IMPROVEMENT OF LIVESTOCK

1956 No. 1428

The Licensing of Boars (England and Wales) Regulations, 1956

Made - - - -	12*th September*, 1956
Laid before Parliament	19*th September*, 1956
Coming into Operation	1*st October*, 1956

The Minister of Agriculture, Fisheries and Food, in exercise of the powers conferred on him by Sections 1, 2, 4, 5, 6, 10 and 11 of the Improvement of Live Stock (Licensing of Bulls) Act, 1931(a) as amended and applied to boars by section 6 of the Agriculture (Miscellaneous Provisions) Act, 1944(b), and of all other powers enabling him in that behalf and with the approval of the Treasury as to fees, hereby makes the following regulations :—

Citation, Commencement and Extent

1.—(1) These Regulations may be cited as the Licensing of Boars (England and Wales) Regulations, 1956, and shall come into operation on the first day of October, 1956.

(2) These Regulations shall apply to England and Wales.

Revocation

2. The Improvement of Live Stock (Licensing of Boars) (England and Wales) Regulations, 1949(c), and the Improvement of Live Stock (Licensing of Boars) (England and Wales) Amendment Regulations, 1954(d), are hereby revoked, but such revocation shall not affect the validity of any notice duly served thereunder or any proceedings duly undertaken by virtue of those Regulations, which shall have effect as if served under or undertaken by virtue of the corresponding provisions of these Regulations.

Interpretation

3.—(1) In these Regulations—

" the Act " means the Improvement of Live Stock (Licensing of Bulls) Act, 1931 ;

" licence " means a licence under the Act to keep a boar for breeding purposes ;

" the Minister " and " the Ministry " mean the Minister and the Ministry of Agriculture, Fisheries and Food respectively ;

" permit " means a permit under the Act to keep a boar for any purpose other than breeding purposes.

(2) Any reference in these Regulations to a form denoted by a number shall be construed as a reference to the form so numbered in the First Schedule to these Regulations or a form substantially to the like effect.

(3) The Interpretation Act, 1889(e), shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

Prescribed Age of Boar

4. For the purposes of Section 1 of the Act (which prohibits the keeping of a boar that has attained the prescribed age unless a licence or permit is in force in respect of it) the prescribed age shall be the age of six months.

(a) 21 & 22 Geo. 5. c. 43. (b) 7 & 8 Geo. 6. c. 28.
(c) S.I. 1949/1899 (1949 I, p. 473). (d) S.I. 1954/183 (1954 I, p. 151).
(e) 52 & 53 Vict. c. 63.

Approved Breeding Societies

5. For the purposes of sub-section (3) of Section 6 of the Agriculture (Miscellaneous Provisions) Act, 1944, (which empowers the Minister to refuse to grant a licence if he is not satisfied that the boar is registered or eligible for registration as a pedigree boar with an approved breeding society, or conforms to the standard of type laid down for pedigree boars of that type by an approved breeding society and is unlikely to beget progeny which do not conform to that standard) an approved breeding society shall be any one of the societies specified in the Second Schedule to these Regulations.

Applications for licences and permits

6. Any application for a licence shall be in Form 1 and any application for a permit shall be in Form 2.

Time for making applications

7.—(1) Subject to the provisions of paragraph (2) hereof, the prescribed time for making an application for a licence or a permit shall be as follows—

(*a*) in the case of a licence, not later than twenty-eight days before the boar attains the prescribed age;

(*b*) in the case of a permit, within such time as may be applicable according to the following Table—

Where a licence or permit in respect of the boar has not at any time been applied for.	Not later than twenty-eight days before the boar attains the prescribed age.
Where a licence in respect of the boar has been refused or revoked.	Before the expiration of fourteen days from the date of the refusal or revocation or, if a referee's inspection is duly applied for, within fourteen days after the Minister notifies the applicant that he has confirmed the refusal or revocation in accordance with the referee's report.
Where a permit in respect of the boar has been granted and has not expired.	Not later than fourteen days before the expiry of that permit.

(2) Nothwithstanding the provisions of the foregoing paragraph, in the case of a boar which is or is to be imported or brought into England or Wales and which at the date of entry into England or Wales has attained or will have attained the prescribed age or will attain that age within forty-two days from that date, an application for a licence or permit shall be made not later than fourteen days after the date of entry.

Conditions as to Inspection and Marking of Boars

8. The following shall be the conditions as to inspection and marking of a boar before the grant of a licence or permit:—

(*a*) The boar shall be inspected by an officer of the Ministry and for this purpose the Minister may require the owner of the boar to make it available for inspection at any place or time that has been notified to the owner, and the owner shall provide all reasonable facilities and assistance for the purpose of the inspection and marking of the boar:

Provided that a boar that has previously been inspected on behalf of the Minister for any other purpose may, if the Minister thinks fit, be exempted from the inspection prescribed by this regulation.

(*b*) If, after inspection, the boar is found suitable for a licence, it shall be marked by an officer of the Ministry with the mark and in the manner prescribed in that behalf by Regulation 15 hereof.

Forms of Licences and permits

9. A licence shall be in Form 3, and a permit shall be in Form 4.

Duplicates of Licences and Permits

10. Any application for a duplicate of a licence or permit that has been lost or destroyed shall be in Form 5.

Change of Place at which Permit Boars may be kept.

11. Where it is a condition of a permit that the boar to which it relates shall be kept at a specified place, any application made under sub-section (2) of Section 4 of the Act for the substitution in the permit of some other place for the place theretofore specified shall be made in writing by the owner of the boar.

Notice of Suspension

12. Any notice of suspension served under sub-section (3) of Section 4 of the Act (making it a condition of a licence that the boar to which it relates shall not for a specified period be allowed to serve a sow) shall be served on any person for the time being having the boar in his possession or custody.

Application for Referee's Inspection

13.—(1) Any application made under sub-section (1) of Section 5 of the Act for a referee's inspection of a boar consequent on the refusal or revocation of a licence, or on the service of a notice of suspension, as respects that boar shall be in Form 6 and shall be made before the expiration of a period of fourteen days from the date of the refusal or revocation or the service of the notice, as the case may be.

(2) Any notice of the result of his application given to an applicant by the Minister shall be given in writing.

Fees

14.—(1) The prescribed fees in respect of an application for the grant of a licence or permit or for a duplicate thereof or for a referee's inspection shall be as follows:—

	£	s.	d.
Licence or Permit		5	0
Provided that, if the prescribed fee has been paid in respect of an application for a licence that has been refused, no further fee will be payable in respect of a permit.			
Duplicate Licence or Permit		2	6
Referee's Inspection	2	2	0
(Returnable under Section 5 (7) of the Act if the refusal, revocation, or notice of suspension is not confirmed.)			

(2) The prescribed fee shall be remitted to the Ministry with the corresponding application.

(3) If, before the inspection referred to in Regulation 8 (*a*) or Regulation 13 (1) hereof takes place, the relative application for a licence or permit or for a referee's inspection is withdrawn by means of a written notice given by the applicant to the Ministry, the Ministry may return the fee to the applicant.

Prescribed Marks

15.—(1) The following provisions of this paragraph shall have effect for the purposes of paragraph (*b*) of subsection (1) of Section 10 of the Act (which empowers an officer of the Ministry to mark any boar with a prescribed mark in the prescribed manner).

(2) The mark prescribed for a boar that is to be marked pursuant to the condition contained in paragraph (*b*) of Regulation 8 hereof is a design consisting of a Crown and the boar shall be marked with it in or on the right ear or, if that is impracticable, on some other appropriate place.

(3) The mark prescribed for a boar that, after inspection by an officer of the Ministry, has been found unsuitable for a licence (whether or not an application therefor has been made), or a boar whose licence has been revoked or a boar in respect of which a permit has been granted, shall be the letter "R" and the boar shall be marked with it in or on the left ear or, if that is impracticable, on some other appropriate place.

(4) The mark prescribed for a boar that is being marked by an officer of the Ministry for the purpose of identification shall be a combination of any two letters of the alphabet or a combination of figures or both such combinations and the boar shall be marked with that mark in or on one of its ears or, if that is impracticable, on some other appropriate place.

Service of Notices and other Documents

16. Any notice required or authorised by or under the Act to be given or served by the Minister may be given or served by delivering it to the person to or on whom it is to be given or served, or by sending it to him by post in a letter addressed to him at his last known place of abode or business.

17.—(1) Any application for a licence and any written notice of withdrawal of such an application given under Regulation 14 (3) hereof, shall be sent by post in a letter addressed to the Secretary, Ministry of Agriculture, Fisheries and Food at the address of the Agricultural Executive Committee for the county in which the boar is kept at the time when the application or notice is so sent.

(2) Except as provided in paragraph (1) of this Regulation, any application, notice or other document required or authorised by or under the Act to be made, given or sent by any person to the Minister or the Ministry shall be made, given or sent by post in a letter addressed, in the case of a boar kept in England (except Monmouth), to the Secretary, Ministry of Agriculture, Fisheries and Food, London, and, in the case of a boar kept in Wales or Monmouth, to the Secretary, Ministry of Agriculture, Fisheries and Food, Welsh Department, Aberystwyth.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this 5th day of September, 1956.

(L.S.) *D. Heathcoat Amory,*
Minister of Agriculture, Fisheries and Food.

Approved this 12th day of September, 1956.

Martin Redmayne,
Edward Wakefield,
Two of the Lords Commissioners of Her Majesty's Treasury.

Reg. 3 (2)

FIRST SCHEDULE

FORM 1 (Reg. 6)

Ministry of Agriculture, Fisheries and Food

Licensing of Boars (England and Wales) Regulations, 1956

APPLICATION FOR A LICENCE TO KEEP A BOAR

Name of boar | Breed or type | Date of birth (day) (month) 19 (year)

Is the boar pure bred? *Yes/No.

Is the boar registered or eligible for registration with a breed society? *Yes/No.

Number of pigs born in same litter

Number reared in same litter

Earmarks *Tattooed/Notched

Full postal address of premises at which boar is kept

County | Nearest town or village and distance from farm | Parish | miles

If boar is to be sent to a sale within six weeks, state sale and date

Full name of owner (in BLOCK LETTERS)

Address (if different from premises above)

I hereby apply for a licence in respect of the boar described above and I hereby certify the foregoing particulars to be correct.

I enclose *cheque/postal order/money order for 5s. in payment of the prescribed fee.

I am the *owner/agent for the owner of the boar.

Full name of applicant (in BLOCK LETTERS)

(if different from owner above)

Address

Telephone No.

Date 19 Signature

* Strike out words that do not apply.

FORM 2 (Reg. 6)

Ministry of Agriculture, Fisheries and Food

Licensing of Boars (England and Wales) Regulations, 1956

APPLICATION FOR A PERMIT TO KEEP AN UNLICENSED BOAR

Name of boar Breed or type Date of birth

(day) (month) 19 (year)

Earmarks

Full postal address of premises at which boar is to be kept

County Nearest town or village and

Parish distance from farm Miles

Full name of owner (in BLOCK LETTERS)

Address (if different from premises above)

I hereby apply for a permit to keep the unlicensed boar described above until 19 for the purpose of

I enclose *cheque/postal order/money order for 5s. in payment of the prescribed fee. (Not required if the prescribed fee has been paid in respect of an application for a licence that has been refused.)

I am the *owner/agent for the owner of the boar.

Full name of applicant (in BLOCK LETTERS)

(if different from owner above)

Address

Telephone No.

Date 19 Signature

* Strike out words that do not apply.

FORM 3 (Reg. 9)

No.

Ministry of Agriculture, Fisheries and Food

Licensing of Boars (England and Wales) Regulations, 1956

BOAR LICENCE

Name of boar

Breed or type

Date of birth

Earmarks

This is to certify that the boar described above is licensed under the Improvement of Live Stock (Licensing of Bulls) Act, 1931, as amended and applied to boars.

Dated this day of 19

Secretary

FORM 4 (Reg. 9)

No.

Ministry of Agriculture, Fisheries and Food

Licensing of Boars (England and Wales) Regulations, 1956

PERMIT TO KEEP AN UNLICENSED BOAR

Name of boar

Breed or type

Date of birth

Earmarks

The Minister of Agriculture, Fisheries and Food hereby permits the unlicensed boar described above belonging to .....
to be kept at ..... until .....
subject to the following conditions:—

1. The boar shall be kept at the place specified above or such other place as may, on due application, be substituted herein for the place specified above.

2. The boar shall not be allowed to serve a sow or gilt.

Dated this day of 19

Secretary

FORM 5 (Reg. 10)

Ministry of Agriculture, Fisheries and Food

Licensing of Boars (England and Wales) Regulations, 1956

APPLICATION FOR A DUPLICATE OF A LICENCE OR PERMIT

Name of boar Breed or type Date of birth 19

Earmarks

Full name of applicant (in BLOCK LETTERS)

Full postal address

I certify that the *licence/permit numbered to keep the boar described above has been lost or destroyed, and I hereby apply for a duplicate.

I enclose *cheque/postal order/money order for 2s. 6d. in payment of the prescribed fee.

Date 19 Signature

* Strike out words that do not apply.

FORM 6

Ministry of Agriculture, Fisheries and Food

Licensing of Boars (England and Wales) Regulations, 1956

APPLICATION FOR A REFEREE'S INSPECTION

Name of boar Breed or type Date of birth

19

Number of licence (if any) Earmarks

Full name of applicant (in BLOCK LETTERS)

Full postal address

Whereas the Minister of Agriculture, Fisheries and Food has *refused to grant/revoked/served a notice of suspension of a licence to keep the boar described above, now therefore I require a referee's inspection of the boar in accordance with Section 5 of the Improvement of Live Stock (Licensing of Bulls) Act, 1931, as amended and applied to boars.

The boar will be kept during the next 28 days at

I enclose *cheque/postal orders/money order for £2 2s. 0d. in payment of the prescribed fee.†

Date 19 Signature

* Strike out words that do not apply.

† This will be returned if the refusal, revocation or notice of suspension is not confirmed.

Note. A copy of any of the forms 1, 2, 5 or 6, set out above will be supplied free of charge to any person on application to the Secretary, Ministry of Agriculture, Fisheries and Food, London.

Reg. 5.

SECOND SCHEDULE

APPROVED PIG BREEDING SOCIETIES

British Landrace Pig Society Ltd.

Essex Pig Society

National Long White Lop-Eared Pig Society

National Pig Breeders' Association.

EXPLANATORY NOTE

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

These Regulations, which come into operation on 1st October, 1956, revoke and re-enact with amendments the Improvement of Live Stock (Licensing of Boars) (England and Wales) Regulations, 1949. The principal changes are:—

(1) the fixing of a new address to which an application for a licence must be sent;

(2) a reduction in the number of approved pig breeding societies.