1990 No. 215

AGRICULTURE

Intensive Livestock Industries (Assistance) (Amendment) Scheme (Northern Ireland) 1990

Made	*6th June 1990*
Coming into operation . .	*6th July 1990*

The Department of Agriculture, in exercise of the powers conferred by sections 1(1) and (4) and 2(1) of the Agriculture (Temporary Assistance) Act (Northern Ireland) 1954(**a**) and now vested in it(**b**) and of every other power enabling it in that behalf, after consultation with such interests as appear to the Department to be concerned and with the approval of the Department of Finance and Personnel(**c**), hereby makes the following Scheme:—

Citation, commencement and application

1.—(1) This Scheme may be cited as the Intensive Livestock Industries (Assistance) (Amendment) Scheme (Northern Ireland) 1990 and shall come into operation on 6th July 1990.

(2) Except for the purposes of Article 3(*c*)(iii), this Scheme shall not apply in relation to an application for payment in respect of a monthly period falling before 6th July 1990.

Interpretation

2. In this Scheme—

''monthly period'' has the same meaning as in the principal Scheme;

''the principal Scheme'' means the Intensive Livestock Industries (Assistance) Scheme (Northern Ireland) 1986(**d**).

Amendment of the principal Scheme

3. The principal Scheme shall be amended as follows—

(*a*) in Article 2—

(i) for the definition of ''National Insurance contributions compensation'' there shall be substituted—

'' ''National Insurance contributions compensation'' means the additional amount which an employer is entitled to deduct from Class 1 contributions due to the Inland Revenue or, as the case may be, receive—

(**a**) 1954 c. 31 (N.I.) as amended by 1957 c. 3 (N.I.) and S.I. 1984/702 (N.I. 2) Art. 7

(**b**) *See* Northern Ireland Constitution Act 1973 (c. 36) Sch. 5 para. 7(1) and 1974 c. 28 Sch. 1 para. 2(1) and (2)

(**c**) *See* Northern Ireland Constitution Act 1973 (c. 36) Sch. 5 para. 7(1), 1974 c. 28 Sch. 1 para. 2(1) and (2), and S.I. 1982/338 (N.I. 6) Art. 3

(**d**) S.R. 1986 No. 246

(*a*) in respect of payments of statutory maternity pay, under paragraph 1(*c*), (*d*) and (*e*) of Schedule 4 to the Social Security (Northern Ireland) Order 1986(**a**);

(*b*) in respect of payments of statutory sick pay, under Article 11(1A)(**b**) of the Social Security (Northern Ireland) Order 1982(**c**);'';

(ii) after the definition of ''secondary Class 1 contributions'' there shall be inserted—

'' ''statutory maternity pay'' has the same meaning as in Article 47(1) of the Social Security (Northern Ireland) Order 1986;'';

(*b*) for Article 4 there shall be substituted—

''*Rate of payment*

4. A payment made by the Department in accordance with Article 3 in respect of an application relating to a monthly period shall be equal to 75% of the amount of the secondary Class 1 contributions for the period in question in respect of eligible employees which have either been paid to the Inland Revenue by an employer or which have been withheld by an employer from the Inland Revenue in order to reclaim any amounts of statutory maternity pay and statutory sick pay paid by him and to recover National Insurance contributions compensation.'';

(*c*) in Article 5—

(i) in paragraph (1) for the words ''Subject to paragraph (2)'' there shall be substituted the words ''Subject to paragraphs (2) and (3)'' and for the words ''statutory sick pay and'' there shall be substituted the words ''statutory maternity pay, statutory sick pay or'';

(ii) in paragraph (2) for the words ''statutory sick pay'' there shall be substituted the words ''statutory maternity pay, statutory sick pay'';

(iii) after paragraph (2) there shall be added the following paragraph—

''(3) The Department shall not make a payment—

(*a*) in respect of a monthly period falling before 6th July 1990, unless an application for payment in respect of that monthly period has been received by the Department before 6th October 1990;

(*b*) in respect of a monthly period falling after 5th July 1990, unless an application for payment in respect of that monthly period has been received by the Department before the end of the period of three months beginning with the expiration of the monthly period.'';

(**a**) S.I. 1986/1888 (N.I. 18)

(**b**) As inserted by S.I. 1985/1209 (N.I. 16) Art. 19(1)(*a*) and amended by S.I. 1986/1888 (N.I. 18) Art. 68(2)

(**c**) S.I. 1982/1084 (N.I. 16)

(*d*) in Article 6(1)—

(i) for sub-paragraph (*b*) there shall be substituted—

"(*b*) records showing the amount of statutory maternity pay and statutory sick pay reclaimed by deduction from the amounts paid or payable to the Inland Revenue;";

(ii) in sub-paragraph (*c*) the words "in respect of each eligible employee" shall be omitted;

(*e*) for the Schedule there shall be substituted the Schedule to this Scheme.

Sealed with the Official Seal of the Department of Agriculture on 6th June 1990.

(L.S.) *I. C. Henderson*
Assistant Secretary

The Department of Finance and Personnel hereby approves the foregoing Scheme.

Sealed with the Official Seal of the Department of Finance and Personnel on 6th June 1990.

(L.S.) *D. A. Hill*
Assistant Secretary

SCHEDULE Article 3(*e*)

Form of Application for Payment

DEPARTMENT OF AGRICULTURE FOR NORTHERN IRELAND
INTENSIVE LIVESTOCK INDUSTRIES (ASSISTANCE) SCHEME
(NORTHERN IRELAND) 1986 (AS AMENDED)

1. Enter name of employer	
2. Enter address of employer	Post code:
3. Enter employer's EC licence or registration number (if applicable)	
4. Enter period to which claim relates	From 6th/ / to 5th/ / (incl)
5. Enter number of eligible employees involved	
6. Give details of Class 1 contributions under the Social Security (Northern Ireland) Act 1975 paid in respect of the period of this claim	(*a*) Total amount of Class 1 contributions due before deduction of statutory maternity pay (SMP), statutory sick pay (SSP) and National Insurance contributions (NIC) compensation £_____ (*b*) Amount deducted for SMP, SSP and NIC compensation £_____ (*c*) Amount of secondary Class 1 contributions at (*a*) in respect of eligible employees at 5 above £_____ (*d*) Total amount of Class 1 contributions paid after deduction of SMP, SSP and NIC compensation £_____ (*e*) Date paid _____ / /

7. DECLARATION

(*a*) I/We hereby certify that to the best of my/our knowledge and belief the statements and particulars on this form are correct.

(*b*) I/We will comply with all the conditions of the Intensive Livestock Industries (Assistance) Scheme (Northern Ireland) 1986 (as amended).

(*c*) I/We enclose herewith a copy of the return (cleared cheque, giro etc.) made to the Inland Revenue in respect of the month for which the claim is being made.

(*d*) I/We hereby claim payment of grant in accordance with the conditions of the said Scheme.

Signature: _____ Date: _____

Status: _____

(eg Proprietor, Partner, Director, Co. Secretary, Manager, Accountant)

EXPLANATORY NOTE

(This note is not part of the Scheme.)

This Scheme amends the Intensive Livestock Industries (Assistance) Scheme (Northern Ireland) 1986 by—

(*a*) reducing in respect of the period after the coming into operation of this Scheme the rate of payment in respect of eligible employees from an amount equal to secondary Class 1 contributions under the Social Security (Northern Ireland) Act 1975 (1975 c. 15) to an amount equal to 75% of those contributions (Articles 1(2) and 3(*b*));

(*b*) making provision relating to the offsetting of statutory maternity pay and related compensation against payments of secondary Class 1 contributions due to the Inland Revenue (Article 3(*a*) to (*e*));

(*c*) making a payment under the Scheme in respect of a monthly period falling before 6th July 1990 conditional on an application being received by 5th October 1990 and a payment in respect of a monthly period falling after 5th July 1990 conditional on an application being received no later than 3 months after the end of the monthly period to which it relates (Article 3(*c*));

(*d*) prescribing a revised application form (Article 3(*e*)).

1990 No. 216

Road Races (Carrowdore 100) Order (Northern Ireland) 1990

This Order, being of a temporary character, is not printed at length in this volume.