GENERAL LICENCE AND DIRECTION, DATED 20TH APRIL, 1942, UNDER THE CONTROL OF FERTILISERS (NORTHERN IRELAND) (No. 1) ORDER, 1941.

1942. No. 55.

The Ministry of Agriculture for Northern Ireland in pursuance of Articles 1, 4 and 5 of The Control of Fertilisers (Northern Ireland) (No. 1) Order, 1941 (a), hereby orders as follows :—

1.—Every licence granted or to be granted for the purpose of the said Articles 1, 4 and 5 shall be deemed to include, in addition to the conditions subject to which it was granted, the following condition, that is to say, a condition that the holder of the licence shall accept delivery and take possession of any fertiliser, tendered to him in fulfilment of any contract made or entered into (whether before or after the coming into force of this Order) with a licensed producer, licensed wholesaler or licensed secondary wholesaler as the case may be, in accordance with the terms of the Control of Fertilisers (Northern Ireland) (No. 1) Order, 1941 (a), or that Order as amended by any subsequent Order, as hereinafter provided :—

(*a*) where a licence holder or his servant has been notified by a person, Company or other authority having custody for the time being of such fertilisers that those fertilisers are situate at the place at which the licence holder has agreed—whether before or after the coming into force of this Order—to accept delivery : immediately after the receipt of such notification ; or

(*b*) where the fertilisers are conveyed to the licence holder's premises by a road vehicle arriving at such premises during the hours commencing one hour after sunrise and ending one hour before sunset : immediately on the arrival of such vehicle at such premises.

2.—This Order shall come into force on the twenty-third day of April, 1942.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this twentieth day of April, Nineteen hundred and forty-two, in the presence of

(L.S.) (Signed) *J. H. Craig*,
Assistant Secretary.

ORDER, DATED JUNE 26TH, 1942, MADE BY THE MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND UNDER REGULATION 55 (1) OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1942. No. 92.

(a) S. R. & O. (N.I.) 1941, No. 158.

WHEREAS by the Delegation of the Control of Fertilisers in Northern Ireland (Supply) (No. 1) Order, 1941, (a) the Minister of Supply delegated, subject to the provisions of that Order, his powers as respects Northern Ireland under paragraph (1) of Regulation 55 of the Defence (General) Regulations, 1939, (b) to the Ministry of Agriculture for Northern Ireland (hereinafter referred to as "the Ministry") for the purpose of the control of fertilisers :

AND WHEREAS it appears to the Ministry to be necessary for maintaining supplies and services essential to the life of the community and expedient that this Order should be made :

NOW, THEREFORE, the Ministry in pursuance of the powers so delegated to it and of all other powers enabling it in that behalf hereby orders as follows :—

1.—Notwithstanding anything contained in the Control of Fertilisers (Northern Ireland) (No. 1) Order, 1941, (c) (hereinafter referred to as the principal Order) and subject as hereinafter provided a licensed supplier shall not acquire or agree or offer to acquire or dispose or agree or offer to dispose of any fertiliser except in accordance with the terms of a Permit or other authorisation issued by or on behalf of the Ministry.

2.—A person, other than a licensed supplier, shall not acquire or agree or offer to acquire any fertiliser unless he has :—

(*a*) completed and submitted to the Ministry an application in such form as the Ministry may require, for permission to acquire such fertiliser ; and

(*b*) obtained from the Ministry a Permit authorising him to acquire such fertiliser ; and

(*c*) presented the Permit to the licensed retailer whom he has nominated in his application for permission to acquire such fertiliser.

Provided that any such person who resides or has in his ownership or possession or under his control any land in Northern Ireland adjoining or within ten miles of the boundary (not being a boundary formed by the sea) between Northern Ireland and Eire shall, in addition to complying with the foregoing provisions of this Article, submit his application for permission to acquire any fertiliser to a member of the Royal Ulster Constabulary stationed in the Police Sub-district in which he resides or in which the aforesaid land is situate, as the case may be, and a licensed supplier shall not dispose or agree or offer to dispose of

(a) S. R. & O. (U.K.) 1941, No. 1110.
(b) S. R. & O. (U.K.) 1939, No. 927.
(c) S. R. & O. (N.I.) 1941, No. 158.

any fertiliser to any such person unless the provisions of this Article have been complied with.

3.—The provisions of Article 2 shall not apply to the acquisition of any fertiliser in quantities of less than two hundred weights during any period of one year commmencing the first day of July and ending on the thirtieth day of June, unless any such transaction is one of a series of transactions by the person acquiring the fertiliser, amounting in the aggregate to more than that quantity during that period.

4.—A person to whom Article 2 of this Order applies shall not use any fertiliser :

(*a*) otherwise than for the purpose of use on the land specified in his application for permission to acquire that fertiliser : or

(*b*) in excess of the quantity applied to land in the course of good husbandry for the cultivation of like crops in the district in which the land is situate.

5.—A licensed supplier shall not use for application to land in his ownership, or possession, or under his control any fertiliser acquired by him in accordance with the provisions of this Order except to such extent and subject to like conditions as would be applicable if he were acquiring the quantity to be used for that purpose from another licensed supplier.

6.—Every licensed retailer shall keep, or cause to be kept a record, in such form as the Ministry may require, of his dealings in fertilisers.

7.—Every licensed retailer or any person employed in connection with his trade or business shall on demand produce to a duly authorised officer of the Ministry or to a member of the Royal Ulster Constabulary any record, Permit or other document kept or issued for the purposes of this Order or any books or documents, relating to the said trade or business.

8.—Any person having in his possession or under his control any Permit or other document issued for the purposes of this Order shall on demand deliver such Permit or document to a duly authorised officer of the Ministry.

9.—A person to whom Article 2 of this Order applies shall take delivery at the place at which he has agreed to accept such delivery at or within the times specified in the following sub-paragraphs :—

(*a*) Where he has agreed to accept delivery at any premises or place in his ownership or possession or under his control : at the time of arrival of the fertiliser at such premises or place ;

(*b*) Where he has agreed to accept delivery at any other premises or place : within fourteen days of the receipt of a notification from the licensed supplier that the fertiliser is available for delivery at such place.

10.—The provisions of this Order are subject to any direction issued, or to the conditions attached to any licence, permit or authorisation granted by or on behalf of the Ministry.

11.—The principal Order shall be amended :

(*a*) by deleting in Article 2 thereof the words " or agree or offer to acquire " and the words " or from " :

(*b*) by inserting after sub-paragraph (*b*) of Article 2 thereof the following sub-paragraph :

" (c) to another wholesaler who has nominated him as his supplier."

(*c*) by deleting in Article 7 thereof the words " licensed retailer."

12.—The Control of Fertilisers (Northern Ireland) (No. 2) Order, 1941, (**d**) and the Control of Fertilisers (Northern Ireland) Order, 1942, (**e**) and the Control of Fertilisers (Northern Ireland) (No. 2) Order, 1942, (**f**), are hereby revoked.

13.—In this Order, and unless a contrary intention appears in documents issued under or for the purpose of this Order,

the expression " Permit " means a document issued by or on behalf of the Ministry authorising the acquisition or disposal of specified quantities of fertilisers,

the expression " licensed supplier " means any person licensed under the principal Order to produce or distribute wholesale or distribute retail any fertiliser.

14.—(1) This Order may be cited as The Control of Fertilisers (Northern Ireland) (No. 3) Order, 1942 :

(2) This Order shall be construed as one with the Principal Order :

(3) This Order shall come into force on the 1st day of July, 1942.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this twenty-sixth day of June, Nineteen hundred and forty-two, in the presence of

(L.S.) *J. H. Craig,*
Assistant Secretary.

Food (Feeding Stuffs).

GENERAL LICENCE AND DIRECTION, DATED FEBRUARY 10TH, 1942, UNDER THE FEEDING STUFFS (CONTROL) (NORTHERN IRELAND) ORDER, 1941.

1942. No. 25.

(d) S. R. & O. (N.I.) 1941, No. 180.
(e) S. R. & O. (N.I.) 1942, No. 8.
(f) S. R. & O. (N.I.) 1942, No. 28.