The Hill Farming Improvements (Piers, etc.) Order, 1949

1949 No. 2169

Made - - - - 17*th November*, 1949
Laid before Parliament 23*rd November*, 1949
Coming into Operation 1*st December*, 1949

In pursuance of subsection (4) of section 1 of the Hill Farming Act, 1946(a), the Minister of Agriculture and Fisheries and the Secretary of State for Scotland hereby make the following Order:—

1. This Order may be cited as the Hill Farming Improvements (Piers, etc.) Order, 1949, and shall come into operation on the 1st day of December, 1949.

2. In paragraph 4 of the First Schedule to the said Act, after the word "bridges" there shall be inserted the words "and of piers, jetties or slips", and the kinds of operations specified in the said Schedule shall include the making or improvement of piers, jetties or slips accordingly.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this 17th day of November, 1949.

(L.S.)

T. Williams,
Minister.

Given under the Seal of the Secretary of State for Scotland this 17th day of November, 1949.

(L.S.)

Arthur Woodburn,
Secretary of State.

We approve

Wm. Hannan,
Joseph Henderson,
Two of the Lords Commissioners of His Majesty's Treasury.

EXPLANATORY NOTE

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

The Hill Farming Act, 1946, provides for the making of grants for the improvement of hill farming land. The improvements for which grants may be made are set out in the First Schedule to the Act. This Order adds to the improvements the making or improvement of piers, jetties or slips.

The Hill Farming Improvements (Settled Land and Trusts for Sale) Regulations, 1949

1949 No. 125

rev., 1951/1810

Made - - - - 24*th January*, 1949
Coming into Operation 10*th February*, 1949

In pursuance of Section 11 of the Hill Farming Act, 1946(a), the Minister of Agriculture and Fisheries hereby makes the following Regulations:—

1. These Regulations apply to England and Wales and shall come into operation on the 10th day of February, 1949.

(a) 9 & 10 Geo. 6. c. 73.

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

3. Any operation set out in the Schedule hereto which is treated as an improvement for the purposes of the Hill Farming Act, 1946, shall be treated for the purposes of the provisions of the Settled Land Act, 1925(**b**), and for the purposes of the said provisions, as extended to trusts for sale by Section 28 of the Law of Property Act, 1925(**c**), as if it were an improvement of a permanent character included in the Third Schedule to the Settled Land Act, 1925, and specified in Part I thereof (which specifies improvements the cost of which is not liable to be replaced by instalments).

4. These Regulations may be cited as the Hill Farming Improvements (Settled Land and Trusts for Sale) Regulations, 1949.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this 24th day of January, nineteen hundred and forty-nine.

(L.S.) *Donald E. Vandepeer,*
Secretary.

SCHEDULE

1. Provision of permanent accommodation for the treatment of sheep or cattle.

2. Provision of permanent pens and other permanent equipment for use for or in connection with the sheltering, gathering, marking, or treatment of sheep or cattle.

3. Restoration of permanent fences.

4. Provision of grids designed or adapted to prevent the passage of sheep or cattle.

5. Establishment of shelter belts.

EXPLANATORY NOTE

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

The Settled Land Act, 1925, the Law of Property Act, 1925, and the Agricultural Holdings Act, 1948, provide that where capital money held on trust under a settlement or trust for sale is spent on certain specified improvements of a permanent character, no provision shall be made by the trustees of the capital money for requiring the money so spent to be replaced out of income. Many of the improvements which may be the subject of improvement schemes under the Hill Farming Act, 1946, are already included among such specified improvements, but these Regulations add to such improvements those set out in the schedule.

(a) 52 & 53 Vict. c. 63. (b) 15 & 16 Geo. 5. c. 18 (c) 15 & 16 Geo. 5. c. 20.