STATUTORY INSTRUMENTS

1977 No. 846

AGRICULTURE

AGRICULTURAL GRANTS, GOODS AND SERVICES

The Agricultural and Horticultural Co-operation (Variation) Scheme 1977

Laid before Parliament in draft

Made - - - - 12*th May* 1977

Coming into Operation 15*th May* 1977

The Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales, acting jointly in exercise of the powers conferred on them by sections 61 and 62 of the Agriculture Act 1967**(a)**, as read with the Transfer of Functions (Wales) Order 1969**(b)**, and of all other powers enabling them in that behalf, with the approval of the Treasury, hereby make the following Scheme a draft whereof has been laid before Parliament and approved by a resolution of each House of Parliament:—

Citation, commencement and interpretation

1.—(1) This Scheme, which applies throughout the United Kingdom, may be cited as the Agricultural and Horticultural Co-operation (Variation) Scheme 1977 and shall come into operation on 15th May 1977.

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

Amendment of the principal scheme

2. The Agricultural and Horticultural Co-operation Scheme 1971**(d)** shall be varied as follows:—

(*a*) by substituting in paragraph 4(2) thereof for the words "With the exception of any case falling within sub-paragraph (3) of this paragraph" the words "With the exception of any case falling within sub-paragraph (3) or (3A) of this paragraph";

(*b*) by inserting immediately after sub-paragraph (3) of paragraph 4 thereof the following sub-paragraph:—

(a) 1967 c. 22.
(b) S.I. 1969/388 (1969 I, p. 1070).
(c) 1889 c. 63.
(d) S.I. 1971/415 (1971 I, p. 1232).

"(3A) The amount of any grant in respect of any approved proposal (being a proposal in respect of which the application for approval is made to the Council on or after 15th May 1977) shall not insofar as such grant relates to expenditure reasonably incurred by the applicant—

(*a*) in respect of the provision for horticultural purposes of any facility, or the carrying out of any work, or any part thereof, of a kind specified in Schedule 1 to the Horticulture Capital Grant Scheme 1973**(a)** as for the time being varied **(b)**, exceed such an amount as would have been payable under that Scheme as so varied if the approved proposal had qualified for grant thereunder;

(*b*) in respect of the provision, for agricultural (other than horticultural) purposes, of any facility or the carrying out of any work, or any part thereof, of a kind specified in Schedule 3 to the Farm Capital Grant Scheme 1973**(c)** as for the time being varied **(d)** exceed such an amount as would have been payable under that Scheme as so varied if the approved proposal had qualified for grant thereunder.".

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 4th May 1977.

(L.S.)

John Silkin,
Minister of Agriculture, Fisheries and Food.

9th May 1977.

Bruce Millan,
Secretary of State for Scotland.

10th May 1977.

John Morris,
Secretary of State for Wales.

We approve.

12th May 1977.

Donald R. Coleman,

David Stoddart,
Two of the Lords Commissioners of Her Majesty's Treasury.

(a) S.I. 1973/1945 (1973 III, p. 6697).

(b) Currently varied by S.I. 1976/761 (1976 II, p. 1986).

(c) S.I. 1973/1965 (1973 III, p. 6817).

(d) Currently varied by S.I. 1976/547, 1870 (1976 I, p. 1620; III, p. 5025).

EXPLANATORY NOTE

(This Note is not part of the Scheme.)

This Scheme varies paragraph 4 of the Agricultural and Horticultural Co-operation Scheme 1971 so as to relate the maximum amount of grant payable for works and facilities in respect of applications made on or after 15th May 1977 to that available for similar works and facilities under the Farm Capital Grant Scheme 1973 and the Horticulture Capital Grant Scheme 1973.

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