2.—This Order may be cited as the Defence (Agriculture and Fisheries) (Northern Ireland) Regulations (Commencement) Order, 1940.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this 15th day of January, nineteen hundred and forty, in the presence of

(L.S.) *D. A. E. Harkness*,
Assistant Secretary

Land Cultivation.

THE TILLAGE (NORTHERN IRELAND) GENERAL (No. 2) ORDER, 1940, DATED 5TH SEPTEMBER, 1940, MADE BY THE MINISTRY OF AGRICULTURE.

1940. No. 108.

The Ministry of Agriculture for Northern Ireland (in this Order referred to as " the Ministry "), by virtue and in exercise of the powers delegated to it by the Cultivation of Lands (Northern Ireland) Order, 1939, made on the 9th day of September, 1939, by the Secretary of State under Part IV of the Defence (General) Regulations, 1939, hereby orders and directs as follows :—

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

" Arable " means cultivated or capable of being cultivated ;

" Holding " means the land held by an occupier ;

" Land " means agricultural lands as defined by the Defence (General) Regulations, 1939, and any land to which paragraph (1) of Regulation 62 of those Regulations applies but which is not agricultural land as so defined ;

" 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, 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.

2.—Every occupier of arable land in Northern Ireland shall cultivate and maintain in cultivation in the year 1941 such portion of the arable land comprised in his holding in that year as is specified in that behalf in paragraph 3 of this Order ;

Provided that the foregoing directions shall be without prejudice to the operation of any directions with respect to the cultivation, management or use of arable land which the Ministry may give, by notice, under paragraph (1) (*b*) of Regulation 62 of the Defence (General) Regulations, 1939.

3.—The portion of the arable land comprised in a holding which is to be cultivated and maintained in cultivation in pursuance of the directions contained in paragraph 2 of this Order shall be as follows :—

(*a*) if less than one-twelfth of the total area of arable land in the holding was cultivated in the year 1939, a portion equivalent in extent to one-third of the said total area ;

(*b*) if one-twelfth or a greater portion of the total area of arable land in the holding was cultivated in the year 1939, a portion equivalent in extent to the portion so cultivated together with one-fourth of the said total area ;

(*c*) if the Ministry is satisfied that a sufficient portion of the area of arable land in the holding was not cultivated in the year 1940, such portion greater in extent than that before specified in this paragraph as the Ministry by notice may direct ;

Provided that the occupier shall not be required by virtue of this paragraph to cultivate and maintain in cultivation a portion of the arable land in the holding greater in extent than one-half thereof.

4.—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 maintain livestock.

5.—For the purpose of the directions contained in this Order—

(*a*) land which in the year 1941 is under a first crop of grass or hay forming part of a crop rotation shall be deemed to be cultivated ;

(*b*) land which was under grass in either of the years 1939 or 1940, and which is under a first crop of grass or hay in the year 1941, shall not be deemed to be cultivated in the latter year ;

(*c*) where land has been ploughed and sown in the year 1940 with any crop usually sown in the autumn, for harvesting in the year 1941, such land shall be deemed to be cultivated in the year 1941 ;