STATUTORY INSTRUMENTS

1973 No. 821

SUGAR

The Sugar (Distribution Payments) (No. 5) Order 1973

Made - - - -	30*th April* 1973
Laid before Parliament	30*th April* 1973
Coming into Operation	1*st May* 1973

The Minister of Agriculture, Fisheries and Food, in exercise of the powers conferred upon him by sections 14(5) and 33(4) of the Sugar Act 1956(a), having effect subject to the provisions of section 3 of, and Part II of Schedule 5 to, the Finance Act 1962(b), section 22 of the Finance Act 1964(c) and section 52 of the Finance Act 1966(d) and of all other powers enabling him in that behalf, with the concurrence of the Treasury, and on the advice of the Sugar Board, hereby makes the following order:—

1.—(1) This order may be cited as the Sugar (Distribution Payments) (No. 5) Order 1973, and shall come into operation on 1st May 1973.

(2) The Interpretation Act 1889(e) shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

2.—(1) Notwithstanding the provisions of article 2 of the Sugar (Distribution Payments) (No. 4) Order 1973(f), the rates of distribution payments payable under and in accordance with the provisions of section 14 of the Sugar Act 1956, having effect as aforesaid, shall be—

(*a*) in respect of any sugar, imported or home produced, with a polarisation of 99·7° or more, at a rate of £5·00 per ton;

(*b*) in respect of imported raw cane sugar with a polarisation of less than 99·7°, at a rate equal to the proportion of £5·00 per ton obtained by multiplying the degree of polarisation by two, subtracting one hundred and dividing the result by one hundred. All such calculations shall be computed to three decimal places;

(*c*) in respect of raw beet sugar, imported or home produced, with a polarisation of less than 99·7°, at a rate equal to the proportion of £5·00 per ton obtained by multiplying by a figure equal to the degree of polarisation less the sum of—

(i) four times the ash content expressed as a percentage;

(ii) twice the invert sugar content expressed as a percentage;

(iii) the figure 1

and divided by one hundred. All such calculations shall be computed to three decimal places;

(*d*) in respect of any sugar or invert sugar used in the manufacture or preparation of imported composite products, at a rate of £5·00 per ton.

(a) 1956 c. 48. (b) 1962 c. 44. (c) 1964 c. 49. (d) 1966 c. 18.
(e) 1889 c. 63. (f) S.I. 1973/305 (1973 I, p. 1070).

(2) Section 10 of the Finance Act 1901(a) (which relates to new or altered customs or excise duties and their effect upon contracts) shall apply to the rates specified in this article accordingly.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 26th April 1973.

(L.S.)

Joseph Godber,
Minister of Agriculture, Fisheries and Food.

We concur.
30th April 1973.

Tim Fortescue,
V. H. Goodhew,
Two of the Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order provides for reductions equivalent to £5 per ton of refined sugar in the rates of distribution payment in respect of imported or home produced sugar, and sugar or invert sugar used in the manufacture or preparation of imported composite sugar products, which become eligible for such payment on and after 1st May 1973.

(a) 1901 c. 7.