(vii) SEEDS

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A. GRASS SEED, PRICES

The Grass Seed (Growers' Fixed Prices) (Scotland) Order, 1949

1949 No. 1000 (S. 66)

Made - - - -	*24th May*, 1949
Laid before Parliament	*25th May*, 1949
Coming into Operation	*1st June*, 1949

In exercise of the powers conferred upon me by Regulation 55 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 of all other powers enabling me in that behalf, I hereby make the following Order :—

1. In this Order, unless the context otherwise requires :—

" awned seed " means seed of Italian ryegrass bearing awns ;

" buy " includes offer or agree to buy and " sell " includes offer or agree to sell or expose for sale ;

" grower " means any person who grows ryegrass or timothy for seed in Scotland and includes any first seller of such seed after threshing ;

" Inspector " means an Inspector or other officer authorised by the Secretary of State ;

" licensed seedsman " means a person licensed as such for the purpose of the Agricultural and Vegetable Seeds Order, 1941(**c**) ;

" percentage of germination " has the meaning assigned to that expression by Regulation 7 of the Seeds (Scotland) Regulations, 1922(**d**) ;

" percentage of purity " has the meaning assigned to that expression by Regulation 7 of the Seeds (Scotland) Regulations, 1922 ;

" real value " of ryegrass and timothy seed means one-hundredth part of the product of the figures representing the percentage of purity and the percentage of germination of such seed ;

" ryegrass seed " means threshed seed grown in Scotland of perennial ryegrass or Italian ryegrass or threshed seed of perennial ryegrass and Italian ryegrass mixed, but excludes ryegrass seed of a special strain ;

" special strain " means any kind of ryegrass or timothy the seed of which may be excluded by licence from the provisions of this Order as ryegrass or timothy seed of a special strain ;

" timothy seed " means threshed seed grown in Scotland of timothy, but excludes timothy seed of a special strain.

2. No grower shall sell and no licensed seedsman shall buy from a grower any ryegrass seed of a percentage of germination of 60 or more and of a kind and real value described in the first and second columns respectively of Part I of the Schedule to this Order at a price other than that set opposite that real value in the third column of the said Part I of the said Schedule with such additions as may be permitted by the Second Schedule.

(**a**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (No. 1618) II, p. 48.
(**b**) 10 & 11 Geo. 6. c. 55.
(**c**) S.R. & O. 1941 (No. 1393) II, p. 243.
(**d**) S.R. & O. 1922 (No. 866) p. 971.

3. No grower shall sell and no licensed seedsman shall buy from a grower any timothy seed of a percentage of germination of 60 or more and of a real value described in the first column of Part II of the Schedule to this Order at a price other than that set opposite that real value in the second column of the said Part II of the said Schedule with such additions as may be permitted by the Second Schedule.

4. Sampling of ryegrass and timothy seed with a view to determining the percentage of germination and the real value of such seed, for the purposes of Articles 2 and 3 of this Order shall be undertaken by an Inspector. Sampling shall be done at the seller's option at the premises in Scotland of the seller or the purchaser, provided that in the event of the purchaser not having premises in Scotland the sampling shall be done at the premises of the seller. Each sample shall be drawn in accordance with the procedure laid down in the Seeds (Scotland) Regulations, 1922, and shall be divided into three portions and sealed. One portion shall be delivered to the seller, one portion to the purchaser and one to the Official Seed Testing Station, East Craigs, Corstorphine, Edinburgh. On receipt of the report made by the Official Seed Testing Station on the said sample, the Inspector shall assess the real value of the seed sampled and intimate such real value and the percentage of germination to the seller and purchaser.

5. The provisions of this Order are subject to any licences which may at any time be given or granted by or on behalf of the Secretary of State.

6. The Grass Seed (Growers' Fixed Prices) (Scotland) Order, 1948(a), is hereby revoked but without prejudice to any proceedings in respect of any contravention thereof.

7. This Order may be cited as the Grass Seed (Growers' Fixed Prices) (Scotland) Order, 1949, and shall come into force on the 1st day of June, 1949.

Arthur Woodburn,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
24th May, 1949.

FIRST SCHEDULE

PART I.—RYEGRASS SEED

First Column	Second Column	Third Column
Kind of Seed	Real Value	Price
Perennial Ryegrass (containing not more than 5 per cent. of awned seed).	87	65s. 0d. per cwt.
	exceeding 87 but not exceeding 92.	65s. 0d. per cwt. plus 6d. per cwt. per unit of real value in excess of 87.
	exceeding 92	67s. 6d. per cwt. plus 1s. 0d. per cwt. per unit of real value in excess of 92.

(a) S.I. 1948 (No. 1432) II, p. 28.

First Column	Second Column	Third Column
Kind of Seed	Real Value	Price
Perennial Ryegrass—*contd.*	exceeding 81 but not exceeding 86.	65s. 0d. per cwt. less 6d. per cwt. per unit of real value less than 87.
	exceeding 49 but not exceeding 81.	62s. 6d. per cwt. less 1s. 0d. per cwt. per unit of real value less than 82.
Italian Ryegrass	86	52s. 6d. per cwt.
	exceeding 86	52s. 6d. per cwt. plus 6d. per cwt. per unit of real value in excess of 86.
	exceeding 49 but not exceeding 85.	52s. 6d. per cwt. less 6d. per cwt. per unit of real value less than 86.
Perennial Ryegrass and Italian Ryegrass mixed, including Perennial Ryegrass containing more than 5 per cent. of awned seed.	87	55s. 0d. per cwt.
	exceeding 87	55s. 0d. per cwt. plus 6d. per cwt. per unit of real value in excess of 87.
	exceeding 49 but not exceeding 86.	55s. 0d. per cwt. less 6d. per cwt. per unit of real value less than 87.

In assessing prices fractions of a unit of real value from one half upwards shall be counted as one unit; lesser fractions shall be disregarded.

PART II.—TIMOTHY SEED

First Column	Second Column
Real Value	Price
86	120s. 0d. per cwt.
exceeding 86 but not exceeding 95.	120s. 0d. per cwt. plus 2s. 0d. per cwt. per unit of real value in excess of 86.
exceeding 95... ...	138s. 0d. per cwt. plus 3s. 0d. per cwt. per unit of real value in excess of 95.
exceeding 76 but not exceeding 85.	120s. 0d. per cwt. less 2s. 0d. per cwt. per unit of real value less than 86.
exceeding 51 but not exceeding 76.	102s. 0d. per cwt. less 3s. 0d. per cwt. per unit of real value less than 77.

In assessing prices fractions of a unit of real value from one half upwards shall be counted as one unit; lesser fractions shall be disregarded.

SECOND SCHEDULE

ADDITIONS TO THE PRICES

(1) Where the grower provides returnable sacks (owned or hired by him) the grower may:—

(*a*) make a charge at a rate not exceeding 1d. per sack for the first 14 days of hire and ½d. per sack for each subsequent 7 days of hire provided that where the sacks are hired by him the charge to be made to the buyer shall not exceed the charge actually paid or incurred by the grower for the hire of the sacks during the same period ; and

(*b*) make a further charge, by way of deposit, which shall not exceed:—

(i) 5s. for any sack weighing 3½ lbs. or more ;

(ii) 2s. 6d. for any sack weighing 2 lbs. or more, but less than 3½ lbs. ;

(iii) 1s. 6d. for any sack weighing less than 2 lbs.

Any sum charged by way of deposit shall be repaid by the grower 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 a non-returnable sack is provided by the grower, the grower may make a charge for such sack at a rate not exceeding 10d. per cwt. of the contents sold, provided that on a sale of less than 1 cwt. such charge may be at a rate not exceeding 1s. 0d. per cwt.

EXPLANATORY NOTE

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

This Order revokes and re-enacts with amendments the Grass Seed (Growers' Fixed Prices) (Scotland) Order, 1948, and comes into force on 1st June, 1949. The principal changes are increases in the basic prices of Perennial Ryegrass, Italian Ryegrass and Timothy seed grown in Scotland.

B. SEED CROPS

The Growing of Seed Crops (Control) Order, 1949

1949 No. 480

Made - - - -	18*th March*, 1949
Laid before Parliament	21*st March*, 1949
Coming into Operation	25*th March*, 1949

In exercise of the powers conferred upon him by Regulations 55 and 55AA 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**), the Minister of Agriculture and Fisheries hereby makes the following Order:—

1. In this Order:—

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

" seeds " means agricultural or vegetable seeds of crops of the kinds specified in the First Schedule hereto ;

(**a**) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (No. 1618) II, p. 48.
(**b**) 10 & 11 Geo. 6. c. 55.