STATUTORY INSTRUMENTS

1983 No. 273

AGRICULTURE

HORTICULTURE

The Agriculture and Horticulture Grant (Variation) Scheme 1983

Approved by both Houses of Parliament	
Made - - - -	1*st March* 1983
Laid before Parliament	2*nd March* 1983
Coming into Operation	1*st April* 1983

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 upon them by sections 28 and 29 of the Agriculture Act 1970 (**a**) and of all other powers enabling them in that behalf, with the approval of the Treasury, hereby make the following Scheme:—

1. This Scheme may be cited as the Agriculture and Horticulture Grant (Variation) Scheme 1983 and shall come into operation on 1st April 1983.

2. The Agriculture and Horticulture Grant Scheme 1980 (**b**), as varied (**c**), shall be further varied in accordance with the following paragraphs.

3. Immediately after paragraph 5 thereof (restrictions on payment of grant) there shall be inserted the following paragraph:—

"**5A.** The appropriate Minister shall not pay grant under paragraph 3(1) in relation to any expenditure incurred in replacing apple orchards or pear orchards to the extent that such expenditure was incurred before 8th November 1982.".

4. Immediately after the entries numbered 13 in the Schedule thereto (eligible works, facilities and transactions and rates of grant) there shall be inserted the following entries in Columns 1, 2, 3 and 4 of that Schedule:—

"**13A.** Replacement of apple orchards (other than apple orchards consisting of trees producing cider apples) which have been grubbed up after 7th November 1982 by an equal or smaller area of apple orchards consisting of—	22.5	22.5	22.5
(i) the varieties of apple trees known as Cox's Orange Pippin apple, Bramley's Seedling apple or Spartan apple;			
(ii) any other named varieties of apple trees required for pollination (other than varieties producing cider apples) not exceeding in total one third of the number of trees of the varieties specified in sub-paragraph (i);			

(**a**) 1970 c.40. (**b**) S.I. 1980/1072. (**c**) S.I. 1981/1533.

(iii) any species of crab apple tree and any hybrid varieties of crab apple tree required for pollination.			
13B. Replacement of pear orchards (other than pear orchards consisting of trees producing perry pears) which have been grubbed up after 7th November 1982 by an equal or smaller area of pear orchards consisting of—	22.5	22.5	22.5
(i) the varieties of pear trees known as Conference pear or Doyenne du Comice pear;			
(ii) any other named varieties of pear trees required for pollination (other than varieties producing perry pears) not exceeding in total one third of the number of trees of the varieties specified in sub-paragraph (i).".			

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 25th February 1983.

L.S.

Peter Walker,
Minister of Agriculture, Fisheries and Food.

George Younger,
Secretary of State for Scotland.

24th February 1983.

Wyn Roberts,
Parliamentary Under-Secretary of State for Wales.

1st March 1983.

We approve,

Donald Thompson,
J. A. Cope,
Two of the Lords Commissioners of Her Majesty's Treasury.

1st March 1983.

EXPLANATORY NOTE

(This Note is not part of the Scheme.)

This Scheme further varies the Agriculture and Horticulture Grant Scheme 1980 (as varied by the Agriculture and Horticulture Grant (Variation) Scheme 1981) by making provision for grant to be claimed under the Scheme towards the cost of replacing apple orchards or pear orchards (other than such orchards producing cider apples or perry pears) grubbed up after 7th November 1982 by an equal or smaller area of either apple orchards or pear orchards (depending on the type of orchard grubbed up) containing—

(i) apple trees or pear trees respectively of specified varieties (Cox's Orange Pippin apple, Bramley's Seedling apple and Spartan apple or Conference pear and Doyenne du Comice pear);

(ii) any other named varieties of apple trees or pear trees required for pollination (other than varieties producing cider apples or perry pears) not exceeding in number one third of the total of the specified varieties;

(iii) in the case of apple orchards, any number of crab apple trees or hybrid varieties of crab apple trees required for pollination.

Grant will be payable at the rate of 22.5 per cent towards the cost of replacements taking place after 7th November 1982.

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