1960 No. 1117

The Fertilisers (United Kingdom) Scheme, 1960

Laid before Parliament in draft

Made - - - - 28th June, 1960

The Minister of Agriculture, Fisheries and Food and the Secretary of State, acting jointly, being the appropriate Ministers within the meaning of paragraph (*c*) of subsection (2) of section 6 of the Agriculture (Fertilisers) Act, 1952(**a**), in relation to a joint scheme for England and Wales, Scotland and Northern Ireland, in pursuance of section 1 of the said Act and of all other powers enabling them in that behalf, with the approval of the Treasury, hereby make 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 (United Kingdom) Scheme, 1960, shall apply to England and Wales, Scotland and Northern Ireland.

2.—(1) In this scheme, unless the context otherwise requires:—

"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, including allotment gardens within the meaning of the Allotments Act, 1922(**b**), or the Allotments (Scotland) Act, 1922(**c**);

"association" means—

(*a*) an association of farmers, allotment holders, or smallholders, or of occupiers of any land wholly or mainly cultivated for the production of vegetables or fruit, being an association which is registered under the Industrial and Provident Societies Acts, 1893 to 1954, or the Industrial and Provident Societies Acts (Northern Ireland), 1893 to 1955, or which has written rules governing its constitution and management;

(*b*) an approved association for the purposes of the Agricultural Lime Schemes, 1947 to 1960(**d**);

"delivered" means, in the case of a purchase by an occupier of agricultural land, delivered to his premises, farm or holding and, in the case of a purchase by an association, delivered to the premises of the association, and "delivery" should be construed accordingly;

"the Minister" means the Minister of Agriculture, Fisheries and Food.

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

3. Subject to the provisions of this scheme, where any fertiliser specified in the First or Second Schedule to this scheme was purchased for use for adding to agricultural land to improve the fertility of the soil—

(*a*) by an occupier of such land, or

(**a**) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 15. (**b**) 12 & 13 Geo. 5. c. 51.
(**c**) 12 & 13 Geo. 5. c. 52.
(**d**) S.R. & O. 1947/1829 (Rev. I, p. 127: 1947 I, p. 10); S.I. 1951/513, 1953/597, 1955/473, 1960/546 (1951 I, p. 9; 1953 I, p. 16; 1955 I, p. 63; 1960 I, p. 107).
(**e**) 52 & 53 Vict. c. 63.

(*b*) by an association which acquires fertilisers in bulk for redistribution to its members,

and was delivered to the purchaser during the period beginning on 1st July, 1960, and ending on 30th June, 1961, the Minister may make a contribution to the purchaser calculated at the appropriate rate specified in respect of the fertiliser (*a*) in the First Schedule to this scheme, where the fertiliser was delivered in England, Wales or Scotland or (*b*) in the Second Schedule to this scheme, where the fertiliser was delivered in Northern Ireland.

4. Any person or association 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*) within six months of delivery of the fertiliser, or within such further time as the Minister may in special circumstances allow.

5.—(1) No contribution shall be made in respect of any fertiliser to which this scheme applies unless the total quantity of all the kinds of fertilisers to which the application relates is not less than 4 cwt.

(2) If any contribution is payable under any enactment other than the Act, or under any other scheme, in respect of fertilisers specified in this scheme, the Minister in determining the amount of contribution payable under this scheme may take into consideration the amount of contribution payable under the other enactment or scheme and may reduce the amount payable under this scheme accordingly.

6. The Minister may require an applicant for a contribution to give any person authorised by the Minister in that behalf reasonable facilities for the inspection of any fertiliser to which the application relates, and 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.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this 24th day of June, 1960.

(L.S.)

John Hare,
Minister of Agriculture, Fisheries and Food.

Given under the Seal of the Secretary of State for Scotland this 27th day of June, 1960.

(L.S.)

John S. Maclay,
Secretary of State for Scotland.

Approved this 28th day of June, 1960.

Michael Hughes-Young,
P. E. O. Bryan,
Two of the Lords Commissioners of Her Majesty's Treasury.

FIRST SCHEDULE

FERTILISERS DELIVERED IN ENGLAND, WALES OR SCOTLAND

Where the reference in this schedule to any fertiliser is made by a name mentioned in the first column of the Fourth Schedule to the Fertilisers and Feeding Stuffs Act, 1926(a), as having effect by the Fertilisers and Feeding Stuffs Regulations, 1955 and 1956(b), or any Regulations for the time being in force modifying or re-enacting the same, 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	9 9 0
Superphosphate	6 9 0
	(provided that this amount shall be increased or decreased by 7s. 2d. 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	16 16 10
	(provided that this amount shall be increased or decreased by 7s. 2d. 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	5 1 6
	(provided that this amount shall be increased or decreased by 3s. 6d. 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).
Basic slag containing phosphoric acid (P_2O_5) of not less than:	£ s. d.
6 per centum by weight	2 2 0
7 per centum by weight	2 4 0
8 per centum by weight	2 6 3
9 per centum by weight	2 8 3
10 per centum by weight	2 11 3
11 per centum by weight	2 14 0
12 per centum by weight	2 16 3
13 per centum by weight	2 18 0
14 per centum by weight	3 0 6
15 per centum by weight	3 2 9
16 or more per centum by weight: For each 1 per centum by weight of phosphoric acid (P_2O_5)	4 1

(a) 16 & 17 Geo. 5. c. 45.
(b) S.I. 1955/1673, 1956/1853 (1955 I, p. 835; 1956 I, p. 930).

FERTILISER	RATE OF CONTRIBUTION per ton £ s. d.
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	9 0
For each 1 per centum by weight of water-soluble phosphoric acid (P_2O_5) and proportionately for any fraction thereof	7 2
For each 1 per centum by weight of phosphoric acid (P_2O_5) insoluble in water and proportionately for any fraction thereof	4 0
Other inorganic or synthetic fertilisers containing nitrogen (N) and/or phosphoric acid (P_2O_5):	
For each 1 per centum by weight of nitrogen (N) and proportionately for any fraction thereof	9 0
For each 1 per centum by weight of water-soluble phosphoric acid (P_2O_5) and proportionately for any fraction thereof	7 2
For each 1 per centum by weight of phosphoric acid (P_2O_5) insoluble in water and proportionately for any fraction thereof	4 0

Provided that no contribution made in respect of any fertiliser shall exceed one-half of the cost of the fertiliser when delivered to the purchaser (excluding any charge for credit or spreading and less any rebate or discount).

SECOND SCHEDULE

FERTILISERS DELIVERED IN NORTHERN IRELAND

Where the reference in this schedule to any fertilisers is made by a name mentioned in the first column of the Fourth Schedule to the Fertilisers and Feeding Stuffs Act, 1926, as varied by the Fertilisers and Feeding Stuffs (Northern Ireland) Regulations, 1955 and 1956(a), or any Regulations for the time being in force modifying or re-enacting the same, 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	9 9 0
Superphosphate	6 9 0 (provided that this amount shall be increased or decreased by 7s. 2d. 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).

(a) S.R. & O. (N.I.) 1955/202, 1956/186 (1955, p. 147; 1956, p. 138).

FERTILISER	RATE OF CONTRIBUTION per ton £ s. d.
Triple superphosphate	16 16 10 (provided that this amount shall be increased or decreased by 7s. 2d. 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).
Ground rock phosphate	5 1 6 (provided that this amount shall be increased or decreased by 3s. 6d. 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).
Basic slag:	
For each 1 per centum by weight of phosphoric acid (P_2O_5)	5 5
Semsol containing 9 per centum by weight of water-soluble phosphoric acid (P_2O_5) and 14·5 per centum by weight of phosphoric acid (P_2O_5) insoluble in water	5 15 3
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	9 0
For each 1 per centum by weight of water-soluble phosphoric acid (P_2O_5) and proportionately for any fraction thereof	7 2
For each 1 per centum by weight of phosphoric acid (P_2O_5) insoluble in water and proportionately for any fraction thereof	4 0
Other inorganic or synthetic fertilisers containing nitrogen (N) and/or phosphoric acid (P_2O_5):	
For each 1 per centum by weight of nitrogen (N) and proportionately for any fraction thereof	9 0
For each 1 per centum by weight of water-soluble phosphoric acid (P_2O_5) and proportionately for any fraction thereof	7 2
For each 1 per centum by weight of phosphoric acid (P_2O_5) insoluble in water and proportionately for any fraction thereof	4 0

Provided that no contribution made in respect of any fertiliser shall exceed one-half of the cost of the fertiliser when delivered to the purchaser (excluding any charge for credit or spreading and less any rebate or discount).

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, Fisheries and Food and the Secretary of State for Scotland, with the approval of the Treasury, relates to the United Kingdom. It provides for contributions to be paid to occupiers of agricultural land in respect of nitrogenous and phosphatic fertilisers delivered during the period beginning on 1st July, 1960, and ending on 30th June, 1961. This scheme succeeds the Fertilisers (United Kingdom) Scheme, 1959, which relates to the year ending on 30th June, 1960.