EXPLANATORY NOTE

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

This Order revokes, as from the 4th June, 1950, the Hops (Control of Cultivation) Order, 1940, made by the Minister of Agriculture and Fisheries under Regulation 62 of the Defence (General) Regulations, 1939. The Order hereby revoked provided that no person should grow hops on a greater acreage of agricultural land than that upon which he was growing hops on 4th June, 1940, except under and in accordance with the terms of a licence granted by the Agricultural Executive Committee for the County in which the land was situate.

The Kitchen Waste Order, 1950

1950 No. 505

Made - - - -	*31st March,* 1950
Laid before Parliament	*1st April,* 1950
Coming into Operation	*4th April,* 1950

The Minister of Agriculture and Fisheries and the Secretary of State for Scotland, in exercise of the powers conferred upon them by Regulations 55 and 55AB of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(a), as extended by the Supplies and Services (Extended Purposes) Act, 1947(b), hereby order as follows:—

Citation, Commencement and Application

1.—(1) This Order may be cited as the Kitchen Waste Order, 1950, and shall come into operation on the fourth day of April, 1950.

(2) This Order shall apply to Great Britain.

Interpretation

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

"bakehouse" has the same meaning as in the Factories Act, 1937(c);

"concentrated kitchen waste" means kitchen waste (whether or not mixed or compounded with any other material) which has been subjected to treatment in a concentrating plant for sterilising it and reducing its moisture content; and concentrated kitchen waste shall be deemed to be produced by the person by whom it is treated in a concentrating plant and the expressions "producer", "produced" and "producing" shall be construed accordingly;

"kitchen waste" means broken or waste foodstuffs including table, kitchen or vegetable refuse, scraps or waste, but does not include

(*a*) kitchen waste which contains not more than 15 per cent. of moisture and is in a condition in which it is capable of being ground into a meal or waste material composed wholly of bones or fat or fish refuse; or

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(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1618) II, pp. 39 and 48.
(b) 10 & 11 Geo. 6. c. 55.
(c) 1 Edw. 8. & 1 Geo. 6. c. 67.

(*b*) any waste material at or from any slaughterhouse, knacker's yard or bakehouse or flour sweepings or sack shakings; or

(*c*) waste material produced in the manufacture, by way of trade or business, of any food or foodstuffs otherwise than at an establishment in respect of which a licence or a provisional licence granted under or for the purposes of the Food (Licensing of Establishments) Order, 1943(**a**), or any Order amending or replacing the same, is for the time being in force;

"maximum price" means, in relation to any kitchen waste, the price inclusive of all charges in respect of the delivery of that waste at the seller's premises but not otherwise;

"purchase price" means, in relation to concentrated kitchen waste, the price, exclusive of delivery charges;

"slaughter house" and "knacker's yard" have the same meanings respectively as in the Slaughter of Animals Act, 1933(**b**);

"unboiled kitchen waste" means kitchen waste which is not concentrated kitchen waste or swill (as defined for the purposes of the Diseases of Animals (Boiling of Animal Foodstuffs) Order, 1947(**c**)), which has been obtained from premises the occupier of which holds an effective certificate granted under that Order certifying that all swill supplied therefrom is subjected on such premises to a process of boiling.

All Kitchen Waste

3. No person shall sell or offer or attempt to sell any kitchen waste in respect of which a maximum price is fixed by or under the following provisions of this Order in relation to a sale by him at a price exceeding that maximum price.

Unboiled Kitchen Waste

4. The maximum price to be charged for unboiled kitchen waste shall be the appropriate price specified in column 3 of the First Schedule hereto.

Concentrated Kitchen Waste

5. The maximum price to be charged for concentrated kitchen waste by the producer thereof shall be—

(*a*) in a case in which such kitchen waste is being acquired by the buyer for the purpose of being re-sold and the producer shall have notice in writing that it is being so acquired, the appropriate amount specified in column 2 of the First Schedule hereto;

(*b*) in any other case, the appropriate amount specified in column 3 of that Schedule.

6. The maximum price to be charged for concentrated kitchen waste by a person who is not a producer thereof shall be the aggregate of—

(*a*) the purchase price paid or agreed to be paid to the producer by the first purchaser, and

(*b*) an amount calculated at the rate of 7s. 6d. per ton net weight.

7. Where concentrated kitchen waste is delivered by or on behalf of the seller other than at the seller's premises, he may in addition to the appropriate maximum price computed in accordance with Article 5 or Article 6 make a charge not exceeding the actual amount of any charges reasonably

(**a**) S.R. & O. 1943 (No. 290) II, p. 773. (**b**) 23 & 24 Geo. 5. c. 39.
(**c**) S.R. & O. 1947 (No. 1175) I, p. 87.

paid or incurred in respect of the carriage of that kitchen waste from the premises of the producer to the point of delivery, including (where such waste is purchased by an ultimate user otherwise than from a producer) any charges reasonably paid or incurred in respect of the carriage to and from the premises of any intermediate purchaser.

Increase of Price on sale in small quantities

8. On a sale, otherwise than for the purpose of resale, of a quantity of concentrated kitchen waste less than one ton, the appropriate maximum price to be charged in accordance with Article 5 or Article 6 shall be increased by an amount calculated at the appropriate rate specified in the Second Schedule hereto.

All Kitchen Waste

9.—(1) No person shall, in relation to the sale or supply of unboiled or concentrated kitchen waste, make a charge for any service specified in the Third Schedule to this Order exceeding the maximum charge for that service provided in that Schedule.

(2) No person shall, in relation to the sale by him of any unboiled or concentrated kitchen waste, make any charge for permitting the purchaser to delay payment of the price charged for that waste for a period not exceeding 27 days from the date when it was delivered by the seller to the buyer or consigned by the seller to or to the order of the buyer.

Limitation of the Movement of Kitchen Waste

10. No person shall carry kitchen waste from any place within the following area, namely, the Counties of Caithness, Sutherland, Ross and Cromarty, Inverness, Perth, Moray, Nairn, Banff, Orkney and Shetland, to any place in Great Britain outside the said area, or from any place in Great Britain outside the said area to any place in Great Britain within that area.

Salvage of Kitchen Waste

11.—(1) Where any kitchen waste has been deposited in any container or at any place for collection as refuse or salvage by or on behalf of a Local Authority, or for the purposes of a scheme or service of collection approved by a Local Authority, no person shall take up or remove that kitchen waste or any part thereof from that container or place, except:

(*a*) on behalf or with the consent of the Local Authority or of the person by whom or on whose behalf the kitchen waste was so deposited, or

(*b*) for the purposes of any such scheme or service of collection as aforesaid.

(2) Nothing herein shall be taken to restrict or prohibit the taking up or removal of any kitchen waste for any purpose connected with the public safety or public order.

Licences to increase prices

12. The Minister of Agriculture and Fisheries or the Secretary of State for Scotland may grant licences to any producer of concentrated kitchen waste fixing, in relation to all or any sales thereof by that producer, a maximum price for such waste exceeding the maximum price fixed by any of the foregoing provisions of this Order, subject to such conditions as may be specified in the licence:

Provided that the maximum price fixed in accordance with the provisions of this Article shall in no case exceed the maximum price fixed by any of the foregoing provisions of this Order by a sum greater than £1 10s. 0d. per ton net weight.

Saving

13. Nothing in this Order shall restrict or prohibit—

(*a*) subject to the provisions of Article 12 hereof, the doing of anything under the authority of a licence granted by the Minister of Agriculture and Fisheries or the Secretary of State for Scotland, and in accordance with any condition specified in such licence, or

(*b*) the sale of kitchen waste which is at the time of such sale situate outside Great Britain or situate in the Counties of Caithness, Sutherland, Ross and Cromarty, Inverness, Perth, Moray, Nairn, Banff, Orkney or Shetland.

In Witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this thirty-first day of March, nineteen hundred and fifty.

T. Williams.

Given under the Seal of the Secretary of State for Scotland this thirty-first day of March, nineteen hundred and fifty.

Hector McNeil.

FIRST SCHEDULE

MAXIMUM PRICES

Description	Maximum Price	
Column 1	Column 2	Column 3
	£ s. d.	£ s. d.
Unboiled kitchen waste		2 15 0 per ton net weight
Concentrated kitchen waste—		
(*a*) On sales by producers to persons acquiring the same for resale;	6 2 6 per ton net weight	
(*b*) On other sales by producers		6 10 0 per ton net weight

SECOND SCHEDULE

CONCENTRATED KITCHEN WASTE: RATE OF INCREASE FOR SALES IN SMALL QUANTITIES

Quantity	Rate per cwt.
	s. d.
Not less than 5 cwt.	4
Less than 5 cwt. but not less than 2 cwt.	8
„ „ 2 cwt. „ „ „ „ ½ cwt.	1 4
„ „ ½ cwt. „ „ „ „ ¼ cwt.	2 0
„ „ ¼ cwt. „ „ „ „ 14 lb.	2 8
„ „ 14 lb.	3 4

THIRD SCHEDULE

MAXIMUM CHARGES

Supply of unboiled or concentrated kitchen waste in sacks or bags

1. The maximum charge to be made by the seller of any unboiled kitchen waste or concentrated kitchen waste in respect of the supply of that waste in sacks of bags provided by him shall be:—

(*a*) in a case in which the waste is supplied on terms that the sacks or bags are not returnable by the buyer, an amount calculated at the rate of 16s. 8d. per ton of the waste (exclusive of the weight of the sacks or bags);

(*b*) in any other case, an amount equal to the aggregate of—

(i) a charge by way of deposit of—

5s. 0d. for each sack or bag weighing not less than 3½ lbs.;

2s. 6d. for each sack or bag weighing less than 3½ lbs. but not less than 2 lbs.;

1s. 6d. for each sack or bag weighing less than 2 lbs.; and

(ii) a charge by way of hire of the sacks or bags calculated at the rate of—

1d. for each sack or bag for the first 14 days or any shorter period during which it is not returned to the seller; and ½d. for each sack or bag for each subsequent 7 days or shorter period during which it is not returned to the seller;

Provided that the maximum charge computed in accordance with the provisions of this paragraph of this Schedule shall not include an amount by way of deposit under head (*b*) (i) above unless the sale of the said waste is upon terms that the amount of the said charge by way of deposit for any sack or bag will be returned to the buyer if that sack or bag is returned to the seller within 28 days in as good condition as it was in when delivered to the buyer, reasonable wear and tear excepted.

Supply of concentrated kitchen waste in bins

2. The maximum charge to be made by the seller of any concentrated kitchen waste in respect of the supply of that waste in bins provided by him on terms that they are returnable by and at the expense of the buyer, shall be the aggregate of:—

(*a*) an amount (in respect of the hire of those bins) calculated at the rate of—

3d. per bin for the first 10 days or any shorter period during which it is not returned to the seller;

6d. per bin for the next 4 days or any shorter period during which it is not so returned; and

8d. per bin for the next 7 days or any shorter period during which it is not so returned; and

(*b*) an amount calculated at the rate of £1 per bin for each bin not returned to the seller within 28 days of the delivery in as good condition as it was when delivered to the buyer reasonable wear and tear excepted.

Credit Terms

3. The maximum charge to be made by a seller of any unboiled or concentrated kitchen waste for permitting the buyer thereof to delay payment therefor for a period exceeding 27 days from the date when it was delivered by the seller to the buyer or consigned by the seller to or to the order of that buyer, shall be 5s. per ton of the amount of kitchen waste sold.

EXPLANATORY NOTE

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

This Order, which applies to Great Britain, supersedes the Kitchen Waste Order, 1949, and the Salvage of Waste Materials (No. 1) Order, 1940, which are being revoked by the Board of Trade.

It fixes increased maximum prices for unboiled and concentrated kitchen waste. Authority may be given, under licence, for the prescribed maximum price of concentrated kitchen waste to be exceeded—this provision is intended for use in encouraging improved quality of concentrated kitchen waste.

The maximum prices apply to Great Britain apart from certain counties of Scotland. The Order continues the prohibitions on the carriage of kitchen waste between any place in the " excluded area " of Scotland and elsewhere in Great Britain and on the removal of kitchen waste by an unauthorised person from a container placed for the collection of salvage by a Local Authority.

The Kitchen Waste (Licensing of Private Collectors) (Extension) Order, 1950

1950 No. 1009

Made - - - -	19*th June*, 1950
Laid before Parliament	21*st June*, 1950
Coming into Operation	14*th August*, 1950

In exercise of the powers conferred upon him by Regulation 55 of the Defence (General) Regulations, 1939, as having effect by virtue of the Supplies and Services (Transitional Powers) Act, 1945(a), as extended by the Supplies and Services (Extended Purposes) Act, 1947(b), and of all other powers him enabling, the Minister of Agriculture and Fisheries hereby makes the following Order:

1. This Order may be cited as the Kitchen Waste (Licensing of Private Collectors) (Extension) Order, 1950.

2. The Kitchen Waste (Licensing of Private Collectors) (Consolidation and Extension) Order, 1944(c), hereinafter referred to as " the Principal Order ", shall be amended by the addition at the end of the Second Schedule to that Order of Part N as follows:—

PART N

The area comprising the Metropolitan Borough of Shoreditch.
The area comprising the County Borough of Warrington.

3. This Order shall come into operation on the fourteenth day of August, 1950, from which date the principal Order shall apply to the areas set out in the said Part N.

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

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

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (No. 1618) II, p. 48.
(b) 10 & 11 Geo. 6. c. 55.
(c) S.R. & O. 1944 (No. 142) II, p. 76.