EXPLANATORY NOTE

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

With the bringing into force of Part V of the Agriculture Act, 1947, the County War Agricultural Executive Committees, which were established by the Minister of Agriculture and Fisheries early in the war for the performance of various functions relating to agriculture, are to be replaced by the County Agricultural Executive Committees established by the Minister under the provisions of that Part of the Act. In order to secure continuity, it is necessary that, at any rate for the time being, the functions of the " War Committees " under some existing Orders, whether made in pursuance of Defence Regulations or otherwise, should continue to be exercised by the new " County Committees ". The present Order, therefore, amends the existing Orders specified in the Schedule by substituting the " County Committees " for the " War Committees " mentioned therein.

This Order comes into operation on 16th February, 1948, the date on which the County Agricultural Executive Committees come into being.

The Agriculture (Delegation to County Agricultural Executive Committees) Regulations, 1948*

1948 No. 187

Made - - - -	*24th February,* 1948
Laid before Parliament	*25th February,* 1948
Coming into Operation	*1st March,* 1948

In pursuance of section seventy-two of the Agriculture Act, 1947(**a**), (hereinafter called " the Act ") and of all other powers enabling him in that behalf, the Minister of Agriculture and Fisheries (hereinafter called " the Minister ") hereby makes the following regulations:—

1. The functions of the Minister relating to agriculture specified in the Schedule hereto shall, as from the date when these regulations come into operation, be exercisable by a County Agricultural Executive Committee in accordance with the provisions of section seventy-one of the Act.

2. The functions exercisable by a County Agricultural Executive Committee in accordance with the said provisions shall include such other powers or duties of the Minister arising under the Act or under any other enactment as may be necessary or incidental to the exercise of the functions specified in the Schedule hereto.

3. Nothing in the preceding regulations shall be construed as limiting, qualifying, or derogating from the right or power of the Minister to exercise any of his functions specified in the Schedule hereto, or any other of his functions, at any time while these regulations are in force.

4.—(1) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

(**a**) 10 & 11 Geo. 6. c. 48. (**b**) 52 & 53 Vict. c. 63.

* *See* also S.I. 1948 No. 209, p. 55 below.

(2) These regulations may be cited as the Agriculture (Delegation to County Agricultural Executive Committees) Regulations, 1948, and shall come into operation on the first day of March, 1948.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this 24th day of February, nineteen hundred and forty-eight.

(L.S.) *T. Williams.*

SCHEDULE

Function of the Minister :	*Relevant enactment :*
Making supervision orders	section 12(1) of the Act
Periodical reviews of supervision orders ...	section 12(2) of the Act
Revocation of supervision orders	section 12(3) of the Act
Service of documents in connection with supervision orders.	section 12(4) of the Act
Registration of supervision orders	section 12(6) of the Act
Approval of dispositions of land under supervision order.	section 13 of the Act
Giving directions to secure good estate management and good husbandry.	section 14(1) of the Act
Approval of competent manager	section 14(2) (*a*) of the Act
Applying for landlord's consent to carrying out improvements falling within Part I of 3rd Schedule to the Act.	proviso to section 14(2) of the Act.
Entering and carrying out work required by a direction, and recovery of cost.	section 14(5) of the Act
Extension of time for complying with directions	section 14(8) of the Act
Requiring information as to liabilities of owner and occupier in relation to fixed equipment.	section 15(3) of the Act
Requiring surveyor of taxes to furnish information as to annual value of land.	section 15(7) of the Act
Consideration of notices in writing that Minister should purchase additional land.	section 16(3) of the Act
Giving notice of a proposal to give a certificate under section 16(1), (2) or (3) of the Act, and particulars of the grounds.	section 16(4) of the Act
Approval of new occupier where old occupier dispossessed.	section 17(1) of the Act
Giving notice of a proposal to make an order under section 17(1) of the Act, and particulars of the grounds.	section 17(2) of the Act
Taking possession of land	section 18(1) of the Act
Performing duty to secure that land in possession is farmed in accordance with rules of good husbandry ; and entering into agreement with the landlord and occupier.	section 18(2) of the Act
Enforcement of liabilities by or against the landlord.	section 18(3) and (4) of the Act
Remaining in possession of land ; and exercise of functions incidental thereto and to giving up possession.	section 18(5), (6), (7) and (8) of the Act.
Acting upon an application of landlord or tenant to dispossess occupier or owner under supervision.	section 19 of the Act
Approval (and withdrawal of approval) of person to be treated as owner of land.	section 21(2) of the Act
Keeping register of owners, and persons who are trustees or interested under settlements.	section 21(4) of the Act

Function of the Minister :	*Relevant enactment :*
Acting upon applications for approval of the carrying out of long-term improvements, and determination whether landlord has failed to carry out improvement within a reasonable time.	section 24(2) of and Part II of 3rd Schedule to the Act.
Acting upon applications for certificates of bad husbandry.	section 30(1) of and 5th Schedule to the Act.
Giving directions to secure non-deterioration ; and enforcement thereof by termination of tenancies.	section 30(6) of the Act
Acting upon applications for consent to notice to quit where landlord's purpose is desirable in interests of efficient farming.	section 31(3) (*a*) of the Act
Giving notice to landlord and tenant of decision to give or withhold consent.	section 31(5) of the Act
Imposing, varying and revoking conditions where consent to notice to quit is given under section 31(3) (*a*) of the Act.	section 31(7) of the Act
Taking possession of land where any condition has not been complied with.	section 31(7) of the Act
Considering provisions of a contract of tenancy as to permanent pasture, and giving directions thereon.	section 36(1) of the Act
Acting upon applications for approval of agreements for a tenancy less than from year to year, and of licences.	section 40 of the Act
Serving notice of action taken in cases where there is a right to apply for reference to Agricultural Land Tribunal.	section 74(5) of the Act
Provision of equipment and services for pest control, and recovery of charges.	section 101 of the Act
Taking any action necessary or incidental to affording any person (other than a small-holdings authority, under section 57 (2) of the Act, or any person, under section 85(4) or section 86(4) of the Act) an opportunity to make representations, including the appointment of persons to hear and the consideration of such representations.	section 104 of the Act
Giving authority to enter and inspect land ...	section 106 (1) (2) and (7) of the Act.
Designation of agricultural land	section 109 (1) of the Act
Giving directions as to agricultural units ...	section 109 (2) (*b*) of the Act
Ordering modification of contract of tenancy, as to area of permanent or temporary pasture.	paragraph 2 of the 2nd Schedule to the Act.
Giving certificates of injury or deterioration ...	paragraph 8 (3) of the 7th Schedule to the Act.
Acting upon applications to treat a holding as a market garden.	paragraph 14 (1) and (2) of the 7th Schedule to the Act.
Receiving and approving schemes for field drainage and the improvement of ditches, nd the supply of water to agricultural land.	Section 15 of the Agriculture (Miscellaneous War Provisions) Act, 1940, as amended by section 1 of the Agriculture (Miscellaneous War Provisions) (No. 2) Act, 1940, by section 3 of the Agriculture (Miscellaneous Provisions) Act, 1941, and by the Agriculture (Transfer of Functions to Minister) Regulations, 1948.

Function of the Minister :	*Relevant enactment :*
Continuing in possession of land taken under powers conferred by the Defence (General) Regulations, 1939; and doing or authorising the doing of work thereon.	section 23 of the Agriculture (Miscellaneous War Provisions) Act, 1940, as extended by section 13 of the Agriculture (Miscellaneous Provisions) Act, 1943, and amended by the Agriculture (Transfer of Functions to Minister) Regulations, 1948.
Receiving and approving schemes for the supply of water to farms, farm houses and cottages.	section 5 of the Agriculture (Miscellaneous Provisions) Act, 1944, as amended by the Agriculture (Transfer of Functions to Minister) Regulations, 1948.
Making representations to local education authorities relating to the employment of children in agricultural work.	regulation 29 of the Defence (Agriculture and Fisheries) Regulations, 1939, as having effect by virtue of the Emergency Laws (Transitional Provisions) Act, 1946, and the Emergency Laws (Miscellaneous Provisions) Act, 1947, and amended by the Agriculture (Transfer of Functions to Minister) Regulations, 1948.
Giving certificates relating to the employment of persons for whose occupation possession of a dwelling-house is required by a landlord.	paragraph (*g*) of the 1st Schedule to the Rent and Mortgage Interest Restrictions (Amendment) Act, 1933.
Entering land, removing works and doing work to restore land.	section 29 (1) of the Requisitioned Land and War Works Act, 1945.
Providing or making arrangements for the provision of vocational training courses in agriculture for disabled persons.	section 2 of the Disabled Persons (Employment) Act, 1944, as applied by arrangements made under subsection (2) of that section.

EXPLANATORY NOTE

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

Section 72 of the Agriculture Act, 1947, authorises the Minister of Agriculture and Fisheries to make provision, by regulations, for delegating to County Agricultural Executive Committees established under that Act any of his functions under that Act, or any of his functions relating to agriculture under any other enactment. The present regulations exercise that power of delegation in relation to the functions specified in the Schedule hereto, which are derived from the enactments also therein specified. It is provided in the regulations that the Minister's right and power himself to exercise any of the functions so delegated are unaffected by their delegation.

The regulations come into operation on 1st March, 1948.