STATUTORY INSTRUMENTS

1964 No. 127

AGRICULTURE

PIG AND LIVESTOCK INDUSTRIES

The Licensing of Bulls (England and Wales) Amendment Regulations 1964

Made - - - -	30*th January* 1964
Laid before Parliament	31*st January* 1964
Coming into operation	
(*a*) *Regulations* 1, 2 *and* 3	1*st February* 1964
(*b*) *Regulations* 4, 5 *and* 6	10*th February* 1964

The Minister of Agriculture, Fisheries and Food, in exercise of the powers conferred on him by sections 2, 4, 5 and 11 of the Improvement of Live Stock (Licensing of Bulls) Act 1931(a), as amended by section 6 of the Agriculture (Miscellaneous Provisions) Act 1944(b) and extended by sections 16 and 17 of the Agriculture (Miscellaneous Provisions) Act 1963(c), and of all other powers enabling him in that behalf, with the approval of the Treasury as to fees, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Licensing of Bulls (England and Wales) Amendment Regulations 1964 and shall come into operation as follows:—

(*a*) this regulation, and regulations 2 and 3, on 1st February 1964;

(*b*) regulations 4, 5 and 6 on 10th February 1964.

Interpretation

2.—(1) In these regulations the expression "the principal regulations" means the Licensing of Bulls (England and Wales) Regulations 1956(d), as amended by the Licensing of Bulls (England and Wales) Amendment Regulations 1958(e).

(2) In these and the principal regulations, unless the context otherwise requires—

"general permit" means any permit other than a special permit;

"special permit" means a permit which, by virtue of the proviso to section 4(4) of the Act (which authorises the granting of permits in respect of bulls kept for zoological or experimental purposes), does not include a condition that the bull to which it relates shall not be allowed to serve a cow.

Revocation

3. The Licensing of Bulls (England and Wales) Amendment Regulations 1963(f) are hereby revoked, and the principal regulations shall thereupon have effect in the form in which they were immediately before such amendment regulations were made.

(a) 21 & 22 Geo. 5. c. 43. (b) 7 & 8 Geo. 6. c. 28. (c) 1963 c. 11.
(d) S.I. 1956/1427 (1956 I, p. 196). (e) S.I. 1958/744 (1958 I, p. 196).
(f) S.I. 1964/125 (1964 I, p. 225).

Amendments relating to licensing

4. The principal regulations shall be amended as follows:—

(*a*) in regulation 5 there shall be substituted for the words "First and Second Parts" the words "First, Second and Third Parts";

(*b*) in regulation 9(2) after the word "pedigree" there shall be added the word "beef";

(*c*) in regulations 9(3) and 10 respectively for the words from "the conditions" to the end of each paragraph there shall be substituted the words "the bull conforms to the standards of suitability for breeding purposes prescribed in the Third Schedule to these Regulations";

(*d*) immediately after regulation 9 there shall be added the following regulation:—

"*Dairy bulls not to be eligible for General Class Licences*

9A. Where the Minister is satisfied that a bull

(*a*) is registered or eligible for registration as a pedigree bull with an approved dairy cattle breeding society specified in the Second Part of the Second Schedule to these Regulations, or

(*b*) conforms to the standard of type laid down for pedigree bulls of that type by such an approved breeding society, and is unlikely to beget progeny which do not conform to that standard,

he may nevertheless, if application for a licence is made after 31st December 1965, refuse to grant a licence in respect of that bull if he is not satisfied that the bull conforms to the standards of suitability for breeding purposes prescribed in the Third Schedule to these Regulations."

(*e*) for the Second Schedule there shall be substituted Schedule 2 to these regulations;

(*f*) in the Third Schedule—

(i) for the word "Conditions" in the heading there shall be substituted the words "Standards of Suitability";

(ii) in paragraph 1, for the words "The conditions referred to" there shall be substituted the words "The standards of suitability for breeding purposes referred to in Regulation 9A,";

(iii) in paragraph 1(*a*) the words from "The applicant" to "the Minister that" shall be omitted; after the words "application is made" there shall be added the words "(or, if the dam of the bull was prevented by death or injury from completing its first lactation period, the dam of the bull's dam)"; and for the words "have each" shall be substituted the words "shall each have";

(iv) in paragraph 1(*b*) after the words "the said standard" there shall be added the words "of milk yield with butter-fat content";

(v) in the Table, the words "Lincoln Red" shall be omitted.

Amendment relating to fees

5. For paragraph (1) of regulation 15 of the principal regulations there shall be substituted the following paragraph:—

"(1) Fees of the following amounts shall be payable to the Minister in respect of licences, permits, and inspections by referees—

(*a*) in respect of a licence to keep a bull ... ... £2 2s.

(*b*) in respect of a special permit ... ... £2 2s.

(*c*) in respect of a general permit ... ... 5s.

(*d*) in respect of a duplicate of any such licence or permit as aforesaid ... ... 5s.

(*e*) in respect of an inspection by a referee—

(i) except as otherwise prescribed below, for each bull ... ... £5 5s.

(ii) where two bulls owned by the same person are to be inspected by the same referee at the same premises at the same time, for each bull ... ... £4 4s.

(iii) where three or more bulls owned by the same person are to be inspected by the same referee at the same premises at the same time, for each bull £3 3s.

Provided that no fee shall be payable in respect of—

(*a*) a licence or special permit to keep a bull where at the time of application therefor a licence or special permit issued by the Secretary of State in respect of Scotland is in force in relation to the bull;

(*b*) a permit to keep a bull where the prescribed fee has been paid in respect of a licence to keep that bull, and such licence has been refused."

Amendments to Forms

6. The First Schedule to the principal regulations shall be amended as follows:—

(*a*) in Form 1, for "5s." there shall be substituted "£2 2s.";

(*b*) in Form 4, for the footnote, there shall be substituted the following footnote:—

"Add method of qualification";

(*c*) in Form 7, for the words from "evidence that" to "butter-fat content" there shall be substituted the words "evidence that the bull conforms to the prescribed standards of suitability for breeding purposes";

(*d*) in Form 8, for "2s. 6d." there shall be substituted "5s.";

(*e*) for Forms 2, 6 and 9 respectively, there shall be substituted the forms numbered 2, 6 and 9 set out in Schedule 1 to these regulations.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 29th January 1964.

(L.S.) *Christopher Soames,*
Minister of Agriculture, Fisheries and Food.

Approved on 30th January 1964.

M. A. Hamilton,
Ian MacArthur,
Two of the Lords Commissioners of Her Majesty's Treasury.

Regulation 6

SCHEDULE 1

FORM 2

Ministry of Agriculture, Fisheries and Food

Improvement of Live Stock (Licensing of Bulls) Act 1931

Licensing of Bulls (England and Wales) Regulations 1956 (as amended)

APPLICATION FOR A PERMIT TO KEEP AN UNLICENSED BULL

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

Colour | Earmarks

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

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

Full name of owner (IN BLOCK LETTERS)

Address (if different from premises above)

I hereby apply for a *special permit (see note (1)) / general permit (see Note (2)) to keep the unlicensed bull described above until 19 , for the purpose of

I enclose *cheque/postal order/money order for *£2 2s. / 5s. (see note (3)) 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 bull.

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.

NOTES:

(1) A *special permit* is a permit granted to keep a bull for zoological or experimental purposes which, by virtue of the exemption conferred by S. 4(4) of the Act, does not include a condition that the bull shall not be allowed to serve a cow or heifer.

(2) A *general permit* is a permit to keep a bull for any other purpose and includes a condition that the bull must not be allowed to serve any cow or heifer. This type of permit is issued when a bull is to be kept entire to be fattened for slaughter.

(3) The prescribed fee for a special permit is £2 2s. and for a general permit 5s.

FORM 6

No.

Ministry of Agriculture, Fisheries and Food

Improvement of Live Stock (Licensing of Bulls) Act 1931

Licensing of Bulls (England and Wales) Regulations 1956 (as amended)

*SPECIAL/GENERAL PERMIT TO KEEP AN UNLICENSED BULL

Name of bull

Breed or type

Date of birth

Colour

Earmarks

The Minister of Agriculture, Fisheries and Food hereby permits the unlicensed bull described above belonging to

to be kept at

until

for the purposes of

subject to the following conditions:—

Dated 19 .

Secretary.

* Strike out words that do not apply.

FORM 9

Ministry of Agriculture, Fisheries and Food

Improvement of Live Stock (Licensing of Bulls) Act 1931

Licensing of Bulls (England and Wales) Regulations 1956 (as amended)

APPLICATION FOR A REFEREE'S INSPECTION

Name of bull Breed or type Date of birth 19 .

Number of licence (if any) Colour 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 bull described above, now therefore I require a referee's inspection of the bull in accordance with Section 5 of the Improvement of Live Stock (Licensing of Bulls) Act 1931.

The bull will be kept during the next 28 days at

I enclose *cheque/postal orders/money order for *£5 5s. / £4 4s. / £3 3s. (see Note (1))

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.

NOTES:

(1) The prescribed fees payable for a referee's inspection are:—

(i) for the inspection of one bull	£5 5s.
(ii) for the inspection of two bulls in the same ownership, provided the inspection of each bull is to be carried out by the same referee on the same premises and at the same time, for each bull	£4 4s.
(iii) for the inspection of three or more bulls in the same ownership, provided the inspection of each bull is to be carried out by the same referee on the same premises and at the same time, for each bull	£3 3s.

(2) If a licence has been refused because of a veterinary defect in the bull, the referee appointed will be a veterinary surgeon, whatever the breed. In other cases separate referees will be appointed for bulls of different breeds. The same referee will not be appointed to deal with veterinary and other appeals.

Regulation 4(*a*), (*d*) and (*f*) SCHEDULE 2

FIRST PART

Approved Beef Cattle Breeding Societies

Aberdeen-Angus Cattle Society.
Belted Galloway Cattle Society.
Devon Cattle Breeders' Society.
Galloway Cattle Society.
Hereford Herd Book Society.
Highland Cattle Society of Scotland.
Lincoln Red Shorthorn Society.
Shorthorn Society of Great Britain and Ireland.
Sussex Herd Book Society.

SECOND PART

Approved Dairy Cattle Breeding Societies

Ayrshire Cattle Herd Book Society.
British-Canadian Holstein-Friesian Association.
British Friesian Cattle Society.
English Guernsey Cattle Society.
Jersey Cattle Society of the United Kingdom.
Red and White Friesian Cattle Society Ltd.

THIRD PART

Other Approved Cattle Breeding Societies

British Kerry Cattle Society.
British White Cattle Society.
Dexter Cattle Society.
Northern Dairy Shorthorn Breeders Society Ltd.
Red Poll Cattle Society of Great Britain and Ireland.
Shetland Cattle Herd Book Society.
South Devon Herd Book Society.
Welsh Black Cattle Society.

EXPLANATORY NOTE

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

These regulations amend the Licensing of Bulls (England and Wales) Regulations 1956. They exercise the powers conferred by sections 16 and 17 of the Agriculture (Miscellaneous Provisions) Act 1963 enabling the Minister to increase licensing fees and to prescribe standards of suitability for bulls. If after 1965 application is made for a licence for an Ayrshire, British-Canadian Holstein-Friesian, British Friesian, Guernsey, Jersey or Red and White Friesian bull, and the bull does not conform to the standards prescribed by these regulations, the Minister may refuse a licence. The standards are those required for a dairy bull licence, and if the bull fails to qualify it will not be entitled to a general class bull licence. Bulls of other breeds will not be affected by the change.

As from 10th February 1964 Red Poll, South Devon and Welsh Black bulls will cease to be eligible for beef bull licences, and Lincoln Red bulls for dairy bull licences.

Fees for applications for licences to keep bulls, and for permits to keep bulls for zoological or experimental purposes, if they allow breeding, are increased from 5s. to £2.2s. per bull, and fees for referees' inspections are increased from £2.2s. to £5.5s., with certain reductions where more than one bull is available for inspection at the same time. There are minor and consequential changes, including amendments to the prescribed forms. The fee for a permit which prohibits breeding remains unchanged at 5s.

The Licensing of Bulls (England and Wales) Amendment Regulations 1963, providing for increases of fees which were not put into effect, are revoked and the substance of their provisions incorporated in these regulations.