THE TILLAGE (NORTHERN IRELAND) GENERAL ORDER, 1948, DATED NOVEMBER 9, 1948, MADE BY THE MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND UNDER REGULATION 62 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).

1948. No. 301

In exercise of the powers under Regulation 62 of the Defence (General) Regulations, 1939, delegated to it by the Delegation of Emergency Powers (Ministry of Agriculture for Northern Ireland) (No. 2) Order, 1943 (c), made by the Secretary of State under paragraph (1) of Regulation 102A 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 of all other powers it enabling, the Ministry of Agriculture for Northern Ireland hereby orders and directs as follows :—

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

" agricultural purposes " has the same meaning as it has for the purposes of paragraph (1) of the principal Regulation ;

" arable " means cultivated or, in the opinion of the Ministry, capable of being cultivated ;

" holding " means the land held by an occupier ;

" land " means land with respect to the cultivation, management or use of which for agricultural purposes the Ministry has power to give directions under paragraph (1) of the principal Regulation ;

" 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 (d), 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 ;

" principal Regulation " means Regulation 62 of the Defence (General) Regulations, 1939 ;

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

(a) 9 and 10 Geo. 6 Ch. 10, and S. R. & O. 1945 (No. 1621) II. p. 52
(b) 10 and 11 Geo. 6, Ch. 55.
(c) S. R. & O. 1943 (No. 1344) II. p. 1725
(d) 20 Geo. 5, Ch. 10 (N.I.).

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 1949 at least three-tenths of the arable area comprised in his holding :

Provided that—

(*a*) in the case of land situate in any of the townlands in the County of Antrim, or wards in the County Borough of Belfast, specified in the Schedule to this Order, or situate in the County of Fermanagh, the occupier shall not be required by virtue of this Article to cultivate and maintain in cultivation a portion thereof exceeding one-fifth in extent of the total arable area of such land ;

(*b*) nothing in this Article shall prejudice or affect the operation of any directions with respect to the cultivation, management or use of land for agricultural purposes which the Ministry may give by notice under paragraph 1 (*b*) of the principal Regulation.

3. 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, to the satisfaction of the Ministry, 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 1948 with a crop usually sown in the autumn, other than grass, clover or a mixture of grasses and clovers, for harvesting in the year 1949, such land shall be deemed to have been cultivated ;

(3) where land has been ploughed and sown in the year 1949 with a crop usually sown in the autumn for harvesting in the year 1950, 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.

4. Where any arable land comprised in a holding—

(*a*) is under a crop of cereals or flax in the year 1949, and

(*b*) was cropped with cereals or flax in each of the years 1946, 1947 and 1948 ;

the occupier shall sow the said land down to grass before the thirty-first day of May, 1949.

5.—(1) An occupier of land situate in the County of Fermanagh shall before the thirty-first day of March, 1949, apply to an area of his existing grassland, equivalent to three-tenths of his arable land, a dressing at the rate of eight hundredweights of basic slag or five hundredweights of ground rock phosphate or five hundredweights of semsol or five hundredweights of ordinary superphosphate or two hundredweights of concentrated superphosphate for each statute acre.

(2) A person shall not, in the year 1949, plant potatoes on any land situate in the County of Fermanagh unless, before planting, he has applied to each statute acre of such land (and so in proportion for areas greater or less than a statute acre) a dressing consisting of any one of the following mixtures :—

(*a*) 1 cwt. sulphate of ammonia
4 ,, ordinary superphosphate
1 ,, 60% muriate of potash

(*b*) 1 cwt. sulphate of ammonia
4 ,, ordinary superphosphate
1¼ ,, 50% muriate of potash

(*c*) 1 cwt. sulphate of ammonia
4 ,, ordinary superphosphate
1½ ,, 40% potash manure

(*d*) 1 cwt. sulphate of ammonia
1¾ ,, concentrated superphosphate
1 ,, 60% muriate of potash

(*e*) 1 cwt. sulphate of ammonia
1¾ ,, concentrated superphosphate
1¼ ,, 50% muriate of potash

(*f*) 1 cwt. sulphate of ammonia
1¾ ,, concentrated superphosphate
1½ ,, 40% potash manure

(3) In this Article the following expressions have the meanings hereby assigned to them, that is to say :—

" 60% muriate of potash " means muriate of potash containing not less than 60 per centum potash (K_2 O) ;

" 50% muriate of potash " means muriate of potash containing not less than 50 per centum potash (K_2 O) ;

" 40% potash manure " means a potash manure containing not less than 40 per centum potash (K_2 O) ;

" ordinary superphosphate " means superphosphate of lime containing not less than 15.5 per centum by weight or not more than 18.5 per centum by weight of water soluble phosphoric acid (P_2 O_5) ;

" concentrated superphosphate " means superphosphate of lime containing 42 per centum by weight of water soluble phosphoric acid ($P_2 O_5$).

6. 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 ;

except in a case where a direction in that behalf is given by the Ministry by notice served on the occupier under paragraph 1 (*b*) of the principal Regulation.

7.—(1) The occupier of a holding may, on or before the 30th day of November, 1948, 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, 1949, 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.

8. 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 be used for agricultural purposes.

9. 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 purpose of this Order.

10. 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, management or use as is required by the directions contained in this Order.

11. This Order shall come into operation on the twenty-third day of November, 1948.

12. This Order may be cited as the Tillage (Northern Ireland) General Order, 1948.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this ninth day of November, nineteen hundred and forty-eight, in the presence of

(L.S.) *J. I. Magowan,*
Assistant Secretary.

SCHEDULE.

Townlands and Wards to which Proviso (*a*) to Article 2 applies.

A. COUNTY OF ANTRIM.

Rural District	District Electoral Division	Townlands
ANTRIM	BALLYNADRENTAGH	Aghnadarragh, Ballyclan, Ballygortgarve, Ballymacmary, Ballymacrevan, Ballynadrentagh, Ballysessy, Ballyshanaghill, Ballyvollen, Gartree, Gobrana, Gortnagallon, Langarve, Largy.
	BALLYROBIN	Balloo (part of), Ballyarnot, Ballyharvey Lower, Ballyharvey Upper, Ballyrobin, Ballysculty, Ballytweedy, Carmavy, Grange of, Crookedstone, Deerpark, Killealy, Lisnataylor, Oldstone.
	CARNTALL	Ballycalket, Ballyearl, Carntall, Kingsbog, Lisnalinchy, Straidnahanna.
	CRAIGAROGAN	Ballypalady, Ballyrobert, Grange of, Carnanee, Craigarogan, Kilgreel.
	CRUMLIN	Ballydonaghy, Ballytromery.
	DUNDESERT	Aughnamullan, Ballyhill Lower, Ballyhill Upper, Ballykennedy, Ballymather Lower, Ballymather Upper, Boltnaconnell, Carnaghliss, Dundesert, Kilcross, Straidhavern, Tully.
	SEACASH	Ardmore, Ballyginniff, Ballymacilhoyle, Ballynageeragh, Ballyquillin, British, Corbally, Crosshill, Dungonnell, Randox, Seacash.
	TEMPLEPATRICK	Ballycushan, Ballyhartfield, Ballymartin, Ballynabarnish, Ballynalough, Cloghanduff, Rickamore, Templepatrick, Toberagnee, Umgall, Grange of.
BELFAST	BALLYDUFF	Ballycraigy, Ballyduff, Ballyhenry, Ballyvesey.
	BALLYGOMARTIN	Altigarron, Ballygomartin (part of) Ballymagarry, Divis, Ligoniel (part of), Ballydownfine, Ballygammon, Ballymoney, Ballymurphy (part of), Black Mountain, Englishtown, Hannahstown, Tom of the Tae-End.

Rural District	District Electoral Division	Townlands
BELFAST (*Continued*)	BALLYGOLAN	Ballygolan, Drumnadrough, Dunanney.
	BALLYSILLAN	Ballyaghagan (part of), Ballybought, Ballysillan Upper, Ballyutoag, Ballyvaston, Ballywonard, Molusk, Grange of.
	CARNMONEY	Carnmoney, Carnmoney Bog, Carnmoney Glebe, Collinward, Glengormley.
	JORDANSTOWN	Jordanstown.
	MONKSTOWN	Croghfern, Ballyhowne, Monkstown.
	WHITEABBEY	Whiteabbey.
	WHITEHOUSE	Whitehouse.
LARNE	CARNCASTLE	Ballyboley, Ballycoos, Ballycraigy, Ballygalley, Ballygawn, Ballygilbert, Ballyhackett, Ballymullock, Ballyruther, Ballytober, Ballywillin, Blackcave North, Blackcave South, Carnfunnock, Corkermain, Drains, Drains Bog, Droagh, Dromain, Drumnagreagh, Four Score Acre, Greenland, Killyglen, Linford, Lisnahay North, Lisnahay South, Loughduff, Minnis North (parish of Carncastle), Minnis North (parish of Tickmacrevan), Minnis South, Saint Cunning, Sallagh, Slievebane, Solar.
	CARRICKFERGUS RURAL	West Division (part of townland west of Woodburn River).
	CARRICKFERGUS URBAN	Carrickfergus (part of), Middle Division (part of), North-East Division (part of), West Division (part of).
	EDEN	Carrickfergus (part of), Commons, North-East Division (part of).
	GLYNN	Ballyedward, Ballyhone, Ballylesson, Ballylig, Ballypollard, Ballyvernstown, Beltoy, Carnduff, Craiganboy, Craiganee, Drumnadreagh, Glynn, Mullaghmossan, Newlands, Islands in Larne Lough : Two (unnamed).
	ISLANDMAGEE NORTH	Ballycronan Beg, Ballycronan More, Ballydown, Ballylumford, Ballymoney, Ballyprior Beg, Ballyprior More, Ballytober, Carnspindle, Drumgurland, Dundressan, Kilcoan Beg, Kilcoan More, Mullaghboy, Portmuck.
	ISLANDMAGEE SOUTH	Balloo, Ballyharry, Ballykeel (parish of Islandmagee), Ballymuldrogh, Ballystrudder, Castletown (parish of Islandmagee), Cloghfin, Gransha, Mullaghdoo, Temple-effin.
	MIDDLE DIVISION	Middle Division (part of townland without the Urban District Boundary of Carrickfergus), West Division (part of townland east of Woodburn River, without Urban District Boundary of Carrickfergus).
	TEMPLECORRAN	Aldfreck, Ballycarry North-West, Ballycarry South-West, Ballyhill, Bentra, Black Hill, Carnbrock, Crossmary, Dobbsland, Forthill, Kilroot, Knocknagulliagh, Lockstown, Redhall, Whitehead (part of).
	WHITEHEAD URBAN	Whitehead (part of), Castletown (part of).
LISBURN	AGHALEE	Aghadrumglasny (parish of Aghagallon), Aghadrumglasny (parish of Aghalee), Aghagallon, Aghalee, Ballykeel, Ballynaghten, Ballynanaghten, Killough, Lurgansemanus, Poobles, Tamnyvane.

Rural District	District Electoral Division	Townlands
LISBURN (*Continued*)	BALLINDERRY	Ballinderry, Ballycairn, Ballymacilrany, Deer Park, Feumore, Gortrany, Portmore, Tullyballydonnell.
	BALLYSCOLLY	Aghacarnan, Aghadavy, Aghanliss, Ballykelly, Ballylacky, Ballymaclose, Ballymacrevan, Ballyscolly, Brackenhill, Cluntirriff, Derrykillultagh, Drumanduff, Loughrelisk, Lurgill, Moneycrumog, Moygarriff, Templecormac.
	DERRYAGHY	Ballycullo, Derryaghy, Killeaton, Lagmore, Poleglass.
	DUNMURRY	Dunmurry.
	GLENAVY	Aghadolgan, Aghanamoney, Ballymacricket, Ballymote, Ballypitmave, Ballyvanen, Ballyvorally, Carnkilly Lower, Carnkilly Upper, Crew, Crew Park, Edenturcher, Glenavy, Kilcreeny, Legatirriff, Lurganteneil, Tullynewbane, Tullynewbank.
	ISLAND KELLY	Aghalislone (Barony of Belfast Upper), Aghalislone (Barony of Massereene Upper), Aghnahough, Ballymacoss, Bovolcan, Clogher, Drumankelly, Island Kelly, Magheralave, Mullaghglass, White Mountain.
	LAMBEG	Kilmakee, Lambeg North.
	LISNAGARVY	Lambeg South (part of), Lisnagarvy (part of), Magheralave.
	LISSUE	Broughmore, Drumsill, Gortnacor, Knockmore (part of), Lurganure, Moyrusk, Old Warren (part of), Teraghafeeva or Lissue, Tonagh (part of).
	MAGHERAGALL	Aghacarnan, Ballycarrickmaddy, Ballyclogh, Ballyellough, Ballymave, Ballynadolly, Ballynalargy, Kilcorig, Knocknadona, Knocknarea, Magheragall, Magheraliskmisk, Moneybroom, Mullaghcarton.
	MAGHERAMESK	Ballynalargy, Carnlougherin, Creenagh, Derrynisk, Gortnacor Lower, Gortnacor Upper, Inisloughlin, Lisnabilla, Maghaberry, Magheramesk, Trummery.
	MALONE	Ballyfinaghy, Malone Upper (part of), Old Forge.
	MONTIAGHS	Derryclone, Derryhirk, Derrymore, Derrynaseer, Drumaleet, Montiaghs, Tiscallen.
	TULLYRUSK	Ballycollin, Ballymacward Lower, Ballymacward Upper, Ballyminymore, Ballymoneymore, Ballynacoy, Budore, Dundrod, Knockcairn, Slievenacloy (Barony of Belfast Upper), Slievenacloy (Barony of Massereene Upper), Slievenagravery, Tornagrough, Tornaroy, Tullyrusk.

B. COUNTY BOROUGH OF BELFAST.

The Clifton, Cromac, Duncairn, Falls, St. Anne's, Shankill, Windsor, and Woodvale Wards.