5. Small Lots

Where on a sale to an ultimate buyer oats are, at the request of the buyer, delivered by the seller in any of the undermentioned quantities, a charge may be made by the seller in accordance with the following scale:—

Quantity delivered	Charge at a rate not exceeding—
	s. d.
10 cwt. or more but less than 20 cwt. ...	3½ per cwt.
5 cwt. or more but less than 10 cwt. ...	7 per cwt.
1 cwt. or more but less than 5 cwt. ...	1 2 per cwt.
½ cwt. or more but less than 1 cwt. ...	1 10 per cwt. or 11d. per ½ cwt.
28 lb. or more but less than ½ cwt.... ...	3 0 per cwt., 1s. 1½d. per 42 lb. or 9d. per 28 lb.
14 lb. or more but less than 28 lb.	3 8 per cwt., 8¼d. per 21 lb. or 5½d. per 14 lb.
Under 14 lb.	4 8 per cwt. or 3½d. per 7 lb.

6. Prohibition of Further Additions

Except as provided in this Part of this Schedule no charge shall be made in addition to the maximum prices prescribed by Part I of this Schedule in respect of credit, breaking bulk, transport, containers, storage and handling, or cleaning.

EXPLANATORY NOTE

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

This Order replaces the Oats (Northern Ireland) Order, 1950, as amended.

It sets out minimum and maximum prices for oats in Northern Ireland for each month from July, 1952, to June, 1953, inclusive, and reduces the maximum permitted charge for non-returnable sacks to 1s. 6d. per cwt. of contents or, on a sale of less than 1 cwt., to 1s. 9d. per cwt.

1952 No. 1228

The Rye Order, 1952

Made - - - -	*24th June*, 1952
Laid before Parliament	*25th June*, 1952
Coming into Operation	*1st July*, 1952

The Minister of Food, in pursuance of the powers conferred upon him by Regulations 55 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 the Supplies and Services (Defence Purposes) Act, 1951(c), and continued in force by the Supplies and Services (Continuance) Order,

(a) 9 & 10 Geo. 6. c. 10; and S.R. & O. 1945/1611, 1615–25; 1945 II, pp. 39, 45–56.
(b) 10 & 11 Geo. 6. c. 55. (c) 14 & 15 Geo. 6. c. 25.

1951(a)), and of all other powers him enabling in that behalf, hereby orders as follows:—

Commencement and citation

1. This Order shall come into operation on the 1st day of July, 1952, and may be cited as the Rye Order, 1952.

Interpretation

2. In this Order—

"The Minister" means the Minister of Food.

"The Ministry" means the Ministry of Agriculture for Northern Ireland.

"Approved buyer" means a person licensed as such under this Order and includes a person who, immediately before the coming into force of this Order, was licensed as an approved buyer under the Rye Order, 1950, as amended(b).

"Buy", "obtain", "sell" or "supply" include offer or agree to buy, obtain, sell or supply, as the case may be.

"Distiller" means a person holding a licence under Article 1 of the Potable Spirits (Licensing and Control) Order, 1944(c), authorising him to manufacture spirits from a mash of cereal grains.

"Grower" means a grower of rye in Great Britain or Northern Ireland and includes the seller or supplier thereof on the first sale or disposition after threshing.

"Local Wheat Committee" has the meaning assigned to it in the Wheat Byelaws, 1932(d).

"Millable rye" means rye which is sweet and in fair merchantable condition, commercially clean as regards admixture and tailings and commercially free from heated or mouldy grains or objectionable taint, and capable of being manufactured into a sound sweet flour or meal fit for human consumption having regard to the customary methods employed in the milling industry for cleaning and conditioning.

"M.A.F. sack" means a sack sold to a grower by the Minister of Agriculture and Fisheries and made from 11ounce/45 inch standard Hessian and measuring when empty approximately 25 inches by 44 inches.

"Port Area Grain Committee" means the Northern Ireland Port Area Grain Committee.

"Rye" includes tailings of rye and, except where the context otherwise requires, means threshed rye.

"Tailings" means broken, small or immature rye grains with or without other material separated in the course of threshing rye.

Restriction on growers

3. No grower shall sell or supply any rye grown by him except to an approved buyer, a distiller or the Port Area Grain Committee and no person other than an approved buyer, a distiller or the Port Area Grain Committee shall buy or obtain any such rye from a grower.

(a) S.I. 1951/2116; 1951 III, p. 27.
(b) S.I. 1950/1079; 1951/1121: 1950 III, p. 670; 1951 III, p. 314.
(c) S.R. & O. 1944/1103; 1944 II, p. 1021.
(d) S.R. & O. 1932/588; Rev. I, p. 750; 1932, p. 1753.

Decision whether rye is millable

4. If in relation to a sale or proposed sale of any rye by a grower any difference shall arise between the buyer and seller as to whether or not the rye is millable the matter shall be referred

(i) in Great Britain to the Local Wheat Committee in whose area the rye is situate ;

(ii) in Northern Ireland to the Ministry,

and the decision of that Committee or of the Ministry, as the case may be, shall be final and conclusive.

Minimum prices

5. No grower shall sell and no person shall buy from a grower any millable rye at a price less than the minimum price applicable in accordance with the Schedule to this Order.

Price of M.A.F. sacks

6.—(1) Where rye is sold in an M.A.F. sack each sack shall on every sale be charged by the seller as non-returnable and the price to be charged and paid therefor shall be 1s. 8d.

(2) The provisions of paragraph (1) of this Article shall not apply unless the said sack is at the time of sale in a suitable condition for the commercial transport of rye, has not been emptied since being originally filled with rye by the grower and was in a new condition at the time of being so filled.

Artificial transactions ; unreasonable charges

7. No person shall in connection with the sale or disposition or proposed sale or disposition of any rye enter or offer to enter into any artificial transaction or make or demand any unreasonable charge.

Directions, licences and authorisations

8.—(1) The provisions of this Order are subject to any directions that may at any time be given by or on behalf of the Minister, or in respect of Northern Ireland by or on behalf of the Minister or the Ministry, and to any licence or authorisation that may be granted by or on behalf of the Minister, or in respect of Northern Ireland by or on behalf of the Minister or the Ministry, under this Order ; and the Minister hereby delegates to the Ministry the function of giving or granting any such directions, licence or authorisation in respect of Northern Ireland.

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

(3) Every licence or authorisation granted under this Order is and shall remain the property of the Minister; and the licensee or any person in possession of any such licence or authorisation shall, if requested to do so by or on behalf of the Minister, produce or deliver it to such person or to a person of such class or description, and within such time, as may be specified in the request.

Infringements

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

Revocation

10.—(1) The Rye Order, 1950, as amended(**a**), is hereby revoked, but without prejudice to any proceedings in respect of any contravention thereof.

(2) Any licence granted under the said Order, or continuing in force by virtue of the said Order, and subsisting immediately before the date of the coming into force of this Order, shall continue to have effect as if it had been granted under this Order.

Application

11.—(1) This Order shall not apply to rye sold or supplied for use as seed or for resale for such use.

(2) This Order shall not apply to rye grown outside the United Kingdom.

G. Lloyd-George,
Minister of Food.

Dated the 24th day of June, 1952.

THE SCHEDULE

Minimum Price for Millable Rye

1. On a sale by a grower the minimum price shall be at the rate of 22s. 0d. per cwt. net.

2. The price prescribed in paragraph 1 of this Schedule is fixed on the basis of sale by the grower ex farm and accordingly all transport charges shall be for the account of the buyer.

EXPLANATORY NOTE

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

The minimum price of millable rye is increased from 21s. 10d. to 22s. 0d. per cwt., and the price of M.A.F. sacks is reduced from 1s. 9d. to 1s. 8d.

This Order replaces the Rye Order, 1950, as amended.

(a) S.I. 1950/1079; 1951/1121: 1950 III, p. 670; 1951 III, p. 670.