## 1958 No. 2116

# The Lace Industry (Scientific Research Levy) Order, 1958

*Laid before Parliament in draft*

*Made* - - - - 12*th December*, 1958

*Coming into Operation* 1*st January*, 1959

Whereas funds have been made available, under the Lace Industry (Scientific Research Levy) Order, 1955(**a**), as amended(**b**), to a body called the Lace Research Association for the purpose of scientific research in connection with the lace industry:

And Whereas it appears to the Board of Trade that funds should continue to be made available to that body for that purpose:

And Whereas a draft of this Order has been approved by a resolution of each House of Parliament:

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(**c**), hereby order as follows:—

*Extent of the Industry*

**1.** For the purposes of this Order the lace industry (hereinafter called " the industry ") shall consist of the activities designated in the Schedule hereto.

*Persons to whom the Order applies*

**2.** The persons to whom this Order applies are all persons who are carrying on business in the industry on the 1st day of January, 1959.

*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 base period shall subject to paragraph (3) hereof pay in respect of each levy period during the whole or any part of which he has carried on business in the industry a charge calculated in accordance with the provisions of Article 4 hereof.

(2) The levy periods shall be the periods of six months ending on the 30th day of June and the 31st day of December respectively in every year and " the base period " means in respect of any levy period the period of three years commencing four years prior to the commencement of that levy period.

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(**a**) S.I. 1955/1861 (1955 I, p. 1027).
(**b**) S.I. 1956/1873, 1957/2172 (1956 I, p. 1094; 1957 I, p. 1175).
(**c**) 10 & 11 Geo. 6. c. 40.

(3) If a person to whom paragraph (1) of this Article applies—

(i) has not at any time during a levy period had standing on premises used by him in the course of his business a machine mentioned in head (*a*), (*b*), (*c*) or (*d*) of paragraph (1) of Article 4, or

(ii) has not, nor has any person for him on commission, used yarn during the levy period on a machine mentioned in head (*e*) or (*f*) of that paragraph,

he shall not be liable to pay that part of the charge in respect of that levy period which is calculated under the head in which that machine is mentioned.

*Computation of Levies*

**4.**—(1) The charge to be paid by any person by virtue of the provisions of paragraph (1) of Article 3 in respect of any levy period shall be calculated in the following manner—

(*a*) 21s. multiplied by the average of the number of multi-needle shuttle embroidery machines standing on premises used by him in the course of his business on December 31st of each year in the base period ;

(*b*) 161s. multiplied by the average of the number of Leavers lace machines and Leavers-type lace machines (being in either case machines of a width of more than 112 inches) standing on premises used by him in the course of his business on December 31st of each year in the base period ;

(*c*) 80s. 6d. multiplied by the average of the number of Leavers lace machines and Leavers-type lace machines (being in either case machines of a width of not more than 112 inches) standing on premises used by him in the course of his business on December 31st of each year in the base period ;

(*d*) 17s. multiplied by the average of the number of plain net machines standing on premises used by him in the course of his business on December 31st of each year in the base period ;

(*e*) 0·08d. in respect of each pound of the price paid or payable for all yarn of whatever composition which he acquired during the base period for use (by him or by another person for him on commission) on any Nottingham lace curtain machine ; and

(*f*) 0·36d. in respect of each pound of the price paid or payable for all yarn of whatever composition which he acquired during the base period for use (by him or by another person for him on commission) on any warp lace machine.

(2) For the purposes of this Article—

(*a*) in calculating the averages specified in relation to the machines mentioned in heads (*a*)–(*d*) of paragraph (1), if any person was not carrying on business in the industry on December 31st of any year in the base period, the number of machines so mentioned standing on premises used by him in the course of his business on that date shall be included in those calculations as "nil" ;

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

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

(*d*) the width of any Leavers lace machine or Leavers-type lace machine is the length of the longest point bar which can be fitted into the machine.

*Time for payment of levies*

**5.**—(1) As soon as may be after the expiration of each levy period 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 levy 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) Every such charge shall be paid either direct to the Board of Trade, or to the Federation of Lace and Embroidery Employers' Associations of Smithy Row, Nottingham or to Lace Productions (1948) Limited of Long Eaton, on behalf of the Board of Trade.

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

(5) All monies received by the Board of Trade in respect of any such charge shall be paid by them into the Lace Industry (Levy) Deposit Account, being an account opened by Her Majesty's Paymaster General on behalf of the Board of Trade, and shall be issued thereout to the Lace Research Association to meet any expenses incurred by it in respect of scientific research in connection with the industry.

*Furnishing of information*

**6.**—(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*

**7.**—(1) If any person required under the provisions of Article 6 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 6 hereof 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.

*Cessation of charges under the Lace Industry (Scientific Research Levy) Order, 1955*

**8.** The Provisions of Article 3 of the Lace Industry (Scientific Research Levy) Order, 1955, as amended, shall not impose on any person any charge in respect of any period after the 31st day of December, 1958.

*Revocation*

**9.** The Lace Industry (Scientific Research Levy) Order, 1951(**a**), the Lace Industry (Scientific Research Levy) (Amendment) Order, 1952(**b**), the Lace Industry (Scientific Research Levy) (Amendment No. 2) Order, 1953(**c**), and the Lace Industry (Scientific Research Levy) (Amendment No. 3) Order, 1954(**d**), are hereby revoked.

*Citation and commencement*

**10.**—(1) The Interpretation Act, 1889(**e**), 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 Industry (Scientific Research Levy) Order, 1958, and shall come into operation on the 1st day of January, 1959.

Dated this 12th day of December, 1958.

*John Rodgers,*
Parliamentary Secretary to the
Board of Trade.

SCHEDULE

The lace industry shall consist of the following activities, so far as carried on in Great Britain :—

(*a*) the carrying out of any process in the manufacture of lace or lace net (including veiling and hair nets) or of embroidery ;

(*b*) procuring the carrying out of any process mentioned in (*a*) above.

In this Schedule lace, lace net, and embroidery shall mean goods in the manufacture of which a process has been carried out on any one or more of the following :—

Multi-needle shuttle embroidery machine,

Leavers lace machine,

Leavers-type lace machine,

Nottingham lace curtain machine,

Plain net machine,

Warp lace machine.

(**a**) S.I. 1951/1125 (1951 I, p. 1134). (**b**) S.I. 1952/2240 (1952 I, p. 1238).
(**c**) S.I. 1953/1914 (1953 I, p. 876). (**d**) S.I. 1954/1718 (1954 I, p. 996).
(**e**) 52 & 53 Vict. c. 63.

## 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 on the lace industry for the financing of scientific research.

The Lace Industry (Scientific Research Levy) Order, 1955, as amended, under which levies for that purpose have hitherto been imposed, ceases to have effect as respects the imposition of levies for any period after 31st December, 1958.

The principal changes are:—

(1) The basis of calculation and the rates of levy have been changed. That part of the levy which is payable on yarn purchases is now based on yarn purchased in a three year period preceding the levy period and not on yarn purchased in 1956 as hitherto. That part of the levy which is payable on machines standing is based on the average number standing in that three year period and not on the number standing during the levy period.

(2) The levy is no longer payable in respect of Barmen lace machines.

(3) The levy payable in respect of plain net machines is now calculated by reference to number of machines and not yarn purchases as hitherto.

The total amount recoverable yearly under this Order is calculated to be approximately £16,350. Under the Lace Industry (Scientific Research Levy) Order, 1955, as amended, that amount was approximately £10,000. The approximate amounts recoverable from the Leavers and embroidery sections of the industry are increased and that recoverable from the plain net section is decreased. The approximate amounts recoverable from the Nottingham lace curtain and warp lace sections remain unchanged.

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# INJURIES IN WAR COMPENSATION

## 1958 No. 1266

## The Injuries in War (Compensation) (Persons afloat under Admiralty) Amendment Order, 1958

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| *Made* - - - - | 30*th July*, 1958 |
| *Coming into Operation* | 30*th July*, 1958 |

At the Court at Buckingham Palace, the 30th day of July, 1958

Present,

The Queen's Most Excellent Majesty in Council

Whereas there was this day read at the Board a Memorial from the Right Honourable the Lords Commissioners of the Admiralty recommending that the Regulations appearing in the Schedule attached thereto be incorporated in the Orders in Council framing the scheme for the benefit of persons employed afloat by or under the Admiralty or Army Council.