STATUTORY INSTRUMENTS

# 1964 No. 120 (S. 5)

## AGRICULTURE

### PIG AND LIVESTOCK INDUSTRIES

## The Improvement of Livestock (Licensing of Bulls) (Scotland) Amendment Regulations 1963

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|---|---|
| *Made* - - - - | 18*th December* 1963 |
| *Laid before Parliament* | 31*st January* 1964 |
| *Coming into Operation* | 1*st January* 1964 |

In exercise of the powers conferred on me by sections 2, 4 and 11 of the Improvement of Live Stock (Licensing of Bulls) Act 1931(a) as amended by section 6 of the Agriculture (Miscellaneous Provisions) Act 1944(b) and extended by section 16(4) of the Agriculture (Miscellaneous Provisions) Act 1963(c) and of all other powers enabling me in that behalf, with the approval of the Treasury in respect of fees, I hereby make the following regulations:—

*Citation and Commencement*

**1.**—(1) These regulations may be cited as the Improvement of Livestock (Licensing of Bulls) (Scotland) Amendment Regulations 1963 and shall come into operation on 1st January 1964.

(2) These regulations and the Improvement of Livestock (Licensing of Bulls) (Scotland) Regulations 1952 to 1961(d) (hereinafter referred to as the " principal regulations ") may be cited together as the Improvement of Livestock (Licensing of Bulls) (Scotland) Regulations 1952 to 1963.

*Interpretation*

**2.** In these and the principal regulations unless the context otherwise requires:—

" general permit " means any permit other than a special permit ;

" special permit " means a permit which by virtue of the proviso to section 4(4) of the Act (which authorises the granting of permits in respect of bulls kept for zoological or experimental purposes), does not include a condition that the bull to which it relates shall not be allowed to serve a cow.

*Fees*

**3.**—(1) For Regulation 15(*a*) of the principal regulations there shall be substituted the following:—

" (*a*) Fees of the following amounts shall be payable to the Secretary of State in respect of licences, permits, or duplicates thereof and inspections by referees—

| | | |
|---|---|---|
| (1) in respect of a licence to keep a bull ... ... ... | £2 | 2s. |
| (2) in respect of a special permit ... ... ... ... | £2 | 2s. |
| (3) in respect of a general permit ... ... ... ... | | 5s. |
| (4) in respect of a duplicate of any such licence or permit | | 5s. |

(a) 21 & 22 Geo. 5. c. 43. (b) 7 & 8 Geo. 6. c. 28. (c) 1963 c. 11.
(d) S.I. 1952/1046, 1960/579, 1961/2163 (1952 I, p. 158; 1960 I, p. 184; 1961 III, p. 3892).

(5) in respect of an inspection by a referee

| | |
|---|---|
| (i) except as otherwise prescribed below for each bull | £5 5s. |
| (ii) where two bulls owned by the same person are to be inspected by the same referee at the same premises at the same time, for each bull ... ... | £4 4s. |
| (iii) where three or more bulls owned by the same person are to be inspected by the same referee at the same premises at the same time, for each bull ... ... | £3 3s. |

Provided that no fees shall be payable in respect of a permit to keep a bull where the prescribed fee has been paid in respect of a licence to keep that bull and such licence has been refused."

**4.** Schedule 2 to the principal regulations:—

(*a*) in Form 1 for "5s." there shall be substituted "£2 2s.";

(*b*) in Form 9 for "2s. 6d." there shall be substituted "5s."; and

(*c*) for Forms 3 and 11 there shall be substituted the Forms 3 and 11 set out in the Schedule to these regulations.

*Michael Noble,*
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
17th December 1963.

We approve.

*M. A. Hamilton,*
*Martin McLaren,*
Two of the Lords Commissioners of Her Majesty's Treasury.

18th December 1963.

## SCHEDULE

### FORM 3

Entry No. .....

### DEPARTMENT OF AGRICULTURE AND FISHERIES FOR SCOTLAND

Improvement of Live Stock (Licensing of Bulls) Act 1931 (as amended)

### APPLICATION FOR A PERMIT TO KEEP A BULL

Description of bull:—

Name ..... Calved ..... 19.....

Breed or Type ..... Colour .....

Ear marks: Left ear ..... Right ear .....

Full address of premises at which bull will be kept .....

.....

County ..... Parish .....

Full name and address of owner of bull .....
.....

I hereby apply for a $\frac{\text{*special permit (see Note 1)}}{\text{general permit (see Note 2)}}$ to keep the bull described above until .....
for the purpose of .....
.....

I am $\frac{\text{*the owner}}{\text{agent for the owner}}$ of the bull in question.

I enclose †..... for $\frac{\text{*£2 2s.}}{\text{5s.}}$ (see Note 3) in respect of the prescribed fee.

Signature .....
Address .....
.....

Date ..... Tel. No. .....

* Strike out words which do not apply.
† State whether cheque, postal order or money order.

NOTES:

1. A *special permit* is a permit granted to keep a bull for zoological or experimental purposes which, by virtue of the exemption conferred by S. 4(4) of the Act, does not include a condition that the bull shall not be allowed to serve a cow.

2. A *general permit* is a permit to keep a bull for any other purpose and includes a condition that the bull must not be allowed to serve a cow. This type of permit is issued when a bull is to be kept entire to be fattened for slaughter.

3. The prescribed fee for a special permit is £2 2s. and for a general permit 5s.

4. This application should be sent to The Secretary, Department of Agriculture and Fisheries for Scotland, St. Andrew's House, Edinburgh, 1.

FORM 11

DEPARTMENT OF AGRICULTURE AND FISHERIES FOR SCOTLAND

Improvement of Live Stock (Licensing of Bulls) Act 1931 (as amended)

APPLICATION FOR REFEREE'S INSPECTION

Description of Bull .....
Name ..... Breed or Type .....
Calved in the month of ..... in the year 19.....
Colour .....
Ear marks: Left ear ..... Right ear .....
Number of Licence (if any) .....

Whereas the Secretary of State for Scotland has

*refused to grant
revoked
served a notice of suspension of } a licence with respect of the said bull,

I, ..... of

.....

require a referee's inspection of the bull in accordance with Section 5 of the Improvement of Live Stock (Licensing of Bulls) Act 1931 (as amended) and the regulations made thereunder.

The bull will be kept at .....

I enclose †..... for *five guineas / four guineas / three guineas (see Note 1) being the amount of the prescribed fee (which is returnable if the refusal, revocation, or notice of suspension is not confirmed).

Signature of Applicant .....

Address .....

.....

Date .....

* Strike out words which do not apply.
† State whether cheque, postal order or money order.

NOTES:

1. The prescribed fees payable for a referee's inspection are:—

| | |
|---|---|
| (*a*) for the inspection of one bull ... ... ... ... ... | £5 5s. |
| (*b*) where two bulls owned by the same person are to be inspected by the same referee at the same premises at the same time, for each bull ... ... ... ... ... ... | £4 4s. |
| (*c*) where three or more bulls owned by the same person are to be inspected by the same referee at the same premises at the same time, for each bull ... ... ... ... ... ... | £3 3s. |

2. If a licence has been refused or revoked because of a veterinary defect in the bull the referee appointed will be a veterinary surgeon whatever the breed. In other cases separate referees will be appointed for bulls of different breeds. The same referee will not be appointed to deal with veterinary and other appeals.

3. This application should be sent to The Secretary, Department of Agriculture and Fisheries for Scotland, St. Andrew's House, Edinburgh, 1.

## EXPLANATORY NOTE

*(This Note is not part of the regulations, but is intended to indicate their general purport.)*

These regulations amend the Improvement of Livestock (Licensing of Bulls) (Scotland) Regulations 1952 to 1961.

Fees for licences to keep bulls, and for permits to keep bulls for zoological or experimental purposes, if they allow breeding, are increased from 5s. to £2 2s. per bull, and fees for referees' inspections are increased from £2 2s. to £5 5s. with certain reductions where more than one bull is available for inspection at the same time. There are a number of minor and consequential changes, including amendments to the prescribed forms. The fee for a permit which prohibits breeding remains unchanged at 5s.