EXPLANATORY NOTE

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

These regulations consolidate with amendments the Control of Rams Regulations, 1950. The principal changes are:—

(1) the introduction of an excepted period during which the prohibition on keeping rams and ram lambs on designated land in specified areas without the Minister's approval does not apply;

(2) the addition of two such specified areas and the modification of others;

(3) the modification of some of the periods set out in the first Schedule;

(4) the provision of a right of appeal to a referee appointed by the Minister of Agriculture and Fisheries, where he has refused to approve a ram or lamb, or has required it to be slaughtered or castrated, and

(5) the conferment on the Minister of power to seize and sell rams and lambs found on land in contravention of the regulations.

The last two changes are made by virtue of the Livestock Rearing Act, 1951, which extends the power conferred by Section 18 of the Hill Farming Act, 1946, under which the regulations are made.

The Hill Cattle (England and Wales) Extension Scheme, 1951

1951 No. 1043

Made - - - -	12*th June*, 1951
Laid before Parliament	13*th June*, 1951
Coming into Operation	14*th June*, 1951

In pursuance of Sections 13 and 17 of the Hill Farming Act, 1946(**a**) as amended by the Livestock Rearing Act, 1951(**b**), and of all other powers enabling him in that behalf, the Minister of Agriculture and Fisheries, with the approval of the Treasury, hereby makes the following Scheme:—

1. This Scheme which may be cited as the Hill Cattle (England and Wales) Extension Scheme, 1951, shall come into operation on 14th June, 1951.

2. This Scheme shall be read as one with the Hill Cattle (England and Wales) Scheme, 1947(**c**), as varied by the Hill Cattle (England and Wales) Amendment Scheme, 1948(**d**), and the Hill Cattle (England and Wales) Amendment Scheme, 1949(**e**), (hereinafter referred to as "the Scheme"), and the Scheme and this Scheme may be cited together as the Hill Cattle Schemes, 1947-51.

3. The Scheme is hereby varied as follows:—

(1) Without prejudice to the meanings assigned by the Scheme to the expressions "hill farming land" and "hill farming purposes", any reference therein to "the Act" shall be construed as meaning the Hill Farming Act, 1946(**a**), as amended by the Livestock Rearing Act, 1951(**b**), or any other enactment.

(2) In paragraph 15 of the Scheme the words "hill farming" shall be deleted.

(a) 9 & 10 Geo. 6. c. 73. (b) 14 & 15 Geo. 6. c. 18.
(c) S.R. & O. 1947 (No. 975) I, p. 19. (d) S.I. 1948 (No. 416) I, p. 48.
(e) S.I. 1949 (No. 450) I, p. 102.

(3) Paragraph 14 of the Scheme shall not apply in respect of 1952 or each of the next four succeeding years, but the following paragraph shall be substituted therefor:—

"If in 1952 or any of the four next succeeding years, in the opinion of the Minister, it is necessary for the efficient use of hill land for the purposes of this Scheme that improvements to such land, or to other land used therewith for hill farming purposes, should be carried out, he may require an applicant for subsidy payments in respect of cattle grazed on that land to carry out any such improvements the total cost of which to the applicant will not exceed sixty per cent. of the total subsidy payments estimated to be payable to him in respect of that year according to the information in his application and, if the applicant fails to do so, the Minister may reduce the amount of any subsidy payments otherwise falling to be made to the applicant in respect of that year by such sum as the Minister, having regard to all the circumstances of the case, shall determine. If it is not practicable to make such reductions in subsidy payments in respect of the year in which the Minister requires the improvements to be made, the reductions, or any part thereof, may be made in any subsidy payments falling to be paid in respect of any subsequent year."

4. Notwithstanding the references—

(1) in paragraph 2 of the Hill Cattle (England and Wales) Amendment Scheme, 1949, to 1949 and each of the next two succeeding years; and

(2) in paragraph 4 of the Scheme, to 1947 and each of the four next succeeding years,

the Scheme shall, subject to the provisions of the preceding paragraphs, apply in respect of the year 1952 and each of the four next succeeding years as it applies in respect of the year 1951.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this 11th day of June, nineteen hundred and fifty-one.

T. Williams,
Minister of Agriculture and Fisheries.

We approve,
this 12th day of June, 1951.

Charles Royle,
W. A. Wilkins,
Two of the Lords Commissioners of His Majesty's Treasury.

EXPLANATORY NOTE

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

The Hill Farming Act, 1946, provided that subsidy payments might be made in respect of hill cattle, in accordance with Schemes made by the Minister of Agriculture and Fisheries, and the Hill Cattle (England and Wales) Scheme, 1947, accordingly made provision for subsidy payments in respect of cattle grazed on hill land. Under the Hill Farming Act, 1946, subsidy payments in respect of hill cattle would have ceased after the

payment to be made in respect of the year 1951. Section 6 of the Livestock Rearing Act, 1951, however, extended the periods for which payment of subsidy in respect of hill cattle could be made to the year 1952 and the four next succeeding years. This Scheme extends the provisions of the Hill Cattle (England and Wales) Scheme, 1947, so that they apply to these additional payments, and also makes some minor and consequential amendments.

The Hill Cattle (Scotland) Scheme, 1951

1951 No 2059 (S. 101)

Made - - - -	*27th November,* 1951
Laid before Parliament	*28th November,* 1951
Coming into Operation	*1st December,* 1951

In exercise of the powers conferred upon me by section 13 of the Hill Farming Act, 1946(a), as amended by section 6 of the Livestock Rearing Act, 1951(b), 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. This Scheme may be cited as the Hill Cattle (Scotland) Scheme, 1951, shall extend to Scotland only, and shall come into operation on the 1st day of December, 1951.

Interpretation

2.—(1) The Interpretation Act, 1889(c), applies to the interpretation of this Scheme as it applies to the interpretation of an Act of Parliament.

(2) In this Scheme, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—

"the Act" means the Hill Farming Act, 1946, as amended by the Livestock Rearing Act, 1951;

"applicant" means the person making an application for subsidy payment;

"breeding cow" means a female bovine animal which has borne a calf;

"hill farming land" means mountain, hill and heath land which is suitable for use for the maintenance of sheep of a hardy kind but not of sheep of other kinds, or which by improvement could be made so suitable, and other land used or being used therewith for hill farming purposes;

"hill farming purposes" means the maintenance of sheep of a hardy kind and the keeping and management thereof in accordance with the recognised practices of hill sheep farming, and includes other activities carried on in connection therewith;

"hill land" means hill farming land and livestock rearing land;

"in-calf heifer" means a female bovine animal which is with calf for the first time at 4th December or such other date in December as a Return is required to be made and which calves within the period of six

(a) 9 & 10 Geo. 6. c. 73. (b) 14 & 15 Geo. 6. c. 18. (c) 52 & 53 Vict. c. 63.