# The Lace Furnishings Industry (Export Promotion Levy) Order, 1951*

## 1951 No. 1124

*Made* - - - - 26*th June*, 1951
*Coming into Operation* 1*st July*, 1951

Whereas it appears to the Board of Trade that it is expedient that funds should be made available for the purpose of the promotion of export trade in connection with the lace furnishings industry:

And Whereas it further appears to the Board of Trade that a body to be called British Lace Furnishings (Overseas) Limited, capable of carrying out such promotion of export trade satisfactorily, is to be brought into being:

Now, therefore, the Board of Trade in pursuance of the powers conferred upon them by section 9 of the Industrial Organisation and Development Act, 1947(a), hereby order as follows:—

*Extent of the Industry*

**1.** For the purposes of this Order the lace furnishings industry (hereinafter called " the industry ") shall consist of the making in Great Britain of goods on a Nottingham lace curtain machine.

*Persons to whom the Order applies*

**2.** The persons to whom this Order applies are every person who on the 1st day of July, 1951, is carrying on, or who thereafter commences to carry on, business in the industry.

*Payment of Levies*

**3.**—(1) Every person to whom this Order applies who was carrying on business in the industry at any time during the year 1950, shall pay to the Board of Trade in respect of each period of six months, during the whole or any part of which he has carried on business in the industry, ending on the 31st day of December and the 30th day of June respectively in every year, a charge calculated in relation to him and in respect of that period as follows:—

(*a*) on each pound of the price paid or payable for all yarn of whatever composition which he acquired during the year 1950 for use by him on any Nottingham lace curtain machine, at the rate specified for the purposes of this paragraph and for that period in paragraph (3) of this Article; and

(*b*) 1d. in respect of each pound of the total weight of all yarn of whatever composition which was delivered to him during that year by another person for use by him on such a machine for that other person on commission.

* In accordance with subsection (9) of section 9 of the Industrial Organisation and Development Act, 1947, this Order has been approved by a Resolution of each House of Parliament. The Resolution of the House of Lords was passed on the 19th June, 1951, and that of the House of Commons on the 25th June, 1951.

(a) 10 & 11 Geo. 6. c. 40.

(2) Every other person to whom this Order applies shall pay to the Board of Trade in respect of each period referred to in paragraph (1) of this Article, during the whole or any part of which he has carried on business in the industry, a charge calculated in relation to him and in respect of that period as follows:—

(*a*) on each pound of the price paid or payable for all yarn of whatever composition which he has acquired during that period for use by him on any Nottingham lace curtain machine, at the rate specified for the purposes of this paragraph and for that period in paragraph (3) of this Article; and

(*b*) 2d. in respect of each pound of the total weight of all yarn of whatever composition which has been delivered to him during that period by another person for use by him on such a machine for that other person on commission.

(3) The rate for the period beginning on the 1st day of July, 1951, and ending on the 31st day of December, 1951, shall for the purposes of paragraph (1) be 0.17d., and for the purposes of paragraph (2) be 0.34d.; and the rate for each subsequent period of six months shall, for the purposes of paragraph (1) be 0.60d., and for the purposes of paragraph (2) be 1.20d.

(4) The provisions of paragraphs (1) and (2) of this Article shall not impose on any person any charge in respect of any period after the 31st day of December, 1956.

(5) For the purposes of this Article—

(*a*) a person shall be deemed to have acquired yarn on the date on which such yarn was invoiced to him; and

(*b*) the price paid or payable for yarn shall be calculated before any deduction by way of discount and shall include delivery charges.

*Time for payment of levies*

**4.**—(1) As soon as may be after the expiration of each period mentioned in paragraph (1) of Article 3 hereof the Board of Trade will by notice, given in such manner as they think best adapted for informing the persons affected, require payment of the charges imposed by this Order in respect of that period.

(2) Every person liable to pay a charge imposed by this Order in respect of any period shall pay that charge within 30 days of the date on which the notice referred to in paragraph (1) of this Article is given in respect of that period.

(3) The amount of any such charge shall be recoverable by the Board of Trade as a debt.

(4) All monies received by the Board of Trade in respect of any such charge shall be paid by them into the Lace Furnishings Industry (Export Promotion Levy) Deposit Account, being an account opened by His Majesty's Paymaster General on behalf of the Board of Trade, and shall be issued thereout to British Lace Furnishings (Overseas) Limited to meet any expenses incurred by it in respect of the promotion of export trade in connection with the industry.

*Furnishing of information*

**5.**—(1) The Board of Trade may by notice in writing require any person to whom this Order applies:—

(*a*) to furnish such returns and other information;

(*b*) to keep such records; and

(*c*) to produce for examination such books and other documents and records as may appear to the Board of Trade to be reasonably requisite for the purpose of the recovery of any charge imposed by this Order.

(2) Any person who is required by notice in writing by the Board of Trade under the provisions of paragraph (1) of this Article to furnish returns or other information, to keep records, or to produce for examination books or other documents or records, shall furnish in such form and manner and within such time such returns or other information as may be specified in the notice, or, as the case may be, keep such records or produce at such time such books or other documents or records in his custody or under his control as may be so specified.

*Penalties*

**6.**—(1) If any person required under the provisions of Article 5 hereof to furnish returns or other information, to keep records or to produce for examination books or other documents or records fails to furnish, keep or produce them in accordance with the requirement he shall, unless he proves that he had reasonable excuse for the failure, be liable on summary conviction to a fine not exceeding five pounds for every day during which the failure continues.

(2) If any person in purporting to fulfil any requirement imposed under the provisions of Article 5 heeof to furnish returns or other information knowingly or recklessly makes any statement which is false in a material particular he shall be liable on summary conviction to imprisonment for a term not exceeding three months or to a fine not exceeding fifty pounds, or on conviction on indictment to imprisonment for a term not exceeding two years or to a fine not exceeding one hundred pounds or, in either case, to both such imprisonment and such fine.

*Short title and commencement*

**7.**—(1) The Interpretation Act, 1889(**a**), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) This Order may be cited as the Lace Furnishings Industry (Export Promotion Levy) Order, 1951, and shall come into operation on the 1st day of July, 1951.

Dated this 26th day of June, 1951.

*Hervey Rhodes,*
Parliamentary Secretary to the
Board of Trade.

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## EXPLANATORY NOTE

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

This Order which is made under the Industrial Organisation and Development Act, 1947, imposes levies for 5½ years on persons carrying on business in the lace furnishings industry. The levies are calculated to produce about £2,000 in the first half year and about £15,000 a year thereafter. The proceeds of the levies will be used by British Lace Furnishings (Overseas) Limited, which is about to be established, to finance the promotion of export trade in connection with the industry.

(**a**) 52 & 53 Vict. c. 63.