(iv) LIVESTOCK

The Livestock (Sales) Order, 1949

1949 No. 1253

Made - - - -	1*st July*, 1949
Laid before Parliament	4*th July*, 1949
Coming into Operation	10*th July*, 1949

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 Food hereby makes the following Order:—

1. In this Order—

" The Minister " means the Minister of Food.

" Beasts " means bulls, steers, cows, cow-heifers and heifers.

" Bobby or slink calves " means young calves, the carcases of which will in the opinion of the certifying authority be fit only for use for manufacturing purposes.

" Certifying authority " means in respect of any collecting centre the authority appointed by or under the authority of the Minister to grade and classify and to estimate the dressed carcase weight of livestock in that collecting centre.

" Collecting centre " means a livestock market or other place authorised by the Minister for the collection and sale for slaughter of livestock.

" Cow " means any female bovine animal which has calved and which is not a cow-heifer.

" Cow-heifer " means any female bovine animal which has calved but which has not grown more than seven permanent incisor teeth and still retains at least one temporary incisor tooth (calf tooth).

" Dressed carcase weight " means the weight of the carcase of any animal as estimated or deemed to be estimated by the certifying authority in accordance with the provisions of the Schedule to this Order.

" Government buyer " means in respect of any collecting centre the person authorised by the Minister to buy livestock in that collecting centre on behalf of the Minister.

" Killing-out percentage " means the percentage which the dressed carcase weight of the animal bears to the actual live weight of the animal less 28 lb.

" Lamb " means any ovine animal until it has been shorn in the year immediately following the year of its birth.

" Livestock " means beasts, calves, and sheep (including rams, ewes and lambs).

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1615-25) II, pp. 39 and 45–56.
(b) 10 & 11 Geo. 6. c. 55.

2. Except under and in accordance with the terms of a licence granted by or on behalf of the Minister no person shall sell or buy for slaughter for human consumption any livestock unless—

(*a*) that livestock is at the time of sale in a collecting centre and is sold to a Government buyer; and

(*b*) the certifying authority has in accordance with the provisions of the Schedule to this Order made such determinations and estimates in relation to that livestock as are specified in the said Schedule;

Provided that any person resident in the County of Zetland may, between the 1st day of August and the 31st day of December in any year, buy for slaughter for consumption in his own household in the said county, any lamb born in that year in that county, and any person may sell for the above purpose any such lamb to a person so resident, free from the restrictions contained in this Article, on condition that the buyer shall take delivery in its live state of any lamb so sold to him.

3. The Minister may as respects any collecting centre from time to time determine the area from which livestock may be collected, sent or consigned for sale in that collecting centre for slaughter and except under the authority of the Minister no person shall thereafter sell or offer to sell in that collecting centre livestock for slaughter for human consumption except livestock collected, sent or consigned from the area so determined by the Minister.

4. Any person sending or consigning livestock to, or presenting livestock at, a collecting centre for sale for slaughter for human consumption who is not the owner of that livestock shall before the sale of the livestock furnish the Government buyer at that collecting centre with a statement in writing giving the name and address of the owner of the livestock and the person so named as the owner shall for the purposes of this Order be deemed to be the person entitled to sell that livestock and to receive the purchase money paid in respect thereof.

5. All persons concerned shall comply with any instructions or directions in connection with the sale or purchase for slaughter for human consumption of any livestock in a collecting centre given by the Government buyer or other person authorised in that behalf by the Minister.

6. Nothing in this Order shall in any way affect the operation of any of the provisions of the Diseases of Animals Acts, 1894 to 1937(**a**), or of any Order made thereunder.

7.—(1) The provisions of this Order are subject to any directions which may at any time be given by or on behalf of the Minister and to any authorisation or licence which may be granted by or on behalf of the Minister under the Order.

(2) Every person holding a licence or authorisation granted under this Order shall comply with every condition imposed by such licence or authorisation.

8. Infringements of this Order are offences against the Defence (General) Regulations, 1939.

9. This Order shall not apply to Northern Ireland.

10. The Livestock (Sales) Order, 1943 as amended(**b**), is hereby revoked but without prejudice to any proceedings in respect of any contravention

(**a**) 25 & 26 Geo. 5. c. 31. (**b**) S.R. & O. 1943 (Nos. 213 and 1027) II, pp. 777–781.

thereof: provided that any licence granted under that Order and subsisting immediately before the date of the coming into force of this Order shall continue to have effect as if granted under this Order.

11. This Order shall come into force on the 10th day of July, 1949, and may be cited as the Livestock (Sales) Order, 1949.

Dated the 1st day of July, 1949.

John Strachey,
Minister of Food.

THE SCHEDULE

PROVISIONS FOR CERTIFYING, GRADING AND ESTIMATING THE KILLING-OUT PERCENTAGE AND DRESSED CARCASE WEIGHT OF LIVESTOCK

1. The certifying authority shall in respect of any livestock in a collecting centre determine whether that livestock is fit for slaughter for human consumption:

Provided that where an inspector duly appointed by the Minister has reason to believe that any such determination of the certifying authority in respect of any livestock is incorrect, he shall himself determine whether that livestock is fit for slaughter for human consumption, and in that case the determination of the inspector shall be deemed for the purposes of this Order to be the determination of the certifying authority.

2. Where the certifying authority has determined any livestock to be fit for slaughter for human consumption, the certifying authority shall—

(*a*) in the case of any beast—

determine the class or description of the animal and estimate its killing-out percentage in accordance with instructions given from time to time to the certifying authority by the Minister, and make such other determinations or estimates in relation to the animal as may be required by such instructions;

(*b*) in the case of any calf, sheep or lamb—

determine the class or description of the animal and estimate (except in the case of a bobby or slink calf) its dressed carcase weight in accordance with instructions given from time to time to the certifying authority by the Minister, and make such other determinations or estimates in relation to the animal as may be required by such instructions:

Provided that, notwithstanding any such instructions as aforesaid, in any case where—

(1) an inspector duly appointed by the Minister so requires; or

(2) by reason of any restriction on the movement of livestock imposed by or in pursuance of the Diseases of Animals Acts, 1894 to 1937, or any Order made thereunder, an animal may be moved from a collecting centre only to a slaughterhouse, and where the person sending or consigning the animal to, or presenting the animal at, that collecting centre so requires, the killing-out percentage of any beast, or as the case may be, the dressed carcase weight of any calf, sheep or lamb, shall be determined by reference to the actual dressed carcase weight of the animal as ascertained after slaughter, and in that case the killing-out percentage or dressed carcase weight so ascertained shall for the purposes of this Order be deemed to have been estimated by the certifying authority.

Provided also that the class or description of a female bovine animal shall be determined after slaughter of the animal in any of the following cases by such person or persons as may be authorised by the Minister in that behalf, and in accordance with any instructions given from time to time by the Minister:—

(1) where the certifying authority are not unanimous in their determination of the class or description of the animal, or are in doubt as to whether or not the animal has calved; or

(2) where the certifying authority has determined the class or description of the animal, but the owner or other person presenting it at the collecting centre disagrees with the determination, and so requires; or

(3) where an inspector duly appointed by the Minister so requires.

For the purposes of this proviso "class or description" means one of the following categories—viz: heifer, cow-heifer, or cow.

3.—(*a*) For the purposes of estimating the dressed carcase weight of any beast or calf the following offals shall be deemed to have been removed from the carcase—

1. Hide.

2. Head and tongue (head removed at junction of skull and spinal column leaving the entire spinal column in the carcase).

3. Feet (fore-feet removed at knee-joints, hind-feet at hock-joints).

4. Guts and tripes with the accompanying glands—

(i) Liver.

(ii) Spleen.

(iii) Pancreas.

5. Caul and gut fat.

6. Heart, including "heart bread" or thymus gland.

7. Lights (lungs, trachea and larynx).

8. Thick skirt (pillar of diaphragm).

9. Tail.

10. Genito-urinary organs (excluding kidneys).

11. Large blood vessels of abdomen and thorax.

(*b*) For the purpose of estimating the dressed carcase weight of any sheep or lamb the following offals shall be deemed to have been removed from the carcase:—

1. Skin

2. Head and tongue (head removed at junction of skull and spinal column leaving the entire spinal column in the carcase).

3. Guts.

4. Gut fat.

5. Liver, melt, heart and lungs.

6. Genito-urinary organs (excluding kidneys).

7. Feet (fore-feet removed at knee-joints, hind-feet at hock-joints).

4. For the purpose of grading any male animal where, in the opinion of the certifying authority, by reason of late or ineffective castration the animal displays physical characteristics of a bull or ram as the case may be, the certifying authority shall classify the animal as a bull or ram accordingly.

5. Subject as hereinbefore provided, the estimate or determination, as the case may be, of the certifying authority as to any matter which under the provisions of this Order the certifying authority is authorised or required to certify, estimate or determine, shall be final and conclusive.

EXPLANATORY NOTE

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

This Order replaces the Livestock (Sales) Order, 1943. There is a new provision that where the certifying authority disagrees or is in doubt as to whether or not a female bovine animal has calved, or where the producer or an inspector so requires, the matter may be determined after slaughter of the animal.

(v) MANUFACTURED AND PRE-PACKED FOODS

The Manufactured and Pre-packed Foods (Revocation) Order, 1949

1949 No. 1498

Made - - - -	*4th August,* 1949
Laid before Parliament	*5th August,* 1949
Coming into Operation	*7th August,* 1949

In exercise of the powers conferred upon him by Regulations 55, 55AA 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), and of all other powers him enabling, the Minister of Food hereby makes the following Order :—

1. The Manufactured and Pre-packed Foods (Control) Order, 1942, as amended(c), is hereby revoked but without prejudice to any proceedings in respect of any contravention thereof.

2. This Order shall come into operation on the 7th day of August, 1949, and may be cited as the Manufactured and Pre-packed Foods (Revocation) Order, 1949.

Dated the 4th day of August, 1949.

Edith Summerskill,
Parliamentary Secretary.

By Order of the Minister of Food.

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945 (Nos. 1611 and 1615-25) II, pp. 39 and 45-56.
(b) 10 & 11 Geo. 6. c. 55.
(c) S.R. & O. 1942 (Nos. 1863 and 2073) II, pp. 881-9; 1944 (No. 167) II, p. 592; 1945 (No. 250) II, p. 483; 1946 (No. 1486) II, p. 560; and S.I. 1948 (No. 131) II, p. 422.