1985 No. 43

AGRICULTURE

Consumer Subsidy on Liquid Milk Scheme Regulations (Northern Ireland) 1985

Made	*5th March 1985*
Coming into operation . . .	*1st April 1985*

The Department of Agriculture, in exercise of the powers conferred on it by Article 4 of The Agriculture (Miscellaneous Provisions) (Northern Ireland) Order 1984(a) and of every other power enabling it in that behalf, with the consent of the Department of Finance and Personnel, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Consumer Subsidy on Liquid Milk Scheme Regulations (Northern Ireland) 1985 and shall come into operation on 1st April 1985.

Consumer Subsidy on Liquid Milk Scheme

2. The Department of Agriculture may make payments in accordance with the Consumer Subsidy on Liquid Milk Scheme (Northern Ireland) 1985 set out in the Schedule.

Sealed with the Official Seal of the Department of Agriculture on 5th March 1985.

(L.S.) *S. R. Armstrong*
Assistant Secretary

The Department of Finance and Personnel hereby consents to the foregoing Regulations.

Sealed with the Official Seal of the Department of Finance and Personnel on 5th March 1985.

(L.S.) *D. W. Alexander*
Assistant Secretary.

(a) S.I. 1984/702 (N.I. 2)

SCHEDULE

Consumer Subsidy on Liquid Milk Scheme (Northern Ireland) 1985

Interpretation

1. In this scheme:

"designation" means a description in regulation 7 of the Milk Regulations (Northern Ireland) 1981(**a**);

"the Board" means the Milk Marketing Board for Northern Ireland;

"the Department" means the Department of Agriculture for Northern Ireland.

Payments

2.—(1) For the purpose of benefiting consumers of cows' milk the Department may, subject to and in accordance with the provisions of this scheme, make payments to the Board.

(2) The rate of payments made under this scheme shall be determined by the Department but shall not exceed 3.52 pence per litre.

Exclusion from payment

3. Payments under this scheme shall not be made in respect of milk sold for ultra-heat treatment.

Interim payments

4.—(1) Subject to compliance by the Board with the requirements of paragraph 6 the Department may make monthly payments to the Board on receipt of claims from the Board in respect of quantities of milk sold for human consumption under each designation.

(2) Each claim shall be accompanied by a statement from the Board specifying the quantity of milk under each designation for which payments are due by virtue of this scheme in that month.

(3) Subject to sub-paragraph 4 monthly payments shall not be made before the 15th day of the month following the month in which the milk was sold.

(4) A provisional claim and provisional payment in respect thereof may be made in respect of the month of March each year based on the Board's estimates of the quantities of milk to be sold for human consumption under each designation for which payments are due by virtue of this scheme in that month.

Final annual settlement

5.—(1) After the end of each financial year the Board shall send to the Department a final claim specifying the total amount of milk under each designation which has been sold for human consumption as liquid milk in that financial year.

(2) If the total amount of the payments due to the Board in a financial year by virtue of this scheme exceeds the aggregate amount paid under paragraph 4(1) in respect of that financial year the Department shall pay the Board an amount equal to the difference between the amount due and the amount paid.

(3) If the total amount of the payments due to the Board in a financial year by virtue of this scheme is less than the aggregate amount paid under paragraph 4(1) in respect of that financial year the Department may recover from the Board an amount equal to the difference between the amount due and the amount paid as a civil debt due to it.

Keeping of records

6. The Board shall keep all such records as the Department may require regarding the sale of milk subject to this scheme for a period of 3 years and these and such other authenticating documents as the Department may require for securing the due and proper administration of this scheme shall be made available for examination by the Department at any reasonable time.

(**a**) S.R. 1981 No. 234, amended by S.R. 1983 No. 337

EXPLANATORY NOTE

(This note is not part of the Regulations.)

The scheme made under these Regulations provides for payments to be made by the Department of Agriculture to the Milk Marketing Board for Northern Ireland for the benefit of consumers of cows' milk. The scheme provides for the rate of payments, which may not exceed 3.52 pence per litre, to be determined by the Department and for monthly payments to be made to the Board with an annual settlement at the end of each financial year. The scheme also requires the Board to keep records in relation to the scheme and to provide any information the Department may require in connection with the scheme.