs pursuant to § 3.

1972-03-03 9893	Regulations on the labelling of shoes
1975-07-25 3	Regulations on the textile care labelling of new garments made of textile products and bed linen etc. Amended by the Act of 4 September 1981 and Act no. 530 of 2 August 1991.
1975-07-25 4	Regulations on the fibre labelling of textile products. Amended by Regulations no. 2331 of 15 December 1985 and no. 531 of 2 August 1991 with effect from 1 August 1992.
1982-12-17 1748	Decision to transfer the administration of regulations relating to the labelling of prepackaged foods.
1984-03-26 810	Regulations relating to the labelling of leather goods, textile products and clothing.