5.—(1) For the purpose of the directions given by this Order, compliance with any such direction by a person to whom land is let in conacre shall be deemed to be compliance therewith by the occupier of the land.

(2) The directions given by this Order shall be without prejudice to the operation of any directions with respect to the cultivation, management or use of land which the Ministry may give, by notice, under paragraph (1) (*b*) of Regulation 62 of the Defence (General) Regulations, 1939.

6.—This Order shall have effect notwithstanding any covenant, agreement, condition or provision as to the user of a holding, whether contained in any lease or other instrument affecting the holding or in any contract of tenancy or implied by law, and no such covenant, agreement, condition or provision shall operate so as to penalise, impede or interfere with compliance with the directions given by this Order.

7.—This Order shall be cited as the Grass Seeds and Fertilisers (Northern Ireland) General Order, 1941, and shall come into operation on the 1st day of November, 1941.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this twenty-fifth day of October, nineteen hundred and forty-one, in the presence of

(L.S.) (Signed) *G. S. Robertson*,
Secretary.

Tillage.

ORDER DATED 1ST OCTOBER, 1941, MADE BY THE MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND UNDER REGULATION 62 OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1941. No. 170.

The Ministry of Agriculture for Northern Ireland (in this Order referred to as " the Ministry "), by virtue and in exercise of the powers delegated to it by the Cultivation of Lands (Northern Ireland) Order, 1939, made on the 9th day of September, 1939, by the Secretary of State under Part IV of the Defence (General) Regulations, 1939, hereby orders and directs as follows :—

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

" Arable " means cultivated or capable of being cultivated ;

"Holding" means the land held by an occupier ;

"Land" means agricultural land as defined by the Defence (General) Regulations, 1939, and any land to which paragraph (1) of Regulation 62 of those Regulations applies but which is not agricultural land as so defined ;

"Occupier" means the person rated or liable to be rated to the poor rate in respect of the holding, or who would be so rated or liable to be rated but for the provisions of section one of the Local Government (Rating and Finance) Act (Northern Ireland), 1929, and includes, in relation to any holding the occupier of which is absent from Northern Ireland, any agent or other person entrusted with the management of the land on his behalf.

2.—Every occupier of arable land in Northern Ireland shall cultivate and maintain in cultivation for the purpose of producing crops for harvesting in the year 1942 such portion of the arable land comprised in his holding as is specified in that behalf in paragraph 3 of this Order :

Provided that the foregoing directions shall be without prejudice to the operation of any directions with respect to the cultivation, management or use of arable land which the Ministry may give, by notice, under paragraph 1 (*b*) of Regulation 62 of the Defence (General) Regulations, 1939.

3.—The portion of the arable land comprised in a holding which is to be cultivated and maintained in cultivation in pursuance of the directions contained in paragraph 2 of this Order shall be either—

(*a*) a portion equivalent in extent to two-fifths of the total area of arable land, or

(*b*) a portion of the arable land not less in extent than that cultivated on the holding in the year 1941, excluding any land on which grass, clover or a mixture of grasses and clovers, was produced in that year,

whichever is the greater in extent.

Provided that an occupier shall not be required by virtue of this paragraph to cultivate and maintain in cultivation a portion of the arable land in the holding greater in extent than one-half thereof.

4.—For the purpose of the directions contained in this Order—

(1) the expression "cultivate and maintain in cultivation" means do in sufficient time and in accordance with the proper methods of husbandry all the following things in relation to land, that is to say :—

(*a*) till the land, and

(*b*) sow or plant and produce on such land

(i) a crop (other than grass, clover, or a mixture of grasses and clovers) capable of being harvested for human or animal food, or

(ii) a crop of flax, and

(*c*) sever such crops from the soil :

(2) where land has been ploughed and sown in the year 1941 with a crop usually sown in the autumn, other than grass, clover, or a mixture of grasses and clovers, for harvesting in the year 1942, such land shall be deemed to have been cultivated ;

(3) where land has been ploughed and sown in the year 1942 with a crop usually sown in the autumn for harvesting in the year 1943, such land shall not be deemed to have been cultivated ;

(4) cultivation by any person under a letting in conacre made by the occupier shall be deemed to be cultivation by the occupier.

5.—The foregoing provisions of this Order shall not apply to—

(*a*) any holding of less than ten statute acres in extent ; or

(*b*) any holding which comprises less than five statute acres of arable land.

6.—(1) The occupier of a holding may, on or before the 30th day of November, 1941, apply to the Ministry for a declaration that the cultivation of the holding or any part thereof under directions given by the Ministry (whether by this Order or by notice) would be of less service for the purpose of increasing or maintaining production than the use of the holding or part thereof in some other way ; and if, on or before the 28th day of February, 1942, the Ministry makes a declaration to that effect in writing, the foregoing provisions of this Order shall not apply to the holding or part of a holding to which the declaration relates.

(2) An application for such a declaration as aforesaid shall set out such particulars as the Ministry may require in relation to the lands held by the occupier, the manner in which the lands are used or proposed to be used, and the grounds of the application ; and such an application will not be considered unless it is made on a form prescribed and issued by the Ministry, and such a form will not be issued except on the direct request of the applicant or his agent and on the submission of *prima facie* evidence in support of the application.

(3) A declaration obtained by means of any false statement or misrepresentation shall not have effect for the purposes of this Order.

7.—The occupier of any land which is for the time being regarded by the Ministry as not being arable shall comply with such directions

as the Ministry may give by notice with respect to the management or use thereof as are in the opinion of the Ministry calculated to improve the fertility of the land or its capacity to maintain livestock.

8.—Every occupier of a holding shall furnish to the Ministry, if and when required by it, such particulars with respect to the holding and the user thereof as may be required by the Ministry for the purposes of this Order.

9.—This Order shall have effect notwithstanding any covenant, agreement, condition or provision as to the user of the holding, whether contained in any lease or other instrument affecting the holding or in any contract of tenancy or implied by law, and no such covenant, agreement, condition or provision shall operate so as to penalise, impede or interfere with such cultivation as is required by the direction contained in this Order.

10.—This Order may be cited as the Tillage (Northern Ireland) General Order, 1941.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this first day of October, nineteen hundred and forty-one, in the presence of

(L.S.) (Signed) *G. S. Robertson,*
Secretary.

ORDER, DATED 24TH OCTOBER, 1941, MADE BY THE MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND UNDER REGULATION 62 OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1941. No. 179.

The Ministry of Agriculture for Northern Ireland by virtue and in exercise of the powers delegated to it by the Cultivation of Lands (Northern Ireland) Order, 1939, made on the 9th day of September, 1939, by the Secretary of State under Part IV of The Defence (General) Regulations, 1939, hereby orders and directs as follows :—

1.—The Tillage (Northern Ireland) General Order, 1941, (made by the said Ministry by virtue and in exercise of the powers aforesaid) shall have effect subject to the following amendment :—

In sub-paragraph (*b*) of paragraph 3, after the words "excluding any land on which," there shall be inserted the word "only."

2.—This Order may be cited as the Tillage (Northern Ireland) General Order (No. 2), 1941, and shall be construed as one with the Tillage (Northern Ireland) General Order, 1941.