FERTILISERS.

Control.

ORDER, DATED SEPTEMBER 2, 1941, MADE BY THE MINISTRY OF AGRICULTURE FOR NORTHERN IRELAND UNDER REGULATION 55 (1) OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1941. No. 158.

WHEREAS by the Delegation of The Control of Fertilisers in Northern Ireland (Supply) (No. 1) Order, 1941, (a) the Minister of Supply delegated, subject to the provisions of that Order, his powers as respects Northern Ireland under Paragraph (1) of Regulation 55 of the Defence (General) Regulations, 1939, (b) to the Ministry of Agriculture for Northern Ireland (hereinafter referred to as " the Ministry ") for the purpose of the control of fertilisers :

AND WHEREAS it appears to the Ministry to be necessary for maintaining supplies and services essential to the life of the community and expedient that this Order should be made :

NOW, THEREFORE, the Ministry in pursuance of the powers so delegated to it and of all other powers enabling it in that behalf, hereby orders as follows :—

1.—(1) No person shall produce for disposal or distribute wholesale any fertiliser except under the authority of a licence granted to him by the Ministry.

(2) Every person desiring to be licensed under paragraph 1 of this Article shall make application to the Ministry in such form as the Ministry may require.

(3) Every person licensed under paragraph (1) of this Article is hereinafter in this Order called a " licensed producer " or a " licensed wholesaler " as the case may be.

2.—No licensed wholesaler shall dispose or agree or offer to dispose of or agree or offer to acquire any fertiliser except to or from :

(*a*) a person licensed under Article 4 (1) of this Order who has nominated him as his supplier under paragraph (4) of Article 4 of this Order ;

(*b*) a person licensed under Article 5 (1) of this Order who has nominated him as his supplier under paragraph (4) of Article 5 of this Order.

3.—(1) No licensed wholesaler shall refuse, except with the consent of the Ministry, to dispose of any fertiliser to any person licensed under

(a) S. R. & O. (U.K.) 1941, No. 1110.
(b) S. R. & O. (U.K.) 1939, No. 927.

Article 4 (1) or Article 5 (1) of this Order, and who has nominated him as his supplier under paragraph (4) of Article 4 or paragraph (4) of Article 5 of this Order as the case may be. Provided that nothing in this paragraph shall be construed as imposing any obligation upon a wholesaler to dispose of fertilisers on credit terms.

4.—(1) No person other than a licensed wholesaler shall distribute wholesale any fertiliser except under the authority of a licence granted to him by the Ministry.

(2) Every person desiring to be licensed under paragraph (1) of this Article shall make application to the Ministry in such form as the Ministry may require.

(3) Every person licensed under paragraph (1) of this Article is hereinafter referred to as a " licensed secondary wholesaler."

(4) No licensed secondary wholesaler shall acquire or agree or offer to acquire any fertiliser except from :

(*a*) a licensed wholesaler whom he has nominated as his supplier in his application for a licence under paragraph (2) of this Article, and who has agreed to accept him as a prospective purchaser ;

(*b*) a person not being a licensed wholesaler who has previously acquired that fertiliser from him.

(5) No licensed secondary wholesaler shall dispose or agree or offer to dispose of any fertiliser except to :

(*a*) a person licensed under Article 5 (1) of this Order ;

(*b*) the licensed wholesaler from whom he acquired that fertiliser.

5.—(1) No person shall distribute retail any fertiliser except under the terms of the licence granted to him by the Ministry.

(2) Every person desiring to be licensed under paragraph (1) of this Article shall make application to the Ministry in such form as the Ministry may require.

(3) Every person licensed under paragraph (1) of this Article is hereinafter referred to as a " licensed retailer."

(4) No licensed retailer shall acquire or agree or offer to acquire any fertiliser except from :

(*a*) a licensed wholesaler whom he has nominated as his supplier in his application for a licence under paragraph (2) of this Article and who has agreed to accept him as a prospective purchaser ;

(*b*) a licensed secondary wholesaler whom he has nominated as his supplier in his application for a licence under paragraph (2) of this Article and who has agreed to accept him as a prospective purchaser ;