4. This Order may be cited as the Firemen's Pension Scheme (No. 2) Order, 1954, and shall come into operation on the twenty-third day of December, nineteen hundred and fifty-four.

G. Lloyd-George,
One of Her Majesty's Principal Secretaries of State.

7th December, 1954.

We approve,

Martin Redmayne,
R. H. M. Thompson,
Two of the Lords Commissioners of Her Majesty's Treasury.

13th December, 1954.

EXPLANATORY NOTE

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

This Order amends the Firemen's Pension Scheme, 1952. Article 1 provides for the treating, for the purposes of the Scheme, of certain temporary employment in connection with the provision of fire services, as if it were employment as a member of a fire brigade. Articles 2 and 3 make amendments consequential on the changes in the nomenclature of fire brigade ranks in Scotland effected by the Fire Services (Nomenclature) (Scotland) Regulations, 1954 (S.I. 1954/1628)(a).

FOOD AND DRUGS

1954 No. 1267

The Milk (Special Designation) (Raw Milk) (Amendment) Regulations, 1954

Made - - - -	*24th September,* 1954
Laid before Parliament	*29th September,* 1954
Coming into Operation	*30th September,* 1954

The Minister of Health, the Minister of Agriculture and Fisheries and the Minister of Food acting jointly in exercise of the powers conferred on them by sections 13, 15 and 17 of the Food and Drugs (Milk, Dairies and Artificial Cream) Act, 1950(b), and of all other powers enabling them in that behalf, having consulted such representative organisations as appear to them substantially to represent the interests concerned with the purposes of these regulations, hereby make the following regulations:—

1.—(1) These regulations may be cited as the Milk (Special Designation) (Raw Milk) (Amendment) Regulations, 1954, and these regulations and the Milk (Special Designation) (Raw Milk) Regulations, 1949 and 1950(c), may be cited together as the Milk (Special Designation) (Raw Milk) Regulations, 1949 to 1954.

(a) *See* p. 900 above. (b) 14 Geo. 6. c. 35.
(c) S.I. 1949/1590, 1950/410 (1949 I, p. 1733; 1950 I, p. 756).

(2) These regulations shall come into operation on the 30th day of September, 1954.

2. The Milk (Special Designation) (Raw Milk) Regulations, 1949(a) as amended(b), shall be further amended as follows:—

(*a*) by inserting in paragraph (1) of regulation 2 thereof, immediately after the definition of "consumer", the following definition:—

"'controlled herd' means a herd (other than an attested herd) that is kept in an area that is for the time being an eradication area or an attested area for purposes connected with the control of tuberculosis by virtue of an Order made under Section 5 of the Diseases of Animals Act, 1950(c)";

(*b*) by inserting the words "or a controlled herd" immediately after the words "an attested herd" wherever they occur in paragraphs (3), (5) and (6) of regulation 8 thereof;

(*c*) by adding, at the end of regulation 8 thereof, the following paragraph:—

"(9) (*a*) Nothing in the foregoing provisions of this regulation shall prevent the renewal of a licence granted under paragraph (4) or (5) of this regulation or having effect as if it were granted under one of those paragraphs, if—

(i) the application for renewal has been made within one month before the expiration of the licence; and

(ii) it appears to the Minister of Agriculture and Fisheries that, before that application for renewal was made, the producer to whom that licence was granted has duly made an application, pursuant to paragraph (1) of Article 5 of the Tuberculosis (Attested Herds) Scheme, 1950(d), for an official test of the herd specified in the licence with a view to the registration of the herd under that Scheme and has (unless exempted under the provisions of paragraph (7) of that Article) lodged with the last mentioned application the certificates and declaration mentioned in paragraph (1) of Article 5 of the said Scheme.

(*b*) A licence granted by virtue of this paragraph by way of renewal of a licence shall be granted for a period of six months from the expiration of the licence so renewed and shall not thereafter be renewable."

(*d*) by inserting immediately before regulation 9 thereof, the following regulation:—

"9.—(1) Where a person applies for a producer's licence (other than a licence by way of renewal of a licence) to use the special designation 'Tuberculin Tested' and the herd in respect of which the licence is applied for is a controlled herd, he shall satisfy the Minister of Agriculture and Fisheries that every animal in the herd at the date of the application is free from tuberculosis";

(*e*) by inserting the words "or a controlled herd" immediately after the words "an attested herd" in regulation 9 thereof and by renumbering that regulation as paragraph (2) of regulation 9;

(*f*) by adding, at the end of the last mentioned paragraph, the following paragraph:—

"(3) Nothing in the last preceding paragraph shall apply to any application for the renewal of a licence under paragraph (9) of regulation 8 hereof."

(a) S.I. 1949/1590 (1949 I, p. 1733).
(b) S.I. 1950/410 (1950 I, p. 756).
(c) 14 Geo. 6. c. 36.
(d) S.I. 1950/1126 (1950 I, p. 177).

(*g*) by substituting for the proviso to paragraph (1) of regulation 14 thereof the following proviso:—

"Provided that any such licence granted—

(i) to the Milk Marketing Board in relation to milk sold by the Board otherwise than at or from any of the Board's premises where milk intended for sale or sold is handled by them;

(ii) to a county council; or

(iii) to a local authority;

shall be granted by the Minister of Food."

(*h*) by inserting in paragraph 1 of Section A of Part I of the Second Schedule thereto, immediately after sub-paragraph (*a*), the following sub-paragraph:—

"(*aa*) If the herd at the time the licence is granted is a controlled herd or if during the currency of the licence the herd becomes a controlled herd, the licensed producer shall comply with the requirements of any Order made under the Diseases of Animals Act, 1950, and applicable to the eradication area or attested area in which the controlled herd is kept";

(*i*) by inserting the words "or a controlled herd" immediately after the words "an attested herd" in the two places where they occur in sub-paragraph (*b*) of paragraph 1 of Section A aforesaid.

Given under the Official Seal of the Minister of Health this 24th day of September, 1954.

(L.S.) *Iain Macleod,*
Minister of Health.

Given under the Official Seal of the Minister of Agriculture and Fisheries this 24th day of September, 1954.

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

Given under the Official Seal of the Minister of Food this 24th day of September, 1954.

(L.S.) *G. Lloyd-George,*
Minister of Food.

EXPLANATORY NOTE

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

Under Section 5 of the Diseases of Animals Act, 1950, the Minister of Agriculture and Fisheries may by Order declare any area as respects which he is satisfied that a substantial majority of the cattle therein are free from tuberculosis to be an eradication area for the purposes connected with the control of that disease. Similarly, if he is satisfied that the disease is for practical purposes non-existent in an area he may declare it to be an attested area.

These Regulations amend the Milk (Special Designation) (Raw Milk) Regulations, 1949, as amended, by making special provision for herds kept in such areas in relation to (1) the requirements to be satisfied on an application for a producer's licence to use the special designation "Tuberculin Tested" in relation to milk produced from such herds and (2) the special conditions subject to which such a licence is granted.

A further amendment allows the renewal of licences which would otherwise not be renewable because the herds to which they apply are not attested herds. A renewal under this amending provision can be granted only if due application has been made with a view to registration of the herd under the Tuberculosis (Attested Herds) Scheme, 1950, and the renewal, if granted, is for six months only.

It is also provided that the Minister of Food shall be the licensing authority in respect of any dealer's licence granted to the Milk Marketing Board in relation to milk sold by the Board otherwise than at or from the Board's premises where milk intended for sale or sold is handled by them.

1954 No. 1268

The Milk and Dairies (Amendment) Regulations, 1954

Made - - - -	*24th September,* 1954
Laid before Parliament	*29th September,* 1954
Coming into Operation	*30th September,* 1954

The Minister of Health, the Minister of Agriculture and Fisheries and the Minister of Food acting jointly in exercise of the powers conferred on them by sections 1, 2, 4 and 6 of the Food and Drugs (Milk, Dairies and Artificial Cream) Act, 1950(**a**), and of all other powers enabling them in that behalf, having consulted such representative organisations as appear to them substantially to represent the interests concerned with the purposes of these regulations, hereby make the following regulations:—

1. These regulations shall come into operation on the 30th day of September, 1954, and may be cited as the Milk and Dairies (Amendment) Regulations, 1954; and these regulations and the Milk and Dairies Regulations, 1949 and 1953(**b**), may be cited together as the Milk and Dairies Regulations, 1949 to 1954.

2. The Milk and Dairies Regulations, 1949(**c**), as amended(**d**), shall be further amended by substituting in paragraph (1) of regulation 2 thereof for the definition of distributor the following definition:—

> "'distributor' means a person trading as a dairyman elsewhere than at or from premises in relation to which he is registered as a dairy farmer under these regulations but does not include (i) the Milk Marketing Board except where they are trading at or from premises where milk is handled by them or (ii) any purveyor of cream in the hermetically sealed containers in which it is delivered to his premises provided that such a purveyor is not otherwise a purveyor of milk".

(**a**) 14 Geo. 6. c. 35. (**b**) S.I. 1949/1588, 1953/1876 (1949 I, p. 1698; 1953 I, p. 814).
(**c**) S.I. 1949/1588 (1949 I, p. 1698). (**d**) S.I. 1953/1876 (1953 I, p. 814).