STATUTORY INSTRUMENTS

1976 No. 366

AGRICULTURE

EGGS MARKETING

The Eggs Authority (Rates of Levy) Order 1976

Made - - -	*8th March* 1976
Laid before Parliament	*11th March* 1976
Coming into Operation	*1st April* 1976

Whereas the Eggs Authority (hereinafter referred to as "the Authority"), constituted under section 2 of the Agriculture Act 1970(**a**) (hereinafter referred to as "the Act"), have prepared and submitted to the Ministers hereinafter named, pursuant to section 13(1) of the Act, an estimate of the amounts required to be raised by levy for the period beginning with 1st April 1976 and ending with 31st March 1977 (hereinafter referred to as "the relevant accounting period") for the purposes of the functions respectively of the Authority under Part I of the Act, subject to section 10 of the Act, referred to in paragraphs (*a*) and (*c*) of the section 13(1):

And whereas, after consultation pursuant to subsection (4) of section 13 of the Act with such organisations appearing to the said Ministers to represent the interests of persons engaged by way of business in the production of eggs (hereinafter referred to as "producers") as those Ministers consider appropriate and with such other organisations as they consider appropriate having regard to the fact that the levy for the relevant accounting period will be imposed on persons other than producers, the said Ministers have pursuant to subsection (2)(*a*) of the said section determined that the respective amounts to be raised by levy for the relevant accounting period shall be £253,000 for the purposes of the functions referred to in paragraph (*a*) of section 13(1) of the Act and £1,384,700 for the purposes of the functions referred to in paragraph (*c*) of that section:

Now, therefore, the Minister of Agriculture, Fisheries and Food, the Secretary of State for Wales, the Secretary of State for Scotland and the Secretary of State concerned with agriculture in Northern Ireland, acting jointly in exercise of the powers conferred upon them by subsections (2)(*b*) and (6) of section 13 of the Act and of all other powers enabling them in that behalf, hereby make the following order:—

Citation and commencement

1. This order may be cited as the Eggs Authority (Rates of Levy) Order 1976, and shall come into operation on 1st April 1976.

(a) 1970 c. 40.

Interpretation

2.—(1) In this order "chicks" means pullet chicks of domestic fowls being chicks which have been hatched for not more than 72 hours.

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

(3) Any reference in this order to any scheme shall be construed as a reference to such scheme as varied by any subsequent scheme.

Rate of levy and related matters

3.—(1) The rate of levy for the relevant accounting period, which appears to the Ministers to be sufficient (but not more than sufficient) to meet the aggregate of the amounts determined by the Ministers under paragraph (*a*) of section 13(2) of the Act for the purposes of the functions referred to in paragraphs (*a*) and (*c*) of section 13(1) of the Act, shall be £3·50 per hundred chicks determined in accordance with the provisions of the Eggs Authority Levy Scheme 1974 set forth in the Schedule to the Eggs Authority Levy Scheme (Approval) Order 1974(**b**).

(2) The rate of levy specified above is attributable as to £0·54 and £2·96 respectively to functions referred to in paragraphs (*a*) and (*c*) of section 13(1) of the Act.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 1st March 1976.

(L.S.)

Frederick Peart,
Minister of Agriculture, Fisheries and Food.

John Morris,
Secretary of State for Wales.

8th March 1976.

William Ross,
Secretary of State for Scotland.

2nd March 1976.

Merlyn Rees,
Secretary of State for Northern Ireland.

4th March 1976.

(a) 1889 c. 63.

(b) S.I. 1974/605 (1974 I, p. 2422).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which comes into operation on 1st April 1976, specifies the rate of levy to be raised in respect of the accounting period beginning with 1st April 1976 and ending with 31st March 1977, to meet the aggregate of the amounts determined by the Ministers for the purpose of financing the functions of the Eggs Authority referred to in paragraphs (*a*) and (*c*) of section 13(1) of the Agriculture Act 1970. It also specifies how much of the rate is attributable to the functions referred to in each respectively of those paragraphs.

As for the preceding accounting periods, the rate of levy is specified per hundred pullet chicks of domestic fowls being chicks which have been hatched for not more than 72 hours, determined in accordance with the Eggs Authority Levy Scheme 1974.

In accordance with section 16(7) of the Agriculture Act 1970, the levy will, from the date of operation of this order, be imposed under the scheme, in prescribed circumstances and subject to specified exceptions, on persons engaged by way of business in the hatching of domestic fowls for egg laying in Great Britain or Northern Ireland or in the bringing (otherwise than only as a carrier) of live domestic fowls of laying stock into Great Britain or Northern Ireland from outside those areas.

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