1962. No. 134 **[C]**

MARKETING OF RYEGRASS SEED

REGULATIONS, DATED 16TH JULY, 1962, MADE BY THE MINISTER OF AGRICULTURE UNDER SECTIONS 7 AND 13 OF THE HERBAGE SEEDS ACT (NORTHERN IRELAND), 1955(a).

The Minister of Agriculture (in these Regulations called "the Minister") in exercise of the powers conferred on him by Sections seven and thirteen of the Herbage Seeds Act (Northern Ireland), 1955, and of all other powers enabling him in that behalf, after consultation with such organisations as appear to him to represent the interests of growers and of persons engaged in the herbage seeds trade and with the approval of the Ministry of Finance, hereby makes the following Regulations:—

Commencement and Termination

1. These Regulations shall come into operation on the first day of August, 1962, and shall, unless previously revoked, cease to have effect after the thirty-first day of July, 1963, but without prejudice to any proceedings in respect of any contravention thereof.

Interpretation

2. In these Regulations:—

"The Act" means the Herbage Seeds Act (Northern Ireland), 1955.

"Seed" means ryegrass seed.

Terms of Purchase

3. The Minister hereby prescribes that:—

(*a*) the grades and descriptions of ryegrass seed to be bought by or on behalf of the Ministry and the methods of ascertaining the grade of any ryegrass seed;

(*b*) the methods by which any disputes arising out of the grading of ryegrass seed are to be determined;

(*c*) the prices at which, the terms on which and the persons through whose agency, ryegrass seed or any grade or description thereof may be bought by or on behalf of the Ministry

shall be as set out in that behalf in the First Schedule.

Recovery of Monies

4. If the Ministry, after having made a payment under these Regulations, finds that such payment ought not to have been made or that the payment was in excess of the amount properly payable, it may recover from the person to whom such payment has been made the whole of the sum already paid or so much thereof as was in excess of the amount properly payable, or may withhold or cause to be withheld any subsequent payment which might otherwise be made to that person under these or subsequent Regulations or under any Scheme under which grant may be paid by the Ministry. The Ministry may also recover from any person by way of set off out of a payment which might otherwise be made to him under these Regulations any monies due to the Ministry by that person.

(a) 1955. c. 4.

Citation

5. These Regulations may be cited as the Marketing of Ryegrass Seed Regulations (Northern Ireland), 1962.

Given under my hand this sixteenth day of July, nineteen hundred and sixty-two.

H. W. West,
Minister of Agriculture for Northern Ireland.

The Ministry of Finance hereby approves of the foregoing Regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this sixteenth day of July, nineteen hundred and sixty-two, in the presence of

(L.S.) *W. W. Arthur,*
Assistant Secretary.

FIRST SCHEDULE

Terms of Purchase

1. Save as provided in Section 4(3) of the Act the Ministry shall purchase all seed presented to it in accordance with paragraph 4 of this Schedule provided that it shall not be required to purchase any seed offered later than the 31st December, 1962, but the Minister may in his discretion fix a later date.

2. The grower shall notify the Ministry at 2 Queen Street, Belfast 1, by post on a card in the form prescribed in the Second Schedule when he has seed for sale.

3. On receipt of a notification that a grower has seed for sale the Ministry shall arrange for one of its authorised officers to visit the grower.

4. Seed shall be presented in open bags by the grower on his farm to the Ministry's authorised officer who shall examine it and if satisfied that it is of suitable quality and that it is not damp or showing evidence of having been heated, shall sample and seal the seed (in the manner prescribed in the following paragraphs), but if he be not so satisfied he shall refuse to sample and seal it.

5. The Ministry's authorised officer shall draw a sample from the bulk and this sample shall be divided into two portions, one of which duly sealed which shall be known as the "Grower's Sample", shall be handed to the grower or his representative and shall be regarded as a receipt for the seed; the other portion which shall also be sealed and which shall be known as the "Ministry's Sample" shall be sent to the Ministry's offices at 2 Queen Street, Belfast 1, for the purpose of grading.

6. The Ministry's authorised officer after sampling the seed shall seal and label the bags in which the seed has been presented and shall place identification marks on the labels.

7. The sample packets containing the two portions of the sample shall each show the name and address of the grower, the number of bags sampled, the kind of seed and the identification number allotted by the Ministry's authorised officer.

8. The Ministry shall as soon as may be after the seed has been sampled and sealed notify the agent named by the grower that the seed is ready for marketing.

9. A grower whose seed has been sampled and sealed shall not be at liberty to withdraw it.