that agreement applies, that is to say, the agreement made in September, 1957, between the National Wages Board of the Co-operative Union Limited, the Amalgamated Union of Operative Bakers, Confectioners and Allied Workers and the Union of Shop, Distributive and Allied Workers.

Signed by order of the Minister of Labour and National Service this 21st day of October, 1957.

Harold Emmerson,
Secretary,
Ministry of Labour and National Service.

EXPLANATORY NOTE

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

This Order provides that the restrictions on night work in the baking industry imposed by the Baking Industry (Hours of Work) Act, 1954, shall not apply in relation to bakery workers covered by the agreement referred to in Article 2 of this Order.

BEE DISEASES

1957 No. 250

The Foul Brood Disease of Bees Order, 1957

Made - - - - 18*th February*, 1957
Coming into Operation 1*st April*, 1957

The Minister of Agriculture, Fisheries and Food by virtue and in exercise of the powers vested in him by Section 11 of the Agriculture (Miscellaneous Provisions) Act, 1941(**a**), and of all other powers enabling him in that behalf, and after consultation with the Advisory Committee appointed for the purposes of the said Section 11 of that Act hereby makes the following Order:—

Citation, Extent and Commencement

1. This Order, which may be cited as the Foul Brood Disease of Bees Order, 1957, shall apply to England and Wales and shall come into operation on the first day of April, 1957.

Revocation of Order

2. The Foul Brood Disease of Bees Order, 1952(**b**), is hereby revoked.

Interpretation

3.—(1) In this Order:—

"Advisory Committee" means the Advisory Committee appointed by the Minister for the purposes of Section 11 of the Agriculture (Miscellaneous Provisions) Act, 1941

(**a**) 4 & 5 Geo. 6. c. 50. (**b**) S.I. 1952/138 (1952 I, p. 405).

"appointed officer" means a person appointed by the Minister for the purposes of this Order

"bees" means honey bees, and includes such bees in any stage of their life cycle

"foul brood disease" means one of those diseases of the brood of bees commonly known as American Foul Brood and European Foul Brood

"hive" includes any receptacle used or formerly used to house a colony of bees

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

(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.

Examination of Bees, Combs and Equipment

4. An appointed officer, upon production, if so required, of a duly authenticated document showing his authority, may enter any premises upon which he has reason to believe that there are any hives, combs, bees, bee-keeping appliances or apparatus and examine any such hives, combs, bees, bee-keeping appliances or apparatus Provided that, except in the case of hives and combs not inhabited by bees, any such examination shall be made during such period of the year as may be specified from time to time by the Minister after consultation with the Advisory Committee.

Samples and Reports

5.—(1) If, after an examination under Article 4 hereof, the appointed officer has reason to suspect that foul brood disease is present on any premises he shall

(*a*) serve a notice in writing on the owner or person in charge of the hives on those premises prohibiting the removal from the premises of any hives, combs, bees, honey, bee-keeping appliances and apparatus except under and in accordance with the conditions of a licence issued by the Minister and

(*b*) take without payment one or more suitable sample combs from amongst those on the premises and cause the sample to be sealed and marked for identification and delivered or sent by post for examination to a laboratory maintained by the Minister for the purposes of this Order or to a laboratory approved by the Minister for such purposes after consultation with the Advisory Committee.

(2) A notice served under paragraph (1) of this Article shall remain in force either until the prohibition imposed by such notice is withdrawn by a notice served under paragraph (3) of this Article or until a notice under Article 6 of this Order has been fully complied with either within the time prescribed therein or within such extended time as may be allowed by the Minister Except that in a case where the presence of European Foul Brood shall have been confirmed in the sample a notice served under paragraph (1) of this Article shall remain in force until the first day of October in the year next following the calendar year in which a notice served under Article 6 of this Order has been fully complied with.

(3) The Minister shall cause a copy of the report of the examination of the sample to be sent to the person on whom the notice under paragraph (1) of this Article was served; and if the report does not confirm the presence of foul brood disease the Minister shall forthwith serve on such person a notice in writing withdrawing the prohibition imposed by the notice served upon him under paragraph (1) of this Article.

(a) 52 & 53 Vict. c. 63.

Action where Disease is Present

6. If the report of the examination of a sample taken under the last preceding Article confirms the presence of foul brood disease the Minister may serve upon the owner or person in charge of the hive from which the sample was taken a notice in writing requiring him within such time as may be prescribed in the notice to destroy by fire in the presence of an appointed officer all the bees in the said hive together with their combs and the honey contained therein and their quilts and, at the option of the person on whom the notice is served, either to destroy by fire in the presence of the appointed officer the said hive and such other bee-keeping appliances and apparatus as appear to the appointed officer to be infected with or to have been exposed to infection with foul brood disease, or to treat them in the presence of the appointed officer in a manner specified in the notice, being a manner approved generally by the Minister after consultation with the Advisory Committee.

Obstruction, Provision of Facilities and Obligations of Beekeepers

7.—(1) No person shall obstruct an appointed officer in the exercise of the powers and the performance of the duties vested in and imposed on him by or in pursuance of this Order.

(2) The occupier of any premises upon which there are any hives, combs, bees, bee-keeping appliances or apparatus shall give an appointed officer all reasonable facilities to enable him to exercise the powers and carry out the duties referred to in paragraph (1) of this Article.

(3) The owner or person in charge of any hives, combs, bees, bee-keeping appliances or apparatus shall comply with the prohibitions and requirements of any notice served upon him and with the conditions of any licence issued to him in pursuance of this Order.

Default Procedure

8. Where the requirements of a notice served in pursuance of Article 6 of this Order have not been complied with the Minister may cause an appointed officer or any other person authorised for the purpose to take such steps as may be necessary to secure compliance with the requirements of the said notice.

Service of Notices

9. A notice shall be deemed to be served on any person if it is delivered to him personally or left at his last known place of abode or business or sent through the post in a prepaid letter addressed to him there.

Exemptions

10. The owner or person in charge of any bees which are kept for the purpose of research and the premises upon which such bees are kept may be exempted from the provisions of this Order by and in accordance with the provisions of a licence issued by the Minister after consultation with the Advisory Committee.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this eighteenth day of February, nineteen hundred and fifty-seven.

(L.S.) *D. Heathcoat Amory,*
Minister of Agriculture, Fisheries and Food.

EXPLANATORY NOTE

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

This Order re-enacts with amendments the Foul Brood Disease of Bees Order, 1952. It provides for the examination of bees, combs, and bee-keeping equipment by an officer appointed by the Minister of Agriculture, Fisheries and Food and for the taking of sample combs and testing them for disease. A notice prohibiting the removal of bees, combs, honey and equipment may be served where foul brood disease is suspected and if the presence of disease is confirmed destruction of the infected bees and combs may be required, with destruction or treatment of the infected equipment.

The principal amendments (*a*) enable the Minister of Agriculture, Fisheries and Food to perform certain formal functions in place of a County Agricultural Executive Committee, (*b*) prohibit the obstruction of an appointed officer in the exercise of his functions and (*c*) enable steps to be taken immediately after failure to comply with a notice requiring destruction or treatment and not only after conviction for such failure.

BRITISH TRANSPORT COMMISSION

1957 No. 1455

The British Transport Commission (Male Wages Grades Pensions) (Amendment) Regulations, 1957

Made - - - -	8*th August*, 1957
Laid before Parliament	14*th August*, 1957
Coming into Operation	19*th August*, 1957

The Minister of Transport and Civil Aviation in exercise of his powers under section 98 of the Transport Act, 1947(**a**), and of all other powers him enabling in that behalf, hereby makes the following Regulations:—

1.—(1) These Regulations shall come into operation on the nineteenth day of August, 1957, and may be cited as the British Transport Commission (Male Wages Grades Pensions) (Amendment) Regulations, 1957.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

2. The Rules of the British Transport Commission (Male Wages Grades) Pension Scheme as set out in the Schedule to the British Transport Commission (Male Wages Grades Pensions) Regulations, 1954(**c**), shall have effect as though—

(1) immediately after Rule 20 thereof there were inserted the following Rule:—

"Commutation of Small Pensions

20A. Where the weekly pension payable under these Rules is less than five shillings, and the Central Committee so approve, there may be paid to the person to whom the pension would be payable a lump sum in lieu thereof equal in amount to the estimated capital value of the pension as determined by the Actuary and that person shall upon such lump sum being paid have no further claim under the Rules of this Scheme."

(**a**) 10 & 11 Geo. 6. c. 49. (**b**) 52 & 53 Vict. c. 63. (**c**) S.I. 1954/898 (1954 I, p. 175)