behalf and after consultation with the Ministry of Finance, hereby makes the following Regulations:—

1.—(1) These Regulations may be cited as the "Training College Teachers (Salaries and Allowances) (Amendment) Regulations (Northern Ireland), 1961."

(2) These Regulations shall have effect from 1st September, 1961.

(3) The existing Regulations hereby amended are the Training College Teachers (Salaries and Allowances) Regulations (Northern Ireland), 1959(**a**).

2. For the definition of the terms "training colleges" in Regulation 2 of the existing Regulations there shall be substituted the following definition:—

"training college" means a college for the training of teachers conducted by or on behalf of the Ministry; or a voluntary college in receipt of grants from the Ministry under the Training Colleges (Grant Conditions) Regulations(**b**).

Sealed with the Official Seal of the Ministry of Education for Northern Ireland this 21st day of August, nineteen hundred and sixty-one, in the presence of

(L.S.) *A. C. Williams,*
Secretary.

EXPLANATORY NOTE

(This note is not part of the Regulations but is intended to indicate their general purport.)

This amendment makes possible the recognition of St. Joseph's Training College, Belfast, as a separate College for the purpose of the Training College Teachers (Salaries and Allowances) Regulations (Northern Ireland), 1959.

1961. No. 185 **[C]**

AGRICULTURE

Agricultural Development

SCHEME, DATED 11TH SEPTEMBER, 1961, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 6 OF THE AGRICULTURE ACT (NORTHERN IRELAND), 1949(**c**).

The Ministry of Agriculture in exercise of the powers conferred on it by sub-section (1) of section 6 of the Agriculture Act (Northern Ireland), 1949, and of every other power enabling it in that behalf and with the approval of the Ministry of Finance, hereby makes the following Scheme:—

(**a**) S.R. & O. (N.I.) 1959, No. 161.
(**b**) S.R. & O. (N.I.) 1956, No. 9.
(**c**) 1949, c. 2.

Short Title and Commencement

1. This Scheme may be cited as the Agricultural Development Scheme, 1961, and shall come into operation on the 2nd October, 1961.

Definitions

2. In this Scheme, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

"the Act" means the Agriculture Act (Northern Ireland), 1949;

"agricultural buildings" mean any permanent buildings necessary to the efficient farming of the agricultural land on which they are sited, or to be sited, or with which they are associated, but shall not include dwelling houses;

"agricultural land" shall have the same meaning as in the Agriculture Act (Northern Ireland), 1949;

"approved cost" means the cost of the work as approved by the Ministry for the purpose of making a grant;

"the Ministry" means the Ministry of Agriculture;

"occupier" means a person who is in occupation of any land under an estate or interest not less than a term of one calendar year;

"promoter" means the person who is responsible for carrying out work approved under this Scheme.

Applications for Grant

3. Subject to the provisions of this Scheme, the Ministry may make payments by way of grants towards the cost of carrying out on agricultural land such works as are specified in the First, Second and Third Schedules hereto.

4. Applications for assistance towards the cost of carrying out any of the works specified in the First Schedule hereto will only be accepted from persons who are the owners or occupiers of the holdings in respect of which application is made.

5. Any person submitting an application in respect of works referred to in the First Schedule shall do so on a form to be supplied by the Ministry, and before commencing any work shall obtain the approval, in writing, of the Ministry for the carrying out of the work:

Provided that in the case of work of an urgent nature provisional approval may be obtained from the County Agricultural Executive Officer, but any approval so given must be confirmed in writing by the Ministry before the work is eligible for a grant.

PART I

LAND IMPROVEMENT

6. Except as provided hereto and in the next succeeding paragraph the grant for work carried out under Part I of the First Schedule shall be at the rate of 50 per cent. of the approved cost of the labour and materials required for the completion of the work to the satisfaction of the Ministry:

Provided that—

(i) the approved cost may be determined in accordance with such standard rates as may be fixed from time to time by the Ministry, and

(ii) no application for grant shall be approved by the Ministry if the estimated cost of the proposed work is less than £30.

7. Notwithstanding anything contained in the immediate preceding paragraph the Ministry may

(i) in respect of land mole drained pay grant at the rate of 50 per cent. of the approved cost, including the piping of the mains and/or outlets of the mole drains and such other work as, in the opinion of the Ministry, is necessary to enable the mole drains to function properly:

Provided that the minimum area which shall qualify for such grant shall not be less than two statute acres, and that land in respect of which a grant for mole drainage has been paid will not again be eligible for a grant for mole drainage until a period of at least five years has elapsed; and

(ii) in respect of the construction or reconstruction of flax and catch dams pay grant at a rate which shall not exceed 75 per cent. of the approved cost, subject to the estimated cost of the work being not less than £10.

PART II

WATER SUPPLIES

8. Applications for grant for work under Part II of the First Schedule will only be approved for the supply of water, to agricultural land and agricultural buildings and, where water of suitable purity for domestic use is available, as an extension to dwelling houses occupied as farm houses or by agricultural workers.

9. The Ministry may withhold approval of any application under this Part of this Scheme where it is of opinion that the proposed source of supply is unsuitable or inadequate for the requirements of the farm, or the cost of the proposed work is unreasonably high in relation to the benefits likely to be derived in the more efficient working of the farm.

10. Assistance towards the cost of any work for the supply of water from a private source will not normally be approved where a supply from a public main is available, or where it appears probable that a public supply will be obtainable within a reasonable period.

11. Except as provided hereto the grant for work carried out under this Part of this Scheme shall be at the rate of 50 per cent. of the approved cost of the labour and materials required for the completion of the works to the satisfaction of the Ministry:

Provided that

(i) the approved cost may be determined in accordance with such standard rates as may be fixed from time to time by the Ministry, and

(ii) no application for grant shall be approved by the Ministry if the estimated cost of the proposed work is less than £40.

GENERAL

12. The Ministry may require applicants for assistance under this Scheme to submit competitive tenders for the carrying out of any work.

13. Before approving of any application for a grant under this Scheme the Ministry will require to be satisfied that the work is sufficient in scope to ensure that full benefit will be obtained from the capital outlay.

14. In the consideration of any application for assistance under this Scheme the Ministry shall have regard to whether the cost of the work is economic in relation to the size of the holding and the kind of farming practised in the locality.

15. The Ministry may make such inspections as it considers necessary to ensure that the work is carried out to its satisfaction, and the promoter shall afford to any duly authorised officers of the Ministry such facilities and help as may be required in carrying out such inspections.

16. The promoter shall be responsible for carrying out any works approved under this Scheme, for insuring against all risks of injury, damage or loss arising out of the work, for obtaining all such consents, agreements and wayleaves as are necessary to enable the work to be done, and for complying with the requirements of any enactments or bye-laws affecting the work to be done.

17. The Ministry will consider a joint application by two or more persons for the carrying out of work for the benefit of their respective holdings, provided that the Ministry shall require the agreement in such form as it may specify, of the several parties to the proposed work and of such other persons as have an interest in any of the lands affected by the proposed work.

18. The Ministry will, as a condition of any approval for works to be done under this Scheme, require the promoter to give an undertaking to maintain the works in good order, and, should the promoter fail so to maintain the works to its satisfaction, the Ministry may require him to refund in whole or in part the amount paid as grant.

19. The Ministry may require promoters of works under this Scheme to keep and to produce for inspection such records and properly receipted vouchers and such other information as it may consider necessary.

20. In any case in which the Ministry has paid a grant for completed works and a further application is received having for its purpose the extension to, or the improvement of such works, the Ministry may in so far as it thinks it reasonable to do so, take into account the amount paid in grant in respect of the previous work.

21. The Ministry may cancel any approval, or reduce, or withhold in whole or in part a grant in any case in which the work has not been carried out in accordance with the terms of the approval, or where the work has not been fully or satisfactorily completed within a reasonable time:

Provided that any such cancellation of approval shall not prejudice the approval of any new application submitted.

22. The Ministry may reduce or withhold in whole or in part the grant payable in respect of any work carried out under Parts I and II of this Scheme if other assistance is given out of public or Trust Funds towards its cost.

23. The Ministry may fix a period or periods in any year during which applications may be submitted under Parts I and II of this Scheme.

PART III

24. Whereas by virtue of Sections 12 and 13 of the Agriculture Act, 1957(a), passed by the Parliament of the United Kingdom, which applies to Northern Ireland, the person or persons carrying out certain improvements to their lands in Northern Ireland set forth in the Second Schedule to the said Act may become entitled to grants representing one-third of the approved cost thereof out of moneys provided by that Parliament, it is hereby provided that in any case where such grants have been approved for payment under the said Act for any of the works specified in the Second Schedule hereto the Ministry may make an additional grant amounting to one-sixth of the cost of such works as finally approved to the person or persons entitled thereto as aforesaid.

PART IV

25. Whereas in accordance with the Horticulture Improvement Scheme, 1960 (No. 735), made under the provisions of Sections 1, 2 and 6 of the Horticulture Act, 1960(b), passed by the Parliament of the United Kingdom, the person or persons carrying out certain improvements to their lands in Northern Ireland set forth in Part I and Part II of the Schedule to that Scheme may become entitled to grants representing one-third of the approved cost thereof out of moneys provided by that Parliament, it is hereby provided that in any case where such grants have been approved for payment for any of the works specified in the Third Schedule hereto the Ministry may make an additional grant amounting to one-sixth of the cost of such works as finally approved to the person or persons entitled thereto as aforesaid.

26. The Agricultural Development Scheme, 1957, dated 28th August, 1957, S.R. & O. 1957, No. 191 is hereby revoked but any application made or consent, authorisation, or approval issued or given under any of the provisions of that Scheme shall, if in force at the commencement of this Scheme, and so far as it could have been made, issued or given under this Scheme, continue in force and have effect as if made, issued or given under the corresponding provision of this Scheme.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this 11th day of September, nineteen hundred and sixty-one, in the presence of

(L.S.) *W. A. V. Sanderson,*
Assistant Secretary.

The Ministry of Finance hereby approves of the foregoing Scheme.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 11th day of September, nineteen hundred and sixty-one, in the presence of

(L.S.) *K. R. Shimeld,*
Assistant Secretary.

(a) 5 & 6 Eliz. 2. c. 57. (b) 8 & 9 Eliz. 2. c. 22.

FIRST SCHEDULE

Works eligible for Grant

PART I

LAND IMPROVEMENT

1. Construction or reconstruction of field drains in such a manner as, in the opinion of the Ministry, will ensure lasting benefit.

2. Construction of mole drains.

3. Construction or reconstruction of hill drains.

4. Construction or reconstruction of open drains and watercourses other than main watercourses scheduled under the Drainage Act (Northern Ireland), 1947, (Reprint to 1952), but including works executed under Section 26 of that Act.

5. Eradication of bracken by cutting or crushing, the work to be carried out at the proper times in each of three successive years.

6. Construction or reconstruction of flax dams (including catch dams).

7. Construction or reconstruction of roads into turbary bogs to facilitate the transport of turf for use as fuel on farms.

8. Any operations incidental to any of the works specified which are necessary or proper to ensure full benefit from the improvement.

Work which is confined to maintenance is not eligible for grant.

PART II

WATER SUPPLIES

9. Connection with public water mains (with the approval of the appropriate Water Authority).

10. Sinking of wells.

11. Lining and heading of wells.

12. Installation and erection of the following types of pumping plant together with the necessary storage tanks, piping and fittings, including the provision of suitable buildings or other structures or works necessary for the protection of the plant and installation:—

Manual pumps;
engines and pumps;
electric motors and pumps;
hydraulic rams;

or such other types as are, in the opinion of the Ministry, suitable for the work to be performed.

13. Piping of supplies by gravitation from a suitable source.

14. Supply of drinking troughs to fields and the laying of the necessary pipes and fittings.

The following classes of work are not eligible for grant:—

(*a*) Maintenance, repair or replacement of existing piping or equipment.

(*b*) Internal work in farm buildings and dwelling houses, other than the main storage or distribution tank and work incidental thereto.

(*c*) Movable equipment.

SECOND SCHEDULE

Works eligible for additional Grant under Part III

1. Provision of means of sewage disposal other than from dwelling-houses.

2. Making and improvement of roads, fords, bridges, railway crossings and creeps.

3. Provision or laying-on of electric light or power to farms for agricultural purposes.

4. Provision of pens and other fixed equipment for use in connection with the sheltering, gathering, marking, dipping, spraying, treatment or feeding of sheep and cattle.

5. Making and improvement of permanent fences (including hedges), walls and gates.

6. Reclamation of waste land.

7. Removal of hedges and banks, filling in of ditches, removal of boulders, tree roots and other like obstructions to cultivation.

THIRD SCHEDULE

Works eligible for additional Grant under Part IV

1. Removal of hedges and banks, filling in of ditches, removal of boulders, tree roots and other like obstructions to cultivation,

2. Provision of means of sewage disposal, other than from dwelling-houses.

3. Making and improvement of roads, fords, bridges, railway crossings and under-passes.

4. Provision or laying on of electric light or power other than for dwelling-houses.

5. Making and improvement of permanent fences (including hedges), walls and gates.

EXPLANATORY NOTE

(This Note is not part of the Scheme, but is intended to indicate its general purport.)

This Scheme amends the previous Scheme particularly in respect of the removal of restrictions on the eligibility for grant of land used for horticulture, and the supply of water to glasshouses. Provision is made to enable an additional grant of one-sixth to be paid for certain works which previously qualified for a grant of 50 per cent. and which will now qualify for a grant of one-third under the Horticulture Act, 1960, instead of under the Agriculture Act, 1957. The limitation of the grant to a maximum of £25 an acre for field drainage and £2 10s. 0d. an acre for mole drainage has been removed. The minimum cost of works necessary to qualify for a grant has been increased. The reclamation of certain types of hill land has been discontinued and is removed from the Scheme.