3. This Order may be cited as the Hill Cattle Scheme Subsidy Payment (England and Wales) Order, 1948, and shall come into operation on the twelfth day of March, nineteen hundred and forty-eight.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this 26th day of February, nineteen hundred and forty-eight.

(L.S.) *T. Williams.*

We approve

Wm. Hannan,

R. J. Taylor,

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 Cattle (England and Wales) Scheme, 1947, made under the Hill Farming Act, 1946, sets out the conditions on which subsidy payments may be made in respect of cattle grazed on hill land. This Order prescribes the amounts of such payments for the year 1948 for different descriptions of cattle.

(iv) HILL SHEEP SCHEMES

The Hill Sheep (England and Wales) Emergency Payments Scheme, 1948

1948 No. 511

Made - - - -	*8th March,* 1948
Laid before Parliament	*15th March,* 1948
Coming into Operation	*24th March,* 1948

In pursuance of Section 13 of the Hill Farming Act, 1946(a), Sections 2 and 3 of the Agriculture (Emergency Payments) Act, 1947(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 may be cited as the Hill Sheep (England and Wales) Emergency Payments Scheme, 1948, and shall come into operation on the 24th day of March, 1948.

(a) 9 & 10 Geo. 6. c. 73. (b) 10 & 11 Geo. 6. c. 32.

2. The Hill Sheep (England and Wales) Scheme, 1947(**a**) is hereby varied as follows:—

(1) By the addition thereto of the two following paragraphs:—

Reckoning of subsidy payments by reference to circumstances on 4th December, 1946.

18.—(1) Where sheep of a description and flock to which this scheme applies were being kept on a hill farm as defined in Section 2, subsection (4), of the Agriculture (Emergency Payments) Act, 1947(**b**) on the 4th day of December, 1946, and it is shown to the satisfaction of the Minister that by reason of the losses of ewes or shearling ewes in that flock suffered on account of weather conditions between the first day of January and the fourth day of June, 1947, it is equitable that the provisions of this paragraph should apply, subsidy payments falling to be made under this Scheme in respect of shearling ewes and ewes kept on a subsequent relevant day in 1947, 1948 or 1949 on that farm, or on any hill land treated by the Minister as a hill farm in accordance with subsection (5) of the aforesaid Section 2, shall, if the person maintaining a flock at the beginning of that relevant day on the farm or land so elects, be calculated as if the flock there maintained on that relevant day were a flock of the like description, kept and managed in the like manner, and comprising the like number and description of ewes and shearling ewes as on the 4th day of December, 1946.

Provided that

(*a*) where between the 4th day of December, 1946, and the subsequent relevant day changes have been made in the system of management of the flock maintained on the hill farm or on the hill land treated as a hill farm, and the changes were of such a nature as to reduce the amounts of subsidy payments which would otherwise have been payable by virtue of this paragraph, then, in so far as it appears to the Minister that the changes are not justifiable by circumstances occurring since the 4th day of December, 1946, he may make a corresponding reduction in the subsidy payments payable in accordance with the provisions of this paragraph;

(*b*) where in accordance with Section 2 subsection (5) of the Agriculture (Emergency Payments) Act, 1947, the Minister treats any hill land as a hill farm, subsidy payments shall be calculated in accordance with any direction as to the number and description of ewes and shearling ewes which the Minister may give by virtue of the subsection.

(2) Where subsidy payments were made in respect of ewes or shearling ewes maintained on a hill farm on the fourth day of December, 1946, the Minister may at his discretion and on being requested by the applicant so to do calculate subsidy payments in respect of ewes or shearling ewes maintained on that hill farm, or on hill land treated as a hill farm, on the fourth day of December, 1950, on the same basis as is provided in the preceding sub-paragraph.

(**a**) S.R. & O. 1947 (No. 636) I, p. 39. (**b**) 10 & 11 Geo. 6. c. 32.

Advances on subsidy payments payable in 1948 *and* 1949

19. The Minister may in the case of subsidy payments relating to the relevant days in the years 1947 and 1948, which are to be calculated in accordance with the provisions of paragraph 18 of this Scheme, make advances in respect of such payments subject to the following provisions of this paragraph, that is to say—

(*a*) application for advances shall be made in such form as the Minister may require and in respect of subsidy payments relating to the fourth day of December, 1948, shall be made not later than the thirty-first day of August, 1948;

(*b*) advances may be made to any person who is for the purposes of this Scheme a person maintaining a flock of sheep at the time of his application, being a flock containing ewes and shearling ewes in respect of which in the opinion of the Minister the provisions of paragraph 18 of this Scheme may apply, and who gives to the Minister an assurance that he intends until the relevant day to which the subsidy payments relate to continue in occupation of the hill farm or of the hill land treated as a hill farm on which the flock is maintained;

(*c*) where the rate of loss in any flock by weather conditions between the first day of January and the fourth day of June, 1947, of ewes and shearling ewes qualifying for subsidy payments on fourth day of December, 1946, amounted to a rate set out in column I hereof, an advance may be made in respect of any such ewe or shearling ewe of the appropriate amount, according to the description of flock, set out opposite that rate in column II or III, as the case may be;

I	II Appropriate amount of advance in the case of subsidy payments relating to		III Appropriate amount of advance in the case of subsidy payments relating to	
Rate of loss of ewes or shearling ewes in any flock	4th December, 1947 in respect of a ewe or shearling ewe comprised on 4th December, 1946 in a		4th December, 1948 in respect of a ewe or shearling ewe comprised on 4th December, 1946 in a	
	Standard Rate Flock	Reduced Rate Flock	Standard Rate Flock	Reduced Rate Flock
	s. d.	s. d.	s. d.	s. d.
60 per cent. or over	10 0	5 0	7 6	3 9
Not less than 45 per cent. but less than 60 per cent.	7 6	3 9	5 6	2 9
Not less than 30 per cent. but less than 45 per cent.	5 0	2 6	3 6	1 9
Not less than 15 per cent. but less than 30 per cent.	2 6	1 3	1 6	9

Provided that—

(i) where the number of such ewes and shearling ewes comprised in a standard rate or reduced rate flock on a hill farm on 4th December, 1946, did not exceed one hundred, the Minister may increase the amount of the advance to any amount not exceeding the amount appropriate at the date to which the subsidy payments relate to a rate of loss of 60 per cent. or over in such flock;

(ii) where the number of such ewes or shearling ewes kept on a hill farm on 4th December, 1946, exceeded one hundred but did not exceed one hundred and fifty the Minister may increase the amount of the advance to the appropriate amount otherwise applicable to the next highest rate of loss;

(iii) where in accordance with the provisions of proviso (*b*) to paragraph 18 (1) hereof, subsidy payments are to be calculated in accordance with the directions of the Minister as to the number and description of ewes or shearling ewes, such directions shall also apply to the calculation of any advance to be made under this paragraph.

(*d*) any advance made by virtue of this paragraph shall be treated as a satisfaction pro tanto of the subsidy payment in question notwithstanding that the person receiving the advance and the person receiving the balance of the payment are not the same.

(2) By the deletion in paragraph 15 of the words "in the form set out in the Second Schedule hereto or to the like effect", and the substitution therefor of the words "in such form as he may require."

(3) By the revocation of the Second Schedule.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this 8th day of March, 1948.

T. Williams.

We approve,

R. J. Taylor,
Wm. Hannan,

(L.S.)

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 Agriculture (Emergency Payments) Act, 1947, enables a hill sheep scheme made under the Hill Farming Act, 1946, to provide that subsidy payments instead of being made by reference to the number of sheep maintained on a hill farm on the relevant days in the years 1947 to 1950, when numbers will often be seriously affected by losses due to bad weather

in 1947, may be made by reference to the numbers maintained on 4th December, 1946. It also enables a scheme to provide for advances to be made out of subsidy payments payable in 1948 and 1949. This scheme varies the Hill Sheep (England and Wales) Scheme, 1947, by making provision that subsidy payments may be calculated accordingly, and it also provides that advances may be made out of subsidy payments payable in 1948 and 1949, and sets out the amounts which may be advanced, and the conditions under which advances may be made.

The Hill Sheep Scheme Subsidy Payment (England and Wales) Order, 1948

1948 No. 512

Made - - - -	*8th March*, 1948
Laid before Parliament	*15th March*, 1948
Coming into Operation	*24th March*, 1948

In pursuance of Section 14 (3) of the Hill Farming Act, 1946(**a**), the Minister of Agriculture and Fisheries with the approval of the Treasury hereby makes the following Order:—

1. Subject to the provisions of the Hill Sheep (England and Wales) Scheme, 1947(**b**) as varied by the Hill Sheep (England and Wales) Emergency Payments Scheme, 1948(**c**) the amount which may be paid by way of subsidy payment under that Scheme in respect of any ewe or shearling ewe in relation to the fourth day of December in the year 1947 shall be, if the ewe or shearling ewe is comprised in a standard rate flock, sixteen shillings, or if the ewe or shearling ewe is comprised in a reduced rate flock, eight shillings.

2. The Interpretation Act, 1889(**d**), applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

3. This Order may be cited as the Hill Sheep Scheme Subsidy Payment (England and Wales) Order, 1948, and shall come into operation on the 24th day of March, 1948.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this 8th day of March, 1948.

T. Williams.

We approve,

(L.S.)

R. J. Taylor,
Wm. Hannan,
Two of the Lords Commissioners of His Majesty's Treasury.

(**a**) 9 & 10 Geo. 6. c. 73.
(**b**) S.R. & O. 1947 (No. 636) I, p. 39.
(**c**) S.I. 1948 No. 511, p. 50 above.
(**d**) 52 & 53 Vict. c. 63.