3. NORTHERN IRELAND

(1) *Agricultural Marketing.*
(2) *Agricultural Schemes.*
(3) *Crop Acreage Payments.*
(4) *Hill Farming*, p. 160.

(1) AGRICULTURAL MARKETING

See The Agricultural Marketing (Committee of Investigation) Regs., 1949, and the Agricultural Marketing (Public Inquiry) Rules, 1949, pp. 32–35 above.

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(2) AGRICULTURAL SCHEMES

See The Calf Rearing (England, Wales and Northern Ireland) Scheme, 1949, p. 39 above.

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(3) CROP ACREAGE PAYMENTS

The Crop Acreage Payments (Northern Ireland) Order, 1949*

1949 No. 1420

Spent

Made - - - - 5th July, 1949

In pursuance of the powers conferred upon me by subsection (1) of section four of the Agriculture Act, 1947(a), and after consultation with such bodies of persons as appear to me to represent the interests of producers of the produce referred to in this Order, I hereby, with the approval of the Treasury, make the following Order:—

Citation and commencement

1. This Order may be cited as the Crop Acreage Payments (Northern Ireland) Order, 1949, and shall come into operation on the twenty-ninth day of July, 1949.

Interpretation

2.—(1) In this Order, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say—

"acre" means statute acre;

"acreage payment" means a sum calculated in respect of any of the specified crops by reference to the acreage of land occupied by that crop;

"the Act" means the Agriculture Act, 1947;

"the Ministry" means the Ministry of Agriculture for Northern Ireland;

"rye" means rye to be harvested as grain;

"the specified crops" means the crops referred to in Article 4 of this Order.

(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.

(a) 10 & 11 Geo. 6. c. 48. (b) 52 & 53 Vict. c. 63.

* These Regulations having lain before both Houses of Parliament in accordance with subsection (1) of section 108 of the Agriculture Act, 1947, were approved by resolution of the House of Lords on 26th July, 1949, and by resolution of the House of Commons on 21st July, 1949.

Crop acreage payments

3. Subject to the provisions of this Order, the Ministry may make acreage payments in respect of the specified crops grown for harvesting in Northern Ireland in the year 1949.

Specified crops

4. This Order shall apply to the following crops: —

Wheat;
Rye;
Potatoes.

Qualification for and rates and calculation of acreage payments

5.—(1) A person shall not be entitled to receive an acreage payment in respect of any of the specified crops unless on the first day of June, 1949, he was farming not less than one acre of land in Northern Ireland and unless the area of that land occupied by that crop is—

(*a*) where the crop is wheat, not less than one acre;

(*b*) where the crop is rye, not less than one acre; and

(*c*) where the crop is potatoes, not less than one-quarter of an acre.

(2) Subject to the provisions of paragraph (3) of this Article, the amounts which may be paid by way of acreage payment shall—

(*a*) in respect of wheat, be three pounds for each acre;

(*b*) in respect of rye, be three pounds for each acre;

(*c*) in respect of potatoes, be six pounds for each acre, together with an additional sum of four pounds for each acre.

(3) There shall not be payable by way of acreage payment to any person—

(*a*) in respect of wheat, a sum exceeding thirty pounds;

(*b*) in respect of rye, a sum exceeding thirty pounds;

(*c*) for an additional sum in respect of potatoes, a sum exceeding forty pounds.

Special conditions regarding wheat

6. A person shall not be entitled to any acreage payment in respect of wheat occupying less than two acres unless he supports his application for such payment with evidence to the satisfaction of the Ministry that he has complied with any relevant provision of any Order made by the Minister of Food and for the time being in force* which—

(*a*) relates to the control and prices of home-grown wheat; and

(*b*) applies with respect to any person by whom wheat is grown of a total acreage exceeding two acres.

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* The following Order made by the Minister of Food is in force at the date of making this Order :—

The Wheat (Northern Ireland) Order, 1949 (S.I. 1949 No. 1165).

Computation of acreage

7. For the purpose of calculating the area occupied by any of the specified crops:—

(*a*) headlands shall be included;

(*b*) woodland and land occupied by roads, ponds, buildings, pits and quarries shall be excluded;

(*c*) fractions of an acre less than one-half where the crop is wheat or rye and less than one-eighth where the crop is potatoes, shall be disregarded.

Application for acreage payment

8. A person desiring to apply for an acreage payment under this Order shall, on or before the first day of September, 1949, or by such later date as the Ministry may, in special circumstances, allow make to the Ministry an application in such form as the Ministry shall determine.

Condition as to good husbandry

9. A person shall not be entitled to an acreage payment in respect of a crop or part thereof unless the land occupied by that crop or part can be deemed to be maintained in good condition and to be farmed in accordance with the rules of good husbandry within the meaning of section fifteen of the Agriculture Act (Northern Ireland), 1949(a).

Crop failures

10. Where any of the specified crops or any part thereof has failed after sowing, the Ministry may make an acreage payment in respect thereof if—

(*a*) such failure was notified to the Ministry at such time as to enable an inspector of the Ministry to examine the crop; and

(*b*) the Ministry is satisfied that such failure was not due to any failure to maintain the land in good condition and farm it in accordance with the rules of good husbandry as aforesaid.

Recovery of certain sums

11. Where in respect of an acreage payment any sum has been paid by the Ministry to any person not entitled thereto, the Ministry may recover that sum as a civil debt due to it by that person.

J. Chuter Ede,
One of His Majesty's Principal Secretaries of State.

We approve,

Wm. Hannan,
Joseph Henderson,
Two of the Lords Commissioners of His Majesty's Treasury.

5th July, 1949.

(a) 12 & 13 Geo. 6. (N.I.) c. 2.

EXPLANATORY NOTE

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

This Order, made with the approval of the Treasury under section 4 (1) of the Agriculture Act, 1947, provides for the continuation in Northern Ireland in respect of the year 1949 of the crop acreage payments scheme in substantially the form in which it has operated in recent years under the authority conferred by the Parliamentary Vote and the annual Appropriation Act. The Order prescribes the crops for which payment may be made, fixes the rates of payment for different crops and contains provisions for withholding payment in certain circumstances.

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(4) HILL FARMING

(i) *Hill Cattle Schemes.*
(ii) *Hill Farming Improvements*, p. 162.
(iii) *Hill Sheep Schemes*, p. 164.

(i) HILL CATTLE SCHEMES

The Hill Cattle (Northern Ireland) Amendment Scheme, 1949

1949 No. 664

Made - - - -	*29th March*, 1949
Laid before Parliament	*4th April*, 1949
Coming into Operation	*7th April*, 1949

In pursuance of Section 13 of the Hill Farming Act, 1946(**a**), and of all other powers enabling him in that behalf, the Minister of Agriculture and Fisheries, with the approval of the Treasury, hereby makes the following Scheme :—

1. This Scheme may be cited as the Hill Cattle (Northern Ireland) Amendment Scheme, 1949, and shall come into operation on the 7th day of April, 1949.

2. In relation to any subsidy payment to be made in respect of 1949 and each of the two next succeeding years the Hill Cattle (Northern Ireland) Scheme, 1947(**b**), is hereby varied as follows :—

In that part of the proviso to paragraph 7 of the Scheme which provides that in certain circumstances mountain and hill land or rough grazings which the person applying for subsidy payments has improved, may be regarded as hill land for the purposes of the Scheme, in place of the words " the person applying for subsidy payments has improved " there shall be substituted the words " have been improved."

(**a**) 9 & 10 Geo. 6. c. 73. (**b**) S.R. &.O. 1947 (No. 1119) I, p. 33.