The Scottish Milk Marketing Scheme (Extension of Area) Order, 1950*

1950 No. 1724 (S. 119)

Made - - - - 26*th October*, 1950
Coming into Operation 1*st November*, 1950

In exercise of the powers conferred upon me by section 17 of the Agricultural Marketing Act, 1949(**a**), and of all other powers enabling me in that behalf, I hereby make the following Order:—

1. This Order may be cited as the Scottish Milk Marketing Scheme (Extension of Area) Order, 1950, and shall come into operation on the 1st day of November, 1950.

2.—(1) The Interpretation Act, 1889(**b**), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) In this Order, unless the context otherwise requires, the following expressions have the respective meanings hereby assigned to them:—

"the Board" means the Scottish Milk Marketing Board administering the Scheme;

"the principal Act" means the Agricultural Marketing Act, 1931(**c**);

"registered producer" means a producer of milk registered under the Scheme and shall include a producer of milk in any of the areas specified in the Schedule to this Order who is, at the date of coming into operation of this Order, registered under the provisions of the Scheme for the Regulation of the Marketing of Milk in certain parts of the County of Argyll as set forth in the Milk Marketing (Special Areas) (Scotland) Order, 1942(**d**), as subsequently amended(**e**);

"the Scheme" means the Scottish Milk Marketing Scheme as approved by the Scottish Milk Marketing Scheme (Approval) Order, 1933(**f**), and as subsequently amended(**g**).

3. The Scheme shall, subject to the modifications specified in Article 4 of this Order, apply to the areas forming part of the County of Argyll specified in the Schedule to this Order as if these areas had been comprised in the Scheme under the principal Act.

4. In its application to the areas specified in the Schedule to this Order, the Scheme shall be subject to the following modifications:—

(1)—(*a*) Every registered producer in the said areas shall pay into the fund established under subsection (1) of section 24 of the Scheme a contribution of one penny per gallon on all milk produced and sold by him to or through the agency of the Board, or otherwise

* A draft of this Order was approved by Resolution of the House of Commons, 24th October, 1950, and the House of Lords, 24th October, 1950, in accordance with section 17 (3) of the Agricultural Marketing Act, 1949.

(a) 12, 13 & 14 Geo. 6. c. 38. (b) 52 & 53 Vict. c. 63. (c) 21 & 22 Geo. 5. c. 42.
(d) S.R. & O. 1942 (No. 900) II, p. 1499. (e) S.R. &. O. 1945 (No. 409) II, p. 904.
(f) S.R. & O. 1933 (No. 479) p. 51.
(g) S.R. & O. 1934 (No. 1437) I, p. 27; S.R. & O. 1935 (No. 691) p. 5; S.R. & O. 1935 (No. 1246) p. 6; S.R. & O. 1937 (No. 624) p. 21; S.R. & O. 1937 (No. 818) p. 26; S.R. & O. 1938 (No. 1168) I, p. 5; S.R. & O. 1940 (No. 1717) II, p. 286; S.R. & O. 1941 (No. 1109) II, p. 238.

in accordance with the provisions of the Scheme, during the period of five years commencing on the date of coming into operation of this Order.

(*b*) The contribution referred to in the immediately preceding paragraph shall be—

(i) apart from and in addition to any other contribution payable to the Board by registered producers under the Scheme, and

(ii) payable on such day of each month as the Board may appoint in respect of milk sold during the preceding month.

(2) For the purposes of paragraph (*e*) of subsection (3) of section 24 of the Scheme the Standard Haulage Rate shall—

(*a*) in the case of producers in the areas specified in Part II of the Schedule to this Order, be the maximum Standard Haulage Rate fixed by the Board under the provisions of section 51 of the Scheme, and

(*b*) in the case of producers in the areas specified in Part I of the Schedule to this Order, be the said maximum Standard Haulage Rate plus one halfpenny per gallon.

Dated this 26th day of October, 1950.

Hector McNeil,
One of His Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

SCHEDULE

Article 3

PART I

Islands of Coll, Gigha and Islay in the County of Argyll.

PART II

The following parishes in the County of Argyll and all burghs within these parishes:—

Ardchattan and Muckairn.
Ardgour,
Ardnamurchan,
Craignish,
Glassary,
Glenorchy and Inishail,
Inveraray,
Kilbrandon and Kilchattan,
Kilchrenan and Dalavich,
Kilmartin,
Kilmore and Kilbride,
Kilninver and Kilmelfort,
Lismore and Appin,
Morvern,
North Knapdale,
South Knapdale.

EXPLANATORY NOTE

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

Under Orders which were made by the Minister of Food under the Defence (General) Regulations, the Scottish Milk Marketing Scheme has applied to certain parts of the County of Argyll since 1942. The present Order provides for the application of the Scheme to these parts of the County of Argyll under the Agricultural Marketing Acts, 1931 to 1949 and gives effect to the terms which have been agreed between the Board and the registered producers in these areas.