1981 No. 293

AGRICULTURE

Pig Production Development (Levy) Order (Northern Ireland) 1981

Made . . . . . *2nd September 1981*

Coming into operation . . . *28th September 1981*

The Department of Agriculture(a) in exercise of the power conferred on it by sections 5(1), 5(2) and 5(3) of the Pig Production Development Act (Northern Ireland) 1964(b) and of every other power enabling it in that behalf, on the recommendation of the Northern Ireland Pig Production Development Committee, hereby makes the following Order:—

Citation and commencement

1. This Order may be cited as the Pig Production Development (Levy) Order (Northern Ireland) 1981 and shall come into operation on 28th September 1981.

Interpretation

2. In this Order—

"authorised" means authorised by the Department;

"Board" means the Pigs Marketing Board for Northern Ireland;

"Committee" means the Northern Ireland Pig Production Development Committee;

"Department" means the Department of Agriculture for Northern Ireland;

"Fund" means the Pig Production Development Fund.

Raising and rate of levy

3. Any person who sells pigs for slaughter in Northern Ireland to any person other than the Board or who exports pigs from Northern Ireland shall pay to the Department, on behalf of the Committee, a levy of 14p in respect of each pig slaughtered in or exported from Northern Ireland.

Exemption

4. No levy shall be payable under Article 3 in respect of any pig sold for breeding, rearing or fattening in Northern Ireland.

Keeping of records

5. Any person other than the Board who purchases pigs for slaughter in Northern Ireland or exports pigs from Northern Ireland shall maintain a record of such purchases or exports in the form specified in the First Schedule. Such records shall be made available at all reasonable times for inspection by the Department.

(a) Formerly Ministry: *see* Northern Ireland Constitution Act 1973 (c.36) Sch. 5 para. 8(1)
(b) 1964 c.25 (N.I.) as amended by S.I. 1977/1245 (N.I. 12) Art. 17(2)

Collection of levies

6.—(1) Where pigs on which the levy is payable are slaughtered in premises licensed by the Department under the Slaughter of Animals Acts (Northern Ireland) 1932 and 1953(a) then where the owner of those premises—

(*a*) is not the owner of such pigs, the owner of the premises shall collect the levy on behalf of the Committee in which case the Department shall authorise that person in writing to collect the levy and that person shall comply with the conditions set out in the Second Schedule;

(*b*) is the owner of such pigs, that person shall comply with the conditions set out in the Second Schedule.

(2) Where pigs on which the levy is payable are exported from Northern Ireland the owner of such pigs shall pay the levy at Divisional Veterinary Offices of the Department during normal opening hours.

(3) Any levies collected or payable under Article 6(1) shall be paid to the Department on behalf of the Committee.

Payment of fees or expenses

7. Any fees payable to persons authorised to collect the levy and any other reasonable expenses incurred by the Department in connection with the recovery of levies may be paid out of the Fund.

Authentication of payment of levies

8. The Department may check that levies payable under Article 3 have been paid, and, in particular, may:—

(*a*) in respect of pigs purchased for slaughter in Northern Ireland, inspect the register prescribed in paragraph 1(*a*) of the First Schedule;

(*b*) in respect of pigs exported from Northern Ireland, require documentary evidence that the levy has been paid and inspect the register prescribed in paragraph 2(*a*) of the First Schedule; and

(*c*) in respect of pigs on which the levy has not been paid require the name and address of the owner of such pigs.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 2nd September 1981.

(L.S.) *W. H. Parker*
Assistant Secretary

(a) 1932 c.9 (N.I.) (22 & 23 Geo. 5) and 1953 c.21 (N.I.)