STATUTORY INSTRUMENTS

1970 No. 1090 (S.84)

AGRICULTURE

CORN CROPS

The Corn Returns (Delegation of Functions) (Scotland) Order 1970

Made - - -	*24th July* 1970
Laid before Parliament	*31st July* 1970
Coming into Operation	*3rd August* 1970

In exercise of the powers conferred on me by section 108(1) of the Agriculture Act 1970(**a**) and of all other powers enabling me in that behalf, with the approval of the Treasury, and after consultation with the Home-Grown Cereals Authority, I hereby make the following order :—

Citation, extent and commencement

1. This order may be cited as the Corn Returns (Delegation of Functions) (Scotland) Order 1970, shall apply to Scotland only and shall come into operation on 3rd August 1970.

Interpretation

2.—(1) In this order the following expressions have the meanings hereby respectively assigned to them—

"the Act" means the Corn Returns Act 1882(**b**) as amended, extended or applied by or under any other enactment ;

"the Authority" means the Home-Grown Cereals Authority established by the Cereals Marketing Act 1965(**c**) ;

"British corn" means wheat, barley, rye, maize, and oats, the produce of the United Kingdom, the Channel Islands, or the Isle of Man.

(2) The Interpretation Act 1889(**d**) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

Delegation of function to the Authority

3. The Secretary of State hereby authorises and requires the discharge by the Authority instead of by the Secretary of State of the following function of the Secretary of State under the Act, that is to say, receiving returns made in pursuance of section 5 of the Act (which requires weekly returns to be made to the Secretary of State by persons carrying on business in prescribed areas of Scotland, of certain particulars relating to the purchase of British corn).

(**a**) 1970 c. 40.
(**b**) 1882 c. 37.
(**c**) 1965 c. 14.
(**d**) 1889 c. 63.

Restrictions and directions as to exercise of delegated function

4. The Authority shall while carrying out the function of the Secretary of State delegated by article 3 of this order :—

(*a*) deliver to the Secretary of State within a period of two days (in the reckoning of which Sundays and public holidays shall be excluded) any return received by the Authority in performance of that function, and

(*b*) permit any officer of the Secretary of State to have access at any reasonable time to any such return while it is in the possession of the Authority.

Gordon Campbell,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
23rd July 1970.

We approve.

Reginald Eyre,
Walter Clegg,
Two of the Lords Commissioners of Her Majesty's Treasury.

24th July 1970.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order requires the Home-Grown Cereals Authority to receive returns made in Scotland under the Corn Returns Act 1882 (as amended) instead of the Secretary of State as hitherto. Such returns are then to be delivered by the Authority to the Secretary of State within two working days of receipt and must be made available at reasonable times to an officer of the Secretary of State during the period they are in the possession of the Authority if so required.

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