EXPLANATORY NOTE

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

The Agriculture Act, 1947, provides that proposals of the Minister of Agriculture and Fisheries to take certain courses of action may be referred by the persons concerned to the Agricultural Land Tribunal. Section 74 of the Act empowers the Minister to prescribe the time and the manner in which such persons may require a proposal to be so referred. In one case, it is the decision, and not the proposal, of the Minister which may be so referred: this is the case of a decision to grant or withhold consent to a notice to quit under section 31 of the Act, and in this case the power to prescribe the time and the manner of requiring a reference to the Tribunal is contained in section 31 (6). The present Regulations are made in the exercise of these powers. The period laid down is 14 days from the date when the Minister gives notice of his proposal or decision, or is deemed to have given such notice. The latter words are inserted to cover cases where no notice whatever has been given by the Minister before the expiration of prescribed time-limits, and he is then deemed to have given notice of a proposal in one sense or another: see, for example, sections 16 (3) and 19 (4) of the Act, and paragraph 3 of the Fifth Schedule thereto. Requests for reference to the Agricultural Land Tribunal are to be served on the Secretary of the appropriate County Agricultural Executive Committee, except in cases arising under section 85 of the Act (which deals with the retention by the Minister of land of which he is in possession) or section 86 (which deals with the control of subdivision of agricultural units, and which is in force only during any such period as the Minister may by order determine). In these two cases, the requests for reference to the Tribunal are to be served on the Minister.

These Regulations do not relate to applications under section 21 (2) (*b*) of the Act, for a determination by the Tribunal that some person should be treated as the owner of land other than the person who would otherwise be so treated. Such applications are dealt with in the Agriculture (Procedure of Agricultural Land Tribunals) Order, 1948 (S.I. 1948 No. 186)(**a**).

These Regulations come into operation on 1st March, 1948, the date on which Parts II and III of the Act come into operation.

---

(4) AGRICULTURAL MARKETING

The Hops Marketing Scheme (Amendment) Order, 1948
1948 No. 642

Made - - - - 25*th March*, 1948
Coming into Operation 1*st April*, 1948

The Minister of Agriculture and Fisheries, in exercise of the powers vested in him under Section 1 of the Agricultural Marketing Act, 1931, hereby makes the following Order:— 21 & 22 Geo. 5. c. 42.

1. The Amendment of the Hops Marketing Scheme, 1932(**b**) [as amended by the Hops Marketing Scheme (Amendment) Order, 1934(**c**), the Hops Marketing Scheme (Amendment) Order, 1939(**d**), and the Hops Marketing Scheme (Amendment) Order, 1945(**e**)] in the manner set forth in the Schedule hereto is hereby approved.

(**a**) Page 13 above.
(**b**) S.R. & O. 1932 (No. 505) p. 24.
(**c**) S.R. & O. 1934 (No. 841) I, p. 14.
(**d**) S.R. & O. 1939 (No. 444) I, p. 24.
(**e**) S.R. & O. 1945 (No. 1486) I, p. 1.

2. This Order may be cited as " The Hops Marketing Scheme (Amendment) Order, 1948 ".

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

(L.S.) *T. Williams,*
Minister of Agriculture and Fisheries.

SCHEDULE

1. In paragraph 33, the words " 31st March, 1950 " shall be substituted for the words " 31st March, 1948 ".

2. In paragraph 46C the words " the first day of April, 1948," shall be substituted for the words " the first day of April, 1946," wherever they appear, and the words " the thirty-first day of March, 1948," shall be substituted for the words " the thirty-first day of March, 1946," wherever they appear.

3. After paragraph 46C, there shall be inserted:—

" 46CA.—(i) If after the 4th day of June, 1948, any registered producer satisfies the Board that he had at that date additional hop acreage as defined in this paragraph the Board shall without any payment to the Board allot to that producer additional basic quota. Provided that no such additional basic quota shall be allotted to any producer unless he on or before the thirty-first day of August, 1948 (or such later date as the Board may in his case determine) shall have made an application to the Board in such form as the Board shall prescribe. The said additional basic quota shall be allotted in respect of such farm or farms in the occupation of the producer as the Board may determine.

Every allotment of additional basic quota pursuant to this paragraph shall be deemed to have taken effect on the first day of May, 1948.

(ii) The amount of additional basic quota to be allotted to any registered producer as aforesaid shall be 12 hundredweights, in respect of each complete acre of his additional hop acreage and where the additional hop acreage does not comprise an exact number of acres there shall in addition, notwithstanding paragraph 64 of this Scheme, be allotted to that registered producer a rateable proportion of 12 hundredweights in respect of the odd fraction of an acre.

(iii) In this paragraph the expression " additional hop acreage " means the acreage of the land on the farm or farms in the applicant's occupation on the 4th day of June, 1948, and which at that date was under hops less the acreage of the land on the same farm or farms which was under hops on the 4th day of June, 1940; but shall in no case exceed the acreage of hops which shall be shown to the satisfaction of the Board to have been planted in accordance with the terms of a licence granted under the Hops (Control of Cultivation) Order, 1940(a).

EXPLANATORY NOTE

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

This Order extends for two years the operation of those provisions of the Hops Marketing Scheme, 1932, which were due to expire on 31st March, 1948, and authorises the issue of new basic quotas to cover the additional acreage of hops planted under licence in accordance with the Hops (Control of Cultivation) Order, 1940. It also makes the necessary consequential amendments of the Scheme.

(a) S.R. & O. 1940 (No. 2084) II, p. 278.