1954 No. 902

The Fertilisers (Northern Ireland) Scheme, 1954

Made - - - - 30*th June,* 1954

Whereas Section I of the Agriculture (Fertilisers) Act, 1952(a) enables the appropriate Minister with the approval of the Treasury to make a scheme for relieving occupiers of agricultural land of a part of the expenditure which they would otherwise incur in respect of fertilisers acquired by them for use for adding to such land to improve the fertility of the soil

And Whereas the Minister of Agriculture and Fisheries is the appropriate Minister within the meaning of Section 6 of the said Act in relation to a separate scheme for Northern Ireland

And Whereas the Minister of Agriculture and Fisheries is satisfied that there are circumstances which render it substantially more expedient that the relief should be given in Northern Ireland by means of contributions in respect of fertilisers manufactured, imported or distributed by persons who manufacture, import or distribute them

Now therefore the Minister of Agriculture and Fisheries by virtue and in exercise of the power vested in him by Section I of the said Act and of all other powers enabling him in that behalf, with the approval of the Treasury, hereby makes the following scheme, of which a draft has been laid before Parliament and has been approved by resolution of each House of Parliament.

1. This scheme, which may be cited as the Fertilisers (Northern Ireland) Scheme, 1954, shall apply to Northern Ireland.

2.—(1) In this scheme, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

"the Act" means the Agriculture (Fertilisers) Act, 1952;

"agricultural land" means any land used as arable meadow or pasture ground, or for the purpose of poultry farming, market gardens, nursery grounds, orchards or allotments;

"distributor" means a person carrying on in Northern Ireland, whether in conjunction with the business of a manufacturer or importer of fertilisers or not, the business of selling to occupiers of agricultural land fertilisers which he has neither manufactured nor imported;

"importer" means a person who carries on in Northern Ireland the business of importing fertilisers into that country for the purpose of resale and "imports" and "imported" shall be construed accordingly;

"the Minister" means the Minister of Agriculture and Fisheries;

"occupier of agricultural land" includes an association of farmers, allotment holders or small holders or other similar association which acquires fertilisers in bulk for redistribution to its members.

(a) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 15.

(2) The Interpretation Act, 1889(a) as applied by the Interpretation Act, 1921(b) shall apply to the interpretation of this scheme as it applies to the interpretation of an Act of Parliament.

3.—(1) Subject to the provisions of this scheme, where any person manufactures in or imports into Northern Ireland any of the fertilisers specified in the schedule to this scheme, the Minister may make to that manufacturer or importer in respect of any such manufactured or imported fertiliser sold by him to any occupier of agricultural land or distributor in Northern Ireland, for use for adding to agricultural land in Northern Ireland to improve the fertility of the soil, a contribution calculated at the rate specified for that fertiliser in the schedule.

(2) For the purpose of securing so far as is practicable that contributions shall be made under this paragraph only in respect of fertilisers delivered to occupiers of agricultural land in Northern Ireland during the period beginning on the 1st July, 1954, and ending on the 30th June, 1955, no contribution shall be made under this paragraph to any manufacturer or importer in respect of any fertiliser delivered by him to a purchaser unless, if the purchaser is an occupier of agricultural land, the fertiliser was delivered to him during the aforesaid period, or if the purchaser is a distributor, it was delivered to him during that period and in respect of any such delivery to him after the 30th April, 1955, the Minister is satisfied that the distributor delivered the fertiliser not later than 30th June, 1955, to an occupier of agricultural land.

4. Subject to the provisions of this scheme, where a distributor has on 1st July, 1954, in his possession in Northern Ireland for the purposes of sale any of the fertilisers specified in the schedule to this scheme, and has before 31st July, 1954, supplied to the Minister such particulars thereof as he may require, the Minister may make to that distributor in respect of any fertiliser so held which is sold and delivered in Northern Ireland during the period beginning on 1st July, 1954, and ending on 30th June, 1955, to an occupier of agricultural land in Northern Ireland for use for adding to such land to improve the fertility of the soil, a contribution calculated at the rate specified for that fertiliser in the schedule to this scheme.

Provided that no contribution shall be made under this paragraph in respect of any fertiliser (i) which by reason of being delivered by the manufacturer or importer to the distributor on 1st July aforesaid qualifies for a contribution under the preceding paragraph or (ii) which is a fertiliser in respect of which a contribution was paid or is payable under the Fertilisers (Northern Ireland) Scheme, 1952(c), except in so far as such contribution was or is less than the amount of a contribution calculated at the rate specified for that fertiliser in the schedule to this scheme.

5. Any person who desires to apply for a contribution to be paid in accordance with the provisions of this scheme shall apply to the Minister—

(*a*) in writing in such form as the Minister may from time to time require, and

(*b*) not later than the last day of the month succeeding that in which the fertilisers were delivered by him to the purchaser thereof or within such further time as the Minister may in special circumstances allow.

6. The Minister may require an applicant for a contribution to produce any accounts, invoices, receipts or other documents and to give all information required by the Minister for the purpose of verifying the application.

(a) 52 & 53 Vict. c. 63. (b) 12 Geo. 5. c. 4. (N.I.). (c) S.I. 1952/1274 (1952 I, p. 19).

7. No contribution shall be made in respect of any fertiliser to which this scheme applies where the fertiliser is in packages containing fifty-six pounds weight or less of that fertiliser.

In Witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this thirtieth day of June, 1954.

(L.S.) *Tom Dugdale.*

Approved this thirtieth day of June, 1954.

Hendrie D. Oakshott,
Martin Redmayne,
Two of the Lords Commissioners of Her Majesty's Treasury.

SCHEDULE

Where the reference in this schedule to any fertiliser is made by a name (other than the name "compound fertiliser") mentioned in the first column of the Fourth Schedule to the Fertilisers and Feeding Stuffs Act, 1926(a), the reference shall be construed as meaning the fertiliser defined under that name in that Schedule.

FERTILISER	*RATE OF CONTRIBUTION*
	per ton £ s. d.
Sulphate of ammonia	3 12 0
"*Nitro-Chalk*"	2 13 6
Superphosphate	4 10 0 (provided that this amount shall be increased or decreased by 5s. 0d. for each 1 per centum by weight (and proportionately for any fraction thereof) by which the water-soluble phosphoric acid (P_2O_5) content is above or below 18 per centum by weight of the fertiliser).
	£ s. d.
Triple superphosphate	11 15 0 (provided that this amount shall be increased or decreased by 5s. 0d. for each 1 per centum by weight (and proportionately for any fraction thereof) by which the water-soluble phosphoric acid (P_2O_5) content is above or below 47 per centum by weight of the fertiliser).
	£ s. d.
Ground rock phosphate	3 15 0 (provided that this amount shall be increased or decreased by 2s. 7d. for each 1 per centum by weight (and proportionately for any fraction thereof) by which the phosphoric acid (P_2O_5) content is above or below 29 per centum by weight of the fertiliser).

(a) 16 & 17 Geo. 5. c. 45.

FERTILISER	*RATE OF CONTRIBUTION*
	per ton
Basic Slag containing phosphoric acid (P_2O_5) of not less than:	£ s. d.
14 per centum by weight	3 6 0
15 per centum by weight	3 8 0
16 per centum by weight	3 11 0
17 per centum by weight and above ...	3 14 6
	(plus 4s. 0d. for each 1 per centum by weight by which the phosphoric acid (P_2O_5) content exceeds 17 per centum by weight of the fertiliser).
	£ s. d.
Semsol containing 9 per centum water-soluble phosphoric acid (P_2O_5) and 14·5 per centum insoluble phosphoric acid (P_2O_5)	4 2 6
Any compound fertiliser except one in which the nitrogenous and the phosphatic ingredients are wholly derived from organic material:	
For each 1 per centum by weight of nitrogen (N) and proportionately for any fraction thereof	3 5
For each 1 per centum by weight of water-soluble phosphoric acid (P_2O_5) and proportionately for any fraction thereof ...	5 9
For each 1 per centum by weight of insoluble phosphoric acid (P_2O_5) and proportionately for any fraction thereof	3 3
Any other inorganic or synthetic nitrogenous fertiliser:	
For each 1 per centum by weight of nitrogen (N) and proportionately for any fraction thereof	3 5
Any other inorganic phosphatic fertiliser:	
For each 1 per centum by weight of water-soluble phosphoric acid (P_2O_5) and proportionately for any fraction thereof ...	5 0
For each 1 per centum by weight of insoluble phosphoric acid (P_2O_5) and proportionately for any fraction thereof	2 7

Provided that no contribution made in respect of any compound fertiliser shall exceed one-third of the cost, or made in respect of any other fertiliser shall exceed one-half of the cost, the said cost in either case being the cost of such fertiliser when delivered to the premises of occupiers of agricultural land in Northern Ireland.

EXPLANATORY NOTE

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

The Agriculture (Fertilisers) Act, 1952, provides that schemes may be made for the payment of contributions in respect of fertilisers applied to agricultural land. This scheme made by the Minister of Agriculture and Fisheries, with the approval of the Treasury, applies to Northern Ireland. It provides for the payment of contributions to the manufacturers in and importers into Northern Ireland of nitrogenous and phosphatic fertilisers which are delivered to occupiers of agricultural land in that country during the period beginning on 1st July, 1954, and ending on 30th June, 1955. Contributions may also be paid to distributors in respect of certain stocks which are held by them on 1st July, 1954. This scheme succeeds the Fertilisers (Northern Ireland) Scheme, 1952, which related to a period expiring on 30th June, 1954.