Fertiliser Scheme

SCHEME DATED 9TH DECEMBER, 1954, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 6 OF THE AGRICULTURE ACT (NORTHERN IRELAND), 1949 (a).

1954. No. 178

The Ministry of Agriculture in exercise of the powers conferred on it by sub-section (1) of Section 6 of the Agriculture Act (Northern Ireland), 1949, and of every other power enabling it in that behalf and with the approval of the Ministry of Finance, hereby makes the following scheme:—

1. This scheme may be cited as the Agricultural Development (Fertiliser) Scheme (Northern Ireland) 1954.

2. In this scheme, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them:—

"the Act" means the Agriculture Act (Northern Ireland), 1949;

"agricultural land" means any land in Northern Ireland used as arable meadow or pasture ground, or for the purpose of poultry farming, market gardens, nursery grounds, orchards or allotments;

"arable land" means land in Northern Ireland which is cultivated or which in the opinion of the Ministry is capable of being cultivated;

"net cost" of a fertiliser means the actual amount paid by the purchaser together with all reasonable charges for delivery but excluding any charge made for credit, or such cost as may be approved by the Ministry;

"occupier" means the person who, by virtue of an agreement, whether written or otherwise, has the right to the use of the land and who is responsible for its management and includes an association of farmers, allotment holders or small holders or other similar association which acquires fertilisers in bulk for redistribution to its members;

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

3. The Interpretation Act, 1889 (b) as applied to Northern Ireland by the Interpretation Act (Northern Ireland) 1921 (c) shall apply to the interpretation of this scheme as it applies to the interpretation of an Act of Parliament.

4. Where any of the fertilisers specified in the schedule to this Order are purchased by an occupier of any holding which

(a) 12 & 13 Geo. 6 c.2. (b) 52 & 53 Vict. c.63. (c) 12 Geo. 5 c.4 (N.I.).

includes not more than 50 acres of arable land situate in Northern Ireland for the purpose of improving the fertility of the agricultural land within the said holding or any part thereof and are delivered to the purchaser during the period beginning on 1st July, 1954, and ending on 30th June, 1955 the Ministry on being satisfied that the fertilisers have been or will be applied thereto may refund to the purchaser of the said fertiliser such contribution of the net cost thereof as is provided in the said schedule provided, however, that contribution under this scheme shall not be made in respect of any fertiliser included in the schedule hereto in any case where the purchaser thereof has been paid or is entitled under any other scheme in operation at the time of the payment of the said contribution to be paid any other contribution or contributions which amount together to 50 per cent. of the net cost of the said fertiliser and payable out of other public funds provided either by the Parliament of the United Kingdom or that of Northern Ireland.

5. Any person or association who desires to apply for a contribution to be paid in accordance with the provisions of this scheme shall apply to the Ministry—

(*a*) in writing in such form as the Ministry may require,

(*b*) before 30th June, 1955, or within one month of the delivery of the fertilisers, whichever may be the later, or within such further time as the Ministry may allow.

6. No contribution shall be made in respect of fertilisers to which this scheme applies unless the total quantity of all the kinds of fertiliser to which the application relates is not less than 2 cwt.

7. The Ministry may require an applicant for a contribution to give to any person authorised by the Ministry in that behalf reasonable facilities for the inspection of any fertilisers to which the application relates, or of the land to which they have been applied, and to produce any accounts, invoices, receipts or other documents and to give all information required by the Ministry for the purpose of verifying the application.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this ninth day of December Nineteen hundred and fifty-four in the presence of

(L.S.) *J. H. Craig,*
Assistant Secretary.

The Ministry of Finance approves of the foregoing scheme.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this ninth day of December Nineteen hundred and fifty-four in the presence of

(L.S.) *C. J. Bateman,*
Assistant Secretary.