The person paying the fixed penalty must forward with the remittance (or bring with him if he pays at the Petty Sessions Office) Part II of this notice or identify this notice by quoting its serial number.

If the fixed penalty is not paid, the offender is liable to be prosecuted.

PART II

Serial No. (of Notice)

To

(insert name and address of Clerk of Petty Sessions).

I enclose the sum of £ as payment of the fixed penalty for the offence mentioned in Part I of this notice.

Name (in block capitals) .....

Address (in block capitals) .....

EXPLANATORY NOTE

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

These Regulations prescribe the form of notice which is to be given to a person or affixed to a vehicle under Part II of the Road Traffic Act (Northern Ireland) 1964. The notice offers the opportunity of discharging, by payment of a fixed penalty, any liability to conviction of the offence specified therein. The Regulations also prescribe the Clerk of Petty Sessions to whom the fixed penalty is payable, and the procedure to be followed with respect to the payment.

1966. No. 117 **[C]**

AGRICULTURE

Cattle—Breeding Herds

SCHEME, DATED 1ST JUNE, 1966, MADE BY THE MINISTER OF AGRICULTURE UNDER SECTION 1 OF THE AGRICULTURE (TEMPORARY ASSISTANCE) ACT (NORTHERN IRELAND) 1954(**a**), AS AMENDED BY THE AGRICULTURE (TEMPORARY ASSISTANCE) (AMENDMENT) ACT (NORTHERN IRELAND) 1957(**b**).

The Minister of Agriculture, with the approval of the Minister of Finance and in exercise of the powers conferred on him by the Agriculture (Temporary Assistance) Acts (Northern Ireland) 1954 and 1957, and of all other powers him thereunto enabling, hereby makes the following Scheme:—

Short title and commencement

1. The Scheme may be cited as the Cattle (Breeding Herds) Scheme (Northern Ireland) 1966, and shall come into operation on the 1st day of June, 1966.

(a) 1954, c. 31. (b) 1957, c. 3.

Revocation of the Scheme of 1965

2. The Cattle (Breeding Herds) Scheme (Northern Ireland) 1965(a) is hereby revoked so far as it relates to the subsidy year 1966.

Definitions

3. In this Scheme—

"the Acts" means the Agriculture (Temporary Assistance) Acts (Northern Ireland) 1954 and 1957;

"breeding cow" means a female bovine animal which has borne a calf; a female bovine animal with calf for the first time which calves within the subsidy year shall be deemed to be a breeding cow;

"regular breeding herd" means a herd of cows maintained for the subsidy year and managed in accordance with sound farming practice for the primary purpose of breeding calves suitable for beef production;

"the Ministry" means the Ministry of Agriculture;

"occupier" includes a person who by virtue of any agreement, whether written or otherwise, has the right to the use of the land;

"qualifying day" means 1st June in the subsidy year;

"subsidy year" means a calendar year in respect of which the subsidy payment is to be made.

Object of the Scheme

4. With the object of encouraging farmers to maintain herds of cows primarily for the purpose of breeding calves for beef the Ministry may make subsidy payments as provided for in this Scheme.

Subsidy Payments

5.—(1) Subject to the provisions of this Scheme the Ministry may make subsidy payments in respect of breeding cows maintained in Northern Ireland (being cows of a description to which this Scheme applies) to the person who, on the qualifying day, was the owner of the cows and was the occupier of the land used for their maintenance.

(2) Subject to sub-paragraph (3) the amount which may be paid by way of subsidy payment under this Scheme in respect of any animal shall be £12 or such other amount as the Ministry, with the approval of the Ministry of Finance, may determine.

(3) Where, in any subsidy year, any subsidy is payable under any other Scheme (whether statutory or otherwise) in respect of an animal to which this Scheme applies for purposes similar to the purposes of this Scheme, the amount of subsidy which may be paid in respect of that animal under this Scheme shall be abated by an amount equivalent to the subsidy payable under that other Scheme in the same subsidy year.

6.—(1) Subject to the provisions of the next succeeding sub-paragraph this Scheme shall apply to such breeding cows as may be approved by the Ministry as forming a regular breeding herd.

(2) This Scheme shall not apply to cows which during the subsidy year are eligible for subsidy payments under the Hill Cattle (Breeding Herds) (Northern Ireland) Scheme 1964(b).

Number of Breeding Cows qualifying for Subsidy Payment

7.—(1) Subject to the provisions of this paragraph and of paragraph 9

(a) S.R. & O. (N.I.) 1965/86. (b) S.I. 1964/737.

of this Scheme the number of breeding cows in respect of which subsidy payments may be made to a person shall be—

(*a*) the number of cows in his breeding herd on 1st January next preceding the qualifying day; or

(*b*) the number of cows in his breeding herd on the qualifying day, whichever is the less.

Provided that if the number of cows in respect of which an application is made is greater than the total number which, in the opinion of the Ministry, is capable of being properly grazed and maintained in accordance with good farming practice on the grass and forage crops available to them on the land on which they are grazed the subsidy payments shall be restricted to such number as may be determined by the Ministry.

(2) If the cows in respect of which subsidy is sought form part of a herd maintained principally for milk production, or from which appreciable quantities of milk are sold, or are used for the production on the farm of milk products for sale, the subsidy payments shall be restricted to such number as may be determined by the Ministry.

New Entrants

8. The Ministry may make subsidy payments to a person who has established a herd of breeding cows after the 1st January next preceding the qualifying day and before the qualifying day if it is satisfied that the herd is otherwise eligible. In such cases the number of cows in respect of which subsidy payments may be made to a person shall be—

(*a*) the number of cows in his breeding herd on the qualifying day; or

(*b*) the number of cows in his breeding herd on the 30th November next following the qualifying day,

whichever is the less.

Provided that if the number of cows in respect of which an application is made is greater than the total number which, in the opinion of the Ministry, is capable of being properly grazed and maintained in accordance with good farming practice on the grass and forage crops available to them on the land on which they are grazed the subsidy payments shall be restricted to such number as may be determined by the Ministry.

Management

9. It shall be a condition of the making of subsidy payments under this Scheme that, subject to the provisions of this Scheme, breeding cows to the number in respect of which subsidy payments may be made have been maintained throughout the subsidy year on land used for their maintenance.

Provided that where by reason of exceptional circumstances it is impracticable to comply with the foregoing conditions so far as it requires the maintenance of the cows throughout the year, the Ministry, having regard to all the circumstances including the length of the period for which the breeding cows have been or are to be maintained on such land, may waive the said condition to such extent as it may determine.

Application for Subsidy Payment

10. It shall be a condition of the making of a subsidy payment under this Scheme that any person who desires to be paid in accordance with the provisions of this Scheme: . . .

(*a*) shall apply in writing in such form and at such time and shall give such information as the Ministry may require;

(*b*) shall afford, to the Ministry or any of its officers, reasonable facilities for entry on any land occupied by that person;

(*c*) shall to the best of his ability facilitate any counting or inspection of the cattle which the Ministry may consider necessary, and shall if so requested gather them at some convenient place for the purpose.

11. Where, in the opinion of the Ministry, adequate facilities for inspection have not been given or any relevant information has been withheld payment of subsidy may be withheld or the amount of the subsidy may be reduced to such amount as the Ministry shall, having regard to the circumstances, determine.

Recovery of Monies

12. If the Ministry, after having made a payment under this Scheme, finds that such payment ought not to have been made in whole or in part or that the payment was in excess of the amount properly payable it may recover from the person to whom such payment has been made the whole or any part of the sum already paid, or may withhold or cause to be withheld any subsequent payment which might otherwise be made by the Ministry to that person under this or any other Scheme. The Ministry may also recover from an applicant under this Scheme by way of deduction from a payment which might otherwise be made to him under this Scheme, any monies due by that person to the Ministry or to any other Government Department.

13. There shall be no contract or obligation on the part of the Ministry to make any payment under this Scheme and all such payments shall be at the Ministry's absolute discretion.

Dated this 1st day of June, 1966.

H. W. West,
Minister of Agriculture for Northern Ireland.

I approve the foregoing Scheme.

Dated this 1st day of June, 1966.

H. V. Kirk,
Minister of Finance for Northern Ireland.

EXPLANATORY NOTE

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

This Scheme provides for the making of subsidy payments in 1966 (and each succeeding year until it is revoked) to farmers in Northern Ireland in respect of certain breeding cows owned by them and in respect of which the conditions of the Scheme have been complied with.

The amount of subsidy payment per animal for each year in which this Scheme is in force is £12 or such other amount as may be determined.