STATUTORY INSTRUMENTS

1974 No. 1997

AGRICULTURE

HILL LANDS

The Hill Cattle (Breeding Herds) (England and Wales) (Amendment) Scheme 1974

Made - - - -	*29th November* 1974
Laid before Parliament	*11th December* 1974
Coming into Operation	*1st January* 1975

The Minister of Agriculture, Fisheries and Food and the Secretary of State, acting jointly, in exercise of the powers conferred by sections 13, 14, 15 and 17 of the Hill Farming Act 1946**(a)**, as extended by section 43 of the Agriculture Act 1967**(b)**, and now vested in them **(c)**, and of all their other enabling powers, with the approval of the Treasury, hereby make the following scheme:—

Citation, extent and commencement

1. This scheme, which may be cited as the Hill Cattle (Breeding Herds) (England and Wales) (Amendment) Scheme 1974, applies to England and Wales, and shall come into operation on 1st January 1975.

Interpretation

2.—(1) In this scheme the "principal scheme" means the Hill Cattle (Breeding Herds) (England and Wales) Scheme 1973**(d)**.

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

Amendment of the principal scheme

3. The principal scheme shall be amended as follows:—

(*a*) in paragraph 2(1)—

(i) for the definition of "in-calf heifer" there shall be substituted the following definition—

(a) 1946 c. 73.
(b) 1967 c. 22.
(c) S.I. 1969/388 (1969 I, p. 1070).
(d) S.I. 1973/828 (1973 I, p. 2613).
(e) 1889 c. 63.

" 'in-calf heifer' means—

(*a*) in respect of the years 1973 and 1974, a female bovine animal which is in calf for the first time on the 1st January immediately preceding the qualifying day, and which calves on or before the qualifying day, and

(*b*) in respect of any following year, a female bovine animal which is in calf for the first time on the 1st January, or which is later got in calf for the first time and which calves for the first time during that year;"; and

(ii) for the definition of "qualifying day" there shall be substituted the following definition—

" 'qualifying day' means 4th June (or, if the Minister so appoints, such other date in June) in the years 1973 and 1974, and 1st January in any other year in respect of which a subsidy payment falls to be made, except that in the case of a herd newly established or re-established after 1st January and on or before 1st July in any such other year the qualifying day in that year shall be 1st July";

(*b*) in paragraph 7(1) for the words "any year" there shall be substituted the words "each of the years 1973 and 1974";

(*c*) immediately after paragraph 7(1) there shall be inserted the following sub-paragraph—

"(1A) The number of cattle for which subsidy payments may be made under this scheme to any person in respect of each of the years 1975, 1976 and 1977 shall be the number of breeding cows and in-calf heifers in the breeding herd on the qualifying day";

(*d*) in paragraph 10(1)(*a*) immediately after the word "year" where it first appears there shall be inserted the words "(if any)", and immediately after the words "qualifying day" where they secondly appear there shall be inserted the words "in either of the years 1973 or 1974", and for the words "for the remainder of the year" there shall be substituted the words "from the beginning of the qualifying day to the end of the year";

(*e*) in paragraph 10(2) immediately after the words "exceptional circumstances" there shall be inserted the words "or, in any of the years 1975, 1976 or 1977, of such a change of occupation as is referred to in sub-paragraph (1)(*a*) of this paragraph".

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 26th November 1974.

(L.S.)

Frederick Peart,
Minister of Agriculture, Fisheries and Food.

Given by my hand on 26th November 1974.

John Morris,
Secretary of State for Wales.

We approve,

29th November 1974.

M. Cocks,
J. Dormand,
Two of the Lords Commissioners of
Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Scheme.)

This scheme amends the Hill Cattle (Breeding Herds) (England and Wales) Scheme 1973 by substituting, in respect of the years 1975, 1976 and 1977, 1st January for 4th June as the normal qualifying day in relation to which subsidy payments may be made for hill cattle grazed and maintained on hill land.

The scheme makes other consequential and minor amendments.

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