sations was that the plant and equipment came into operation before the 1st June, 1951. The variation made by the present Scheme grants the Secretary of State for Scotland discretionary power to substitute for that date a date not later than 31st July, 1951, in respect of approved applications where the coming into operation of the plant and equipment has been delayed by circumstances beyond the control of the applicants.

The Grassland Fertilisers (Scotland) (Amendment) Scheme, 1951

1951 No. 1173 (S. 60)

Made - - - -	26*th June*, 1951
Laid before Parliament	29*th June*, 1951
Coming into Operation	1*st July*, 1951

In exercise of the powers conferred upon me by Section 2 of the Agriculture (Miscellaneous Provisions) Act, 1950(**a**), and of all other powers enabling me in that behalf, and with the approval of the Treasury, I hereby make the following Scheme :—

Citation and Commencement

1.—(1) This Scheme may be cited as the Grassland Fertilisers (Scotland) (Amendment) Scheme, 1951, and shall come into operation on the 1st day of July, 1951.

(2) This Scheme and the Grassland Fertilisers (Scotland) Scheme, 1950(**b**), (hereinafter called " the principal Scheme ") shall be read as one and may be cited together as the Grassland Fertilisers (Scotland) Schemes, 1950 and 1951.

Amendment of the Principal Scheme

2. The principal scheme shall be amended by substituting for Articles 4 and 5 thereof the following Articles:—

Kinds of Agricultural Land to which this Scheme applies

4. This scheme shall apply to agricultural land of the following kinds:—

(*a*) land under grass, other than rough grazings, being land that is hill land or forms part of a classified agricultural unit ;

(*b*) land ploughed up on or after 1st January, 1951 that, until the date of ploughing, was rough grazings or was land under grass that was not part of a regular cropping rotation ; and

(*c*) land, other than land of the kind mentioned in head (*b*) of this Article, that forms part of a classified agricultural unit or of a classified area of land and has been ploughed up from grass on or after 1st January, 1951 :

Provided that

(i) in the case of agricultural land of the kind mentioned in head (*c*) of this Article, a contribution shall only be made towards the costs necessarily incurred by an occupier in respect of fertilisers used for the first crop to be grown on

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(a) 14 Geo. 6. c. 17. (b) S.I. 1950 (No. 1394) I, p. 34.

the land after it is ploughed up from grass, but without prejudice to further contributions being made in the event of the land subsequently qualifying for contributions as being of the kind mentioned in head (*a*);

(ii) references in this Article to land under grass shall not include references to a ley for one year for grazing or for hay or for seeds production, forming part of the normal course of arable crop rotation and sown predominantly with short-lived species;

(iii) references in this Article to agricultural land shall not include references to land used as pleasure grounds, private gardens, market gardens, nursery grounds, orchards or woodlands, or for sport or recreation, or for allotment gardens as defined in sub-section (1) of section 19 of the Allotments (Scotland) Act, 1922(**a**).

Amounts of Contributions

5.—(1) Subject to the provisions of article 6 of this Scheme, the amount of contribution that may be paid under this Scheme towards the costs necessarily incurred by an occupier in respect of fertilisers used in any fertiliser year shall be in accordance with the provisions of the next three paragraphs of this Article.

(2) Where fertilisers are used on land of the kind mentioned in head (*a*) of Article 4 of this Scheme, the amount of contribution shall be one-third of such costs or an amount not exceeding £2 13s. 4d. per acre of the land on which the fertilisers are used, whichever is the less:

Provided that unless the grass grown on the land is to be used, in the cropping season in which the fertilisers are applied, for the making of hay, silage or dried grass to be consumed by livestock belonging to the occupier of the land, the amount of the contribution shall not exceed £1 13s. 4d. per acre of the land on which the fertilisers are used.

(3) Where fertilisers are used on land of the kind mentioned in head (*b*) of Article 4 of this Scheme, the amount of contribution shall—

(*a*) where the land has been directly reseeded to grass after ploughing, be one half of such costs or an amount not exceeding £2 13s. 4d. per acre of the land on which the fertilisers are used, whichever is the less;

(*b*) where the land, before being reseeded, has been

(i) sown with a green crop to be eaten off by stock, or

(ii) ploughed in the autumn of one year, fallowed until the late summer of the following year and properly cultivated to keep down weeds,

be two-thirds of such costs or an amount not exceeding £4 per acre of the land on which the fertilisers are used, whichever is the less.

(4) Where fertilisers are used on land of the kind mentioned in head (*c*) of Article 4 of this Scheme, the amount of contribution shall be two-thirds of such costs or an amount not exceeding £4 per acre of the land on which the fertilisers are used, whichever is the less.

(**a**) 12 & 13 Geo. 5. c. 52.

Saving for certain Applications

3. Nothing in this Scheme shall affect any application to the Secretary of State for payment of a contribution towards the costs necessarily incurred by an occupier in respect of

(*a*) fertilisers used in the fertiliser year ending on the 30th day of June, 1951, and

(*b*) fertilisers purchased by the occupier in the said fertiliser year and used in any subsequent fertiliser year on land of the kinds mentioned in heads (*b*), (*d*) and (*e*) of Article 4 of the principal Scheme,

and the provisions of the principal Scheme shall apply to any such application as if this Scheme had not been made.

Hector McNeil,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
26th June, 1951.

We approve,

F. W. Bowden,
Charles Royle,
Two of the Lords Commissioners of His Majesty's Treasury.

26th June, 1951.

EXPLANATORY NOTE

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

The Grassland Fertilisers (Scotland) Scheme, 1950 provides for the making of contributions at rates up to £3 per acre, towards the costs incurred by occupiers of agricultural land in Scotland in acquiring and transporting fertilisers used on specified kinds of agricultural land.

The present scheme restricts the scope of the scheme mentioned above by excluding from the specified kinds of agricultural land

(*a*) grassland, other than hill land or land that forms part of a classified (marginal) unit, and

(*b*) rough grazings

to which fertilisers are applied as top dressing.

It also provides for increased contributions, up to £4 per acre. It is intended to encourage the application of fertilisers to hill land and land on classified (marginal) units and to rough grazings and other pasture land ploughed up and reseeded.