(iii) GRASS AND FORAGE CROP DRYING

The Grass and Forage Crop Co-operative Drying (Financial Assistance) (England and Wales) Scheme (No. 1), 1949

1949 No. 1370

Made - - - -	18*th July*, 1949
Laid before Parliament	21*st July*, 1949
Coming into Operation	26*th July*, 1949

In pursuance of Section 5 of the Agriculture (Miscellaneous Provisions) Act, 1949(**a**), the Minister of Agriculture and Fisheries (hereinafter referred to as " the Minister "), with the approval of the Treasury, hereby makes the following Scheme :—

Citation

1. This Scheme may be cited as the Grass and Forage Crop Co-operative Drying (Financial Assistance) (England and Wales) Scheme (No. 1), 1949, and shall come into operation on the twenty-sixth day of July, 1949.

Interpretation

2. The Interpretation Act, 1889(**b**), shall apply to the interpretation of this Scheme as it applies to the interpretation of an Act of Parliament.

Purpose of the Scheme

3. Subject to the provisions of this Scheme, the Minister may provide financial assistance to such bodies in England and Wales and on such conditions as are specified in this Scheme in respect of expenses incurred in collective projects for the artificial drying of grass or forage crops as a service to farmers: Provided that the Minister may refuse such financial assistance at his discretion and in particular may refuse it where such a collective project as aforesaid does not appear to him likely to develop into a self supporting method of supplying the farmers participating in such project with a high quality animal feeding stuff.

Bodies to whom financial assistance may be provided

4.—(1) The bodies to whom financial assistance may be provided are :—

(*a*) any farmers' co-operative society or organisation carrying on business for the mutual benefit of the farmers being a society or organisation that is

(i) registered under the Industrial and Provident Societies Acts, 1893 to 1928(**c**); or

(ii) licensed under Section 19 of the Companies Act, 1948(**d**), and

(*b*) any board administering any marketing scheme in force under the Agricultural Marketing Acts, 1931 to 1949(**e**).

(**a**) 12 & 13 Geo. 6. c. 37.
(**b**) 52 & 53 Vict. c. 63.
(**c**) 56 & 57 Vict. c. 39; 57 & 58 Vict. c. 8; 58 & 59 Vict. c. 30; 3 & 4 Geo. 5. c. 31; 18 & 19 Geo. 5. c. 4.
(**d**) 11 & 12 Geo. 6. c. 38.
(**e**) 21 & 22 Geo. 5. c. 42; 23 & 24 Geo. 5. c. 31; 24 Geo. 5. c. 1; 12, 13 & 14 Geo. 6. c. 38.

(2) An application by such a society, organisation or board (hereinafter referred to as " the applicants ") for financial assistance shall be made in writing to the Minister.

Nature of financial assistance that may be provided

5.—(1) The financial assistance that may be provided as aforesaid shall be a proportion of the total capital expenses incurred, during the period beginning with the 21st day of August, 1947, and ending with the 31st day of March, 1952, in the acquisition, adaptation and erection of buildings and the acquisition and installation of plant and equipment for any such collective project as aforesaid (hereinafter referred to as " the capital expenses ").

(2) *Grants :* The proportion of the capital expenses that may be provided by way of grant shall be a sum not exceeding :—

(i) 40 per cent. if the plant and equipment were in operation on the 1st day of June, 1948 ; or, if the Minister is satisfied that the coming into operation of the plant and equipment has been delayed by circumstances beyond the control of the applicants, such later date not being later than one month after the 1st day of June, 1948, as the Minister may determine.

(ii) 33⅓ per cent. in any other case.

(3) *Loans :* The proportion of the capital expenses that may be provided by way of loans made from time to time shall not exceed 33⅓ per cent. and such loans may be provided in addition to any grant provided under the provisions of the last preceding paragraph.

Conditions appertaining to Financial Assistance

6. Financial assistance under this Scheme shall not be provided unless :—

(i) the approval of the Minister has been given to the applicants' collective project as a whole including the site, type of plant, buildings, transport, equipment, organisation and administrative arrangements ;

(ii) the plant and equipment acquired or installed for the applicants' collective project has come into operation before the 1st day of June, 1950, or, if the Minister is satisfied that the coming into operation of the plant and equipment has been delayed by circumstances beyond the control of the applicants, such later date, not being later than the 31st day of March, 1952, as the Minister may determine ;

(iii) the applicants shall have entered into an undertaking with the Minister—

(*a*) to maintain the buildings and operate the plant and equipment fairly and efficiently and to the satisfaction of the Minister for a period of four years ;

(*b*) in the first year of operation and in each of the three succeeding years, to enter into contracts previously approved by the Minister with a specified number of farmers resident in the applicants' locality who desire to have their grass and forage crops treated by the plant ;

(*c*) in the first year of operation and in each of the three succeeding years to dry a minimum total tonnage of grass or forage crops to be specified by the Minister ;

(*d*) not to use the plant or equipment during any cropping season for any purposes other than those of drying grass or forage crops for the farmers participating in the project except with the written consent of the Minister;

(*e*) not to dispose of more than ten per centum of the total output of dried grass or forage crops from the plant and equipment in any cropping season to persons other than farmers participating in the project except with the written consent of the Minister and then only at prices previously approved by him;

(*f*) to insure to the satisfaction of the Minister the buildings, fixtures, plant and equipment against damage by fire, and the movable plant and equipment against damage by fire, collision or accident;

(*g*) to keep complete records and accounts of the operations of the plant and equipment and to produce them as required for inspection or examination by any persons authorised by the Minister;

(*h*) to permit any person authorised by the Minister to enter and inspect the plant and equipment from time to time and to take samples of the produce therefrom;

(*i*) not to dispose of the plant and equipment in any manner whatsoever until full repayment of any loan together with interest has been effected, except with the written consent of and on such terms and conditions as may be determined by the Minister; and

(iv) the applicants, if so required by the Minister, shall have executed in his favour a mortgage of any real or personal property belonging to the applicants for the purpose of securing the repayment to the Minister of the amount for the time being due from the applicants in respect of any loan made to them under this Scheme or shall have entered into an undertaking to execute, if and when required so to do, such a mortgage as aforesaid.

Repayment of Loans and Interest thereon

7. Financial assistance provided by way of loan under this Scheme shall be repaid to the Minister by four equal yearly instalments together with interest at the rate of 3 per centum per annum on the amount outstanding from time to time, the first instalment becoming due one year from the date upon which the final instalment of the loan shall have been paid by the Minister.

Repayment of grants

8. The Minister may require any society, organisation or board to repay any financial assistance provided by way of grant or such part thereof as the Minister may determine in the event of a breach on the part of such society, organisation or body of any undertaking of the kind referred to in paragraph (iii) of Article 6 of this Scheme.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this eighteenth day of July, 1949.

(L.S.) *T. Williams.*
Minister.

Approved.

Joseph Henderson,
Richard Adams,
Two of the Lords Commissioners of His Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of the Scheme, but is intended to indicate its general purport.)

The Agriculture (Miscellaneous Provisions) Act, 1949, provides that schemes may be made for financial assistance to grass and forage crop conservation. This Scheme deals with grants or loans towards the capital expenses of collective projects for the artificial drying of grass or forage crops established before 1st June, 1950, by farmers' co-operative societies or similar organisations. It also specifies the conditions on which such financial assistance may be provided and the terms of repayment of loans.

The Grass and Forage Crop Co-operative Drying (Financial Assistance) (England and Wales) Amendment Scheme, 1949

1949 No. 2314

Made - - - -	13*th December*, 1949
Laid before Parliament	14*th December*, 1949
Coming into Operation	19*th December*, 1949

In pursuance of Section 5 of the Agriculture (Miscellaneous Provisions) Act, 1949(**a**), the Minister of Agriculture and Fisheries, with the approval of the Treasury, hereby makes the following Scheme:—

1. This Scheme may be cited as the Grass and Forage Crop Co-operative Drying (Financial Assistance) (England and Wales) Amendment Scheme, 1949, and shall come into operation on the 19th day of December, 1949.

2. The Grass and Forage Crop Co-operative Drying (Financial Assistance) (England and Wales) Scheme (No. 1), 1949(**b**), is hereby varied in that part of paragraph (ii) of Article 6 of the Scheme which provides that financial assistance shall not be provided unless the plant and equipment acquired or installed for the applicant's collective project has come into operation before the 1st day of June, 1950, by the substitution of the phrase "the 1st day of June, 1951" in place of the phrase "the 1st day of June, 1950".

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this 13th day of December, 1949.

(L.S.)

T. Williams,
Minister.

Approved.

Wm. Hannan,
Joseph Henderson,
Two of the Lords Commissioners of His Majesty's Treasury.

(a) 12, 13 & 14 Geo. 6. c. 37.

(b) S.I. 1949 No. 1370, p. 47 above.