STATUTORY INSTRUMENTS

1961 No. 1072

AGRICULTURE

GUARANTEED PRICES AND ASSURED MARKETS

The Cereals (Deficiency Payments) (Amendment) Order, 1961

Made - - - -	*6th June*, 1961
Laid before Parliament	*8th June*, 1961
Coming into Operation	*1st July*, 1961

The Minister of Agriculture, Fisheries and Food and the Secretaries of State respectively concerned with agriculture in Scotland and Northern Ireland, acting jointly, in exercise of the powers conferred upon them by section one and subsection (3) of section thirty-six of the Agriculture Act, 1957(a), and of all other powers enabling them in that behalf, with the consent of the Treasury and after consultation with such bodies of persons as appear to the said Ministers to represent the interests of the producers of the produce concerned, hereby make the following order:—

1.—(1) This order may be cited as the Cereals (Deficiency Payments) (Amendment) Order, 1961; and shall come into operation on the 1st day of July, 1961.

(2) The Interpretation Act, 1889(b), shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

2. The Cereals (Deficiency Payments) Order, 1955(c), shall be amended by inserting at the end of paragraph (2) of article 5 thereof the following proviso:—

"Provided that—

(*a*) in the case of any barley which is despatched or delivered by or on behalf of the registered grower during the year in question to, or in accordance with the instructions of, a purchaser thereof the appropriate Minister may, subject to such conditions as he may from time to time with the approval of the Treasury prescribe, make a deduction from or addition to the amount of any payment which might have been made under the foregoing provisions of this article (adjusted as circumstances may require in consequence of the provisions of sub-paragraph (*b*) of this proviso) at such a rate in respect of each hundredweight of barley despatched or delivered as aforesaid as the Ministers may, if they think fit and with the approval of the Treasury, prescribe in relation to that part of the year in which the barley is despatched or delivered;

(*b*) in the event of the total of any such additions in respect of barley despatched or delivered as aforesaid in any year exceeding or being less than the total of any such deductions in respect of

(a) 5 & 6 Eliz. 2. c. 57. (b) 52 & 53 Vict. c. 63. (c) S.I. 1955/962 (1955 I, p. 80).

barley so despatched or delivered in that year, the difference shall be taken into account by the Ministers in prescribing, in the case of that year, any rate of payment in respect of barley under the principal provisions of this paragraph.".

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this first day of June, nineteen hundred and sixty-one.

(L.S.)

Christopher Soames,
Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland this first day of June, nineteen hundred and sixty-one.

(L.S.)

John S. Maclay,
Secretary of State for Scotland.

Given under the hand of the Secretary of State for the Home Department this fifth day of June, nineteen hundred and sixty-one.

R. A. Butler,
Secretary of State for the Home Department.

We consent this sixth day of June, nineteen hundred and sixty-one.

W. Whitelaw,
R. Chichester-Clark,
Two of the Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

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

This order amends the Cereals (Deficiency Payments) Order, 1955, in relation to barley in accordance with the conclusions of Ministers after a review under section 2 of the Agriculture Act, 1947.

It makes provision for deficiency payments to be adjusted having regard to the time of the year in which the barley is despatched or delivered, but without affecting the total sum, if any, payable by the Exchequer in respect of barley over the whole cereal year.