EXPLANATORY NOTE

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

This amending Order increases by 1½d. per cwt. the maximum prices of barley on sales by persons other than growers.

It also increases the additional charges which may be made for storage and handling and for delivery in small lots.

The Dredge Corn (Great Britain) Order, 1951

1951 No. 1118

Made - - - -	26*th June*, 1951
Laid before Parliament	27*th June*, 1951
Coming into Operation	1*st July*, 1951

The Minister of Food, in pursuance of the powers conferred upon him by Regulations 55, 55AA and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(**a**) (as extended by the Supplies and Services (Extended Purposes) Act, 1947(**b**) and the Supplies and Services (Defence Purposes) Act, 1951(**c**), and continued in force by the Supplies and Services (Continuance) Order, 1950(**d**)), and of all other powers him enabling in that behalf, hereby orders as follows:—

Interpretation

1. In this Order—

" The Minister " means the Minister of Food.

" Approved buyer " means a person licensed as such under this Order or the Dredge Corn (Great Britain) Order, 1949, as amended(**e**), and includes a person licensed as an approved buyer under the Oats (Great Britain) Order, 1950, as amended(**f**), the Wheat (Great Britain) Order, 1949, as amended(**g**), or any Order replacing either of those Orders.

" Approved buyer of wheat " means an approved buyer for the purposes of the Wheat (Great Britain) Order, 1949, as amended, or any Order replacing that Order.

" Barley dredge corn " means dredge corn, two-thirds or more of which (by weight) consists of barley.

" Buy ", " obtain ", " sell " or " supply " include offer or agree to buy, obtain, sell or supply, as the case may be.

" Dredge corn " means the product of a mixed crop of—

(i) cereal grains;

(ii) cereal grains and pulses;

(iii) edible seeds and cereal grains; or

(iv) edible seeds, cereal grains and pulses.

(**a**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1615–25) II, pp. 39 and 45–56.
(**b**) 10 & 11 Geo. 6. c. 55. (**c**) 14 & 15 Geo. 6. c. 25.
(**d**) S.I. 1950 (No. 1769) III, p. 51.
(**e**) S.I. 1949 (Nos. 1191 and 1395) II, pp. 431 and 489; 1950 (Nos. 1078 and 2049) III, pp. 650 and 652; and 1951 No. 497.
(**f**) S.I. 1950 (Nos. 1074 and 2050) III, pp. 654 and 667; and 1951 No. 496.
(**g**) S.I. 1949 (Nos. 1164 and 1395) II, pp. 471 and 489; and 1950 (Nos. 1080 and 2048) III, pp. 674 and 676.

"Edible seeds" means any seeds, other than cereal grains or pulses, which are capable of being used as or in the manufacture of forage or in the manufacture of human food or drink.

"Grower" means a grower of dredge corn in Great Britain and includes the seller or supplier thereof on the first sale or disposition after threshing but, for the purposes of the First and Second Schedules to this Order, shall not include an approved buyer.

"Licensed seed merchant" means a person licensed as a seed oat merchant or a seed wheat merchant respectively under the Oats (Great Britain) Order, 1950, as amended, or the Wheat (Great Britain) Order, 1949, as amended, or any Order replacing either of those Orders.

"Local Wheat Committee" has the meaning assigned to it in the Wheat Bye-Laws, 1932(a).

"Millable dredge corn" means dredge corn which contains more than 50 per cent. (by weight) of wheat and which is capable of being converted into a sound sweet flour for human consumption, having regard to the customary methods employed in the milling industry for cleaning and conditioning.

"Mixed corn" means a mixture of cereal grains and pulses which is artificially produced and is not the product of a mixed crop.

"M.A.F. sack" means a sack sold to a grower by the Minister of Agriculture and Fisheries and made from 11 ounce/45 inch standard Hessian and measuring when empty approximately 25 inches by 44 inches.

"Non-millable dredge corn" means any dredge corn other than millable dredge corn, and includes barley dredge corn.

"Ultimate buyer" in relation to any dredge corn means a person buying the same otherwise than for the purpose of resale or of sale after processing and manufacture.

Restrictions on growers

2. No grower shall sell or supply dredge corn grown by him except to an approved buyer or a licensed seed merchant and no person other than an approved buyer or a licensed seed merchant shall buy or obtain dredge corn from a grower.

3. No grower shall use or dispose of dredge corn grown by him containing more than 50 per cent. by weight of wheat except by way of sale to a licensed seed merchant or an approved buyer, provided that—

(*a*) a grower may use for feeding to livestock in his ownership, possession or control—

(i) any such corn certified by a Local Wheat Committee as non-millable;

(ii) any such corn grown by him and threshed after the 30th day of June, 1951, so long as the quantity of such corn so used by him does not at any time exceed 25 per cent. of the total weight of such corn already threshed by him after that date;

(*b*) a grower may use as seed any dredge corn grown by him if it consists solely of wheat and beans.

Restrictions on approved buyers

4.—(1) No approved buyer shall use or dispose of dredge corn containing more than 50 per cent. by weight of wheat except by way of sale to an approved buyer of wheat or the Minister.

(a) S.R. & O. 1932 (No. 588) p. 1753.

(2) The restrictions imposed by paragraph (1) of this Article shall not prohibit—

(*a*) the use by a flour miller in the manufacture of flour of millable dredge corn purchased by him from a grower or an approved buyer;

(*b*) the sale (the dredge corn being sold as non-millable) as a feeding stuff for animals, or the use in the manufacture of any such feeding stuff, of dredge corn certified by a Local Wheat Committee as non-millable;

(*c*) the sale as seed of any dredge corn consisting solely of a mixture of wheat and beans.

Restrictions on dealing in seed

5.—(1) No person other than a person holding a licence as a licensed seed merchant shall buy or obtain dredge corn or mixed corn for resale as seed or sell or supply dredge corn or mixed corn to a person acquiring the same for use as seed by him.

(2) No licensed seed merchant shall—

(*a*) buy or obtain dredge corn or mixed corn for resale as seed except from a grower or another licensed seed merchant;

(*b*) sell or supply dredge corn or mixed corn for use as seed except to another licensed seed merchant acquiring the same for resale as seed or to a person acquiring the same for use as seed by him.

(3) No person shall buy or obtain or sell or supply for use as seed any dredge corn containing more than 25 per cent. of wheat, or any mixed corn containing more than 25 per cent. of wheat, unless such dredge corn or mixed corn consists solely of wheat and beans.

Mixed corn

6. No person shall sell mixed corn as dredge corn.

Keeping of records

7.—(1) Every approved buyer and licensed seed merchant shall keep or cause to be kept an accurate record of all his purchases and sales of dredge corn and mixed corn, specifying—

(*a*) the date thereof;

(*b*) the name and address of the person from whom it was purchased or to whom it was sold;

(*c*) the quantity purchased or sold, and the prices paid or charged; and

(*d*) in the case of dredge corn, whether it was bought or sold as millable dredge corn, non-millable dredge corn or for use as seed or for resale as seed or otherwise, as the case may be.

(2) The retention by any person of an invoice or a copy of an invoice shall, as respects the particulars mentioned in such document, be a sufficient compliance by him with the provisions of this Article.

(3) Every person who is required by this Article to keep any record shall retain the same for not less than one year from the date of the transaction to which it relates.

Maximum and minimum prices

8.—(1) No person shall buy or sell dredge corn at a price—

(*a*) exceeding the price applicable in accordance with the First Schedule to this Order;

(*b*) less than the price applicable in accordance with the Second Schedule to this Order.

(2) The restrictions imposed by paragraph (1) of this Article shall not apply to the sale or purchase of dredge corn for use as seed or for resale for such use.

Price of M.A.F. sacks

9.—(1) Where dredge corn is sold in an M.A.F. sack each sack shall on every sale be charged by the seller as non-returnable and the price to be charged and paid therefor shall be 1s. 9d.

(2) The foregoing provisions of this Article shall not apply unless the said sack is at the time of sale in a suitable condition for the commercial transport of dredge corn, has not been emptied since being originally filled with dredge corn by the grower and was in a new condition at the time of being so filled.

Particulars of additions to be furnished on demand

10. On a sale of dredge corn the seller shall, on demand being made of him in writing by the buyer within 14 days of the date of the invoice, furnish to the buyer forthwith such written particulars as the buyer may require of any additional charges made on that sale in accordance with Part II of the First Schedule to this Order.

Artificial transactions; unreasonable charges

11. No person shall in connection with the sale or disposition or proposed sale or disposition of any dredge corn enter or offer to enter into any artificial transaction or make or demand any unreasonable charge.

Directions, licences and authorisations

12.—(1) The provisions of this Order are subject to any directions which may at any time be given by or on behalf of the Minister and to any licences or authorisations which may be granted by or on behalf of the Minister under this Order.

(2) Every person holding a licence or authorisation granted under this Order shall comply with every condition imposed by such licence or authorisation.

(3) Every licence or authorisation granted under this Order is and shall remain the property of the Minister and the licensee or any person being in possession of any such licence or authorisation shall, if requested to do so by or on behalf of the Minister, produce or deliver it to such person or to a person of such class or description and within such time as may be specified in the request.

Infringements

13. Infringements of this Order are offences against the Defence (General) Regulations, 1939.

Application

14. This Order shall not apply to Northern Ireland.

Revocation

15.—(1) The Dredge Corn (Great Britain) Order, 1949, as amended(**a**), is hereby revoked but without prejudice to any proceedings in respect of any contravention thereof.

(**a**) S.I. 1949 (Nos. 1191 and 1395) II, pp. 431 and 489; 1950 (Nos. 1078 and 2049) III, pp. 650 and 652; and 1951 No 497.

(2) Any licence granted under the said Order, or continuing in force by virtue of the said Order, and subsisting immediately before the date of the coming into force of this Order, shall continue to have effect as if it had been granted under this Order.

(3) Every person shall notwithstanding the revocation of the said Order retain any record required to be kept by him thereunder until the expiration of one year from the date of the transaction to which it relates.

Commencement and citation

16. This Order shall come into operation on the 1st day of July, 1951, and may be cited as the Dredge Corn (Great Britain) Order, 1951.

Maurice Webb,
Minister of Food.

Dated the 26th day of June, 1951.

THE FIRST SCHEDULE

PART I.—MAXIMUM PRICES

Section A.—Millable Dredge Corn

Col. 1	Col. 2	Col. 3	Col. 4
	For delivery during the month of—		
	July, August or September, 1951	October, 1951	November, 1951
	At the rate per cwt. net of—		
	s. d.	s. d.	s. d.
1. On a sale by a grower	26 10	27 6	28 4
2. On a sale by a person other than a grower	27 1	27 9	28 7

Section B.—Non-Millable Dredge Corn
(other than Barley Dredge Corn sold for human consumption)

Col. 1	Col. 2
	At the rate of—
	s. d.
1. On a sale by a grower	26 0 per cwt. net
2. On a sale to any person, other than an ultimate buyer, by an approved buyer who has bought the dredge corn from a grower, or who is the first seller or supplier of the dredge corn after threshing	26 6 per cwt. net
3. On any sale other than a sale mentioned in 1 or 2 above ...	27 0 per cwt. net

PART II.—CHARGES WHICH MAY BE MADE BY THE SELLER IN ADDITION TO THE MAXIMUM PRICES

1. *Credit*

The maximum prices prescribed by this Order are fixed on the basis of net cash; where credit is given by the seller to the buyer a reasonable charge may be made therefor, provided that the amount of such charge is quoted by the seller on the invoice.

2. *Transport Charges*

The maximum prices prescribed by this Order are fixed on the basis that all transport charges after sale by the grower "ex-farm" are for the account of the ultimate buyer, and accordingly there may be added to such maximum prices all transport charges after sale by the grower "ex-farm"; provided that the charges so added shall not exceed any reasonable amounts actually and properly paid or payable and any other reasonable sums representing transport costs properly incurred.

3. *Sacks*

(1) Where the seller provides returnable sacks (owned or hired by him) he may make a reasonable charge therefor, provided that—

(*a*) he specifies on an invoice to be furnished to the buyer—

(i) the amount of such charge or the rate thereof;

(ii) whether or not such charge or any part thereof is made by way of deposit; and

(iii) if part of such charge is made by way of deposit, the amount thereof;

(*b*) any charge made by way of deposit shall be repaid by the seller to the buyer on the re-delivery by the buyer of the sack (carriage paid) in such condition as is reasonable having regard to its condition when supplied and to ordinary wear and tear.

(2) Where the seller provides non-returnable sacks, other than M.A.F. sacks, the seller may make a charge for each sack at a rate not exceeding 2s. 2d. per cwt. of the contents sold, or, in the case of a sale of less than 1 cwt., at a rate not exceeding 2s. 5d. per cwt.

4. *Storage and Handling Charges*

Subject as hereafter in this paragraph provided—

where dredge corn, which has been taken into and delivered out of the seller's store, has at the request of the buyer been delivered by the seller in a quantity of 80 cwt. or less a charge at a rate not exceeding 3d. per cwt. may be made by the seller in respect of such quantity:

Provided that no such charge may be made on a sale by a grower or where the dredge corn has been taken into the seller's store for the purpose of processing.

5. *Small Lots*

Where on a sale to an ultimate buyer drege corn is at the request of the buyer delivered by the seller in any of the undermentioned quantities, a charge may be made by the seller in accordance with the following scale:—

Quantity delivered	Charge at a rate not exceeding—
	s. d.
10 cwt. or more but less than 20 cwt. ...	3 per cwt.
5 cwt. or more but less than 10 cwt. ...	6 per cwt.
1 cwt. or more but less than 5 cwt. ...	1 0 per cwt.
½ cwt. or more but less than 1 cwt. ...	1 6 per cwt. or 9d. per ¼ cwt.
28 lb. or more but less than ½ cwt. ...	2 6 per cwt., 11¼d. per 42 lb. or 7½d. per 28 lb.
14 lb. or more but less than 28 lb. ...	3 0 per cwt., 6¾d. per 21 lb. or 4½d. per 14 lb.
Under 14 lb.	4 0 per cwt. or 3d. per 7 lb.

6. *Prohibition of Further Additions*

Except as provided in this Part of this Schedule or under the authority of the Minister, no charge shall be made in addition to the maximum prices in respect of credit, breaking bulk, transport, containers, storage or handling.

THE SECOND SCHEDULE

MINIMUM PRICE

Col. 1	Col. 2
	Minimum Price
Millable Dredge Corn	s. d.
On a sale by a grower	24 4 per cwt. net

EXPLANATORY NOTE

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

This Order replaces the Dredge Corn (Great Britain) Order, 1949, as amended.

It sets out the maximum prices for millable dredge corn in Great Britain for July to November, 1951, and also prescribes maximum prices for non-millable dredge corn (other than barley dredge corn sold for human consumption) and a minimum price for millable dredge corn on a sale by a grower.

The maximum permitted charge for non-returnable sacks, other than M.A.F. sacks, is increased to 2s. 2d. per cwt. of contents, or on a sale of less than 1 cwt. to 2s. 5d. per cwt.

The price of M.A.F. sacks is increased from 1s. 6d. to 1s. 9d.

A reasonable charge may be made for returnable sacks and maximum permitted charges are not prescribed.

Licensed seed merchants may now purchase dredge corn from growers.

The Dredge Corn (Northern Ireland) Order, 1951

1951 No. 1119

Made - - - -	*26th June*, 1951
Laid before Parliament	*27th June*, 1951
Coming into Operation	*1st July*, 1951

The Minister of Food, in pursuance of the powers conferred upon him by Regulations 55, 55AA and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(a) (as extended by the Supplies and Services (Extended Purposes) Act, 1947(b) and the Supplies and Services (Defence Purposes) Act, 1951(c),

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1615-25) II, pp. 39 and 45-56.
(b) 9 & 10 Geo. 6. c. 55.
(c) 14 & 15 Geo. 6. c. 25.