STATUTORY INSTRUMENTS

1967 No. 1355

AGRICULTURE

AGRICULTURAL GRANTS, GOODS AND SERVICES

Agricultural and Horticultural Co-operation (Repeal of Enactments) Order 1967

Made - - - 12th September 1967

The Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly in exercise of the powers conferred on them by section 61(8) of the Agriculture Act 1967(**a**) and of all other powers enabling them in that behalf, hereby make the following order:—

1.—(1) This order may be cited as the Agricultural and Horticultural Co-operation (Repeal of Enactments) Order 1967.

(2) The Interpretation Act 1889(**b**) shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

2. Except as hereinafter provided, the date from which—

(*a*) sections 1(2) (as amended by section 5 of the Agriculture and Horticulture Act 1964(**c**)) and 4 of the Horticulture Act 1960(**d**),

(*b*) sections 6 and 7 of the Agriculture (Miscellaneous Provisions) Act 1963(**e**) and in section 9(1) of that Act the words "or for the formation of bodies carrying on agricultural or horticultural producers' marketing businesses", and

(*c*) section 4 of the Agriculture and Horticulture Act 1964,

shall cease to have effect, by virtue of section 61(8) of the Agriculture Act 1967, shall be 3rd October 1967:

Provided that the said enactments and—

(i) any scheme made, and in force immediately before the said date, under section 1 of the Horticulture Act 1960, so far as it relates to the making of grants to persons carrying on horticultural producers' marketing businesses, and

(ii) any scheme made, and in force as aforesaid, under section 9 of the Agriculture (Miscellaneous Provisions) Act 1963, so far as it relates to the making of grants towards the cost of carrying out proposals for the formation of bodies carrying on agricultural or horticultural producers' marketing businesses,

shall continue to have effect in relation to any proposal or programme, as the case may be, in respect of which an application for approval has been submitted in accordance with the relevant enactment or scheme before the said date.

(a) 1967 c.22. (b) 1889 c.63. (c) 1964 c.28. (d) 1960 c.22. (e) 1963 c.11.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 8th September 1967.

(L.S.)

Frederick Peart,
Minister of Agriculture,
Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland on 12th September 1967.

(L.S.)

William Ross,
Secretary of State for Scotland.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 61(8) of the Agriculture Act 1967 provides that the enactments listed in article 2 of this order shall cease to have effect from such date as may be specified in an order to be made by statutory instrument. This order specifies that date as 3rd October 1967 and consequently the following enactments will, subject to the saving mentioned below, cease to have effect from that date, namely:—section 1(2) of the Horticulture Act 1960, as amended by section 5 of the Agriculture and Horticulture Act 1964 (which authorises payment of grants for improvements by horticultural marketing co-operatives and for co-operative wholesale markets); section 4 of the 1960 Act (which provides for payment of grants to bodies promoting or developing co-operation in horticultural marketing); sections 6 and 7 of the Agriculture (Miscellaneous Provisions) Act 1963 (which provide for payment of grants for certain buildings used by farmers' machinery syndicates); section 9 of the 1963 Act, so far as it authorises payment of grants for the formation of agricultural or horticultural marketing co-operatives; and section 4 of the Agriculture and Horticulture Act 1964 (which provides for payment of grants towards the expansion, increased efficiency or initial operation of horticultural marketing co-operatives).

The order includes a saving to provide that, in so far as applications for approval of proposals or programmes have been submitted before the specified date, grant will continue to be payable after that date under the enactments listed in article 2 and under the relevant parts of dependent schemes.

Statutory authority to pay grants comparable to those referred to above is now included in section 61 of the Agriculture Act 1967.