Oats (Control) : Restriction of Sales.

ORDER, DATED AUGUST 17TH, 1943, MADE BY THE MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND UNDER THE OATS (CONTROL AND PRICES) (NORTHERN IRELAND) ORDER, 1943.

1943. No. 91.

WHEREAS by Article 13 of the Oats (Control and Prices) (Northern Ireland) Order, 1943 (a) (in this Order referred to as " the principal Order ") made by the Minister of Food in exercise of the powers conferred upon him by Regulations 55 and 55AA of the Defence (General) Regulations, 1939, as amended, it is provided that the Ministry of Agriculture for Northern Ireland (in this Order referred to as " the Ministry ") may from time to time by Order give directions further regulating the obtaining or the supply of oats in Northern Ireland.

NOW, THEREFORE, the Ministry in pursuance of the powers conferred upon it by the said Article 13 and of all other powers enabling it in that behalf, hereby orders and directs as follows :—

1. Notwithstanding anything contained in the principal Order, and subject as hereinafter provided, an approved buyer who has acquired any oats from a grower shall not, except in accordance with the terms of a licence or authorization issued by or on behalf of the Ministry, sell or dispose of, or offer to sell or dispose of, or use, any such oats, or cause or permit any such oats to be sold or disposed of or used, except in accordance with the provisions of the next following article of this Order.

2. An approved buyer shall, within seven days from the date on which he has acquired any oats from a grower, offer such oats for sale at the appropriate maximum price to :—

(*a*) an oatmeal miller ; or

(*b*) the Northern Ireland Port Area Grain Committee :

Provided that where any oats which have been offered to an oatmeal miller in accordance with this Article have been certified in writing by the said oatmeal miller to be unsuitable for use by him in the production or manufacture of any specified oat product, the approved buyer shall, within seven days from the date on which they have been so certified, offer the said oats for sale at the appropriate maximum price to the Northern Ireland Port Area Grain Committee.

3. Where an oatmeal miller has acquired any oats which in his opinion are unsuitable for use in the manufacture or production of any

(a) S.R. & O. (U.K.) 1943, No. 1019.

specified oat product, he shall not, except under the terms of a licence or authorization issued by or on behalf of the Ministry, use or dispose of or cause or permit any such oats to be used or disposed of except by way of sale to the Northern Ireland Port Area Grain Committee.

4. The provisions of this Order shall not apply to any oats

(*a*) which an approved buyer has acquired otherwise than during the seed season and which such approved buyer, under the authority of a licence or authorization issued by or on behalf of the Ministry, may retain for the purpose of resale as seed oats, if an application for such licence or authorization has been made to the Ministry within seven days from the date on which the approved buyer acquired the said oats ; or

(*b*) acquired during the seed season for the purpose of resale as seed oats ; or

(*c*) for which the oatmeal miller or the Northern Ireland Port Area Grain Committee, as the case may be, failed to tender payment at the time of delivery ; or

(*d*) certified in writing by the Northern Ireland Port Area Grain Committee to be unsuitable for its purpose :

Provided that an approved buyer who has retained any oats in accordance with the provisions of paragraph (*a*) or (*b*) of this Article and who has not disposed of such oats during the seed season shall offer such oats for sale in accordance with the provisions of Article 2 of this Order, and for the purpose of such offer the approved buyer shall be deemed to have acquired the said oats on the day following the date of expiration of the seed season.

5. Any person who has sold or disposed of any oats in accordance with the provisions of Article 2 or 3 of this Order to an oatmeal miller or to the Northern Ireland Port Area Grain Committee, shall deliver such oats within such reasonable time, and to such place as the oatmeal miller or the Northern Ireland Port Area Grain Committee, as the case may be, may require or specify.

6. In this Order—the expressions " acquire " and " dispose of " include, respectively, the taking and giving of possession, and the expression " appropriate maximum price " means the maximum price for the time being in force under the principal Order.

7. The Oats (Control) (Restriction of Sales) (Northern Ireland) Order, 1942 (**b**) is hereby revoked but without prejudice to any proceedings in respect of any contravention thereof.

8.—(1) This Order may be cited as the Oats (Control) (Restriction of Sales) (Northern Ireland) (No. 3) Order, 1943.

(**b**) S. R. & O. (N.I.) 1942, No. 152.

(2) This Order shall be construed as one with the principal Order.

(3) This Order shall come into force on the 23rd day of August, 1943.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland, this seventeenth day of August, nineteen hundred and forty-three, in the presence of

(L.S.) (Signed) *J. H. Craig*,
Assistant Secretary.

Ryegrass Seed (Control)

ORDER, DATED 24TH JULY, 1943, MADE BY THE MINISTRY OF AGRICULTURE UNDER REGULATION 55 OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1943. No. 84.

The Ministry of Agriculture for Northern Ireland (in this Order referred to as " the Ministry ") by virtue and in exercise of the powers under paragraph (1) of Regulation 55 of the Defence (General) Regulations, 1939, delegated to it by the Delegation of Emergency Powers (Ministry of Agriculture for Northern Ireland) Order, 1941, made by the Secretary of State under paragraph (1) of Regulation 102A of the said Regulations, hereby orders as follows :—

1. In this Order the following expressions have the meanings hereby assigned to them, that is to say :—

" *Grower* " means any person who grows ryegrass for seed in Northern Ireland, and includes any first seller of such seed after threshing ;

" *Ryegrass Seed* " means threshed seed grown in Northern Ireland of perennial ryegrass, or Italian ryegrass, or threshed seed of perennial ryegrass and Italian ryegrass grown together but excludes ryegrass seed of a special strain ;

" *Special Strain* " means the strain of ryegrass known as " Aberystwyth " S.24 (Hay type), perennial ryegrass certified as such by the Ministry, and any other kind of ryegrass which may be certified as a special strain by the Ministry.

2. Except under and in accordance with the terms of a licence granted by or on behalf of the Ministry, no person shall sell or agree to sell or offer for sale except to the Ministry, any ryegrass seed harvested in the year Nineteen Hundred and Forty-three of which he is the grower, and no person, other than the Ministry, shall buy or agree or offer to buy any such ryegrass seed from the grower thereof.