STATUTORY INSTRUMENTS

1969 No. 1154 (S.95)

AGRICULTURE

LIVESTOCK INDUSTRIES

The Improvement of Livestock (Licensing of Bulls) (Scotland) Amendment Regulations 1969

Made - - -	*5th August* 1969
Laid before Parliament	*15th August* 1969
Coming into Operation	*22nd August* 1969

In exercise of the powers conferred on me by sections 2, 5 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 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 as to fees, I hereby make the following regulations :—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Improvement of Livestock (Licensing of Bulls) (Scotland) Amendment Regulations 1969 and shall come into operation on 22nd August 1969.

(2) In these regulations "the principal regulations" means the Licensing of Bulls (Scotland) Regulations 1952(**d**) as amended (**e**).

(3) The Interpretation Act 1889(**f**) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

2. Regulation 2(1) of the principal regulations shall be amended by the insertion :—

(*a*) after the definition of "calf", of the following definition—

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

(*b*) after the definition of "official milk and butter-fat record", of the following definition—

" 'special permit' means a permit which, by virtue of the proviso to section 4(4) of the Act (which relates to 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."

(**a**) 1931 c. 43. (**b**) 1944 c. 28.
(**c**) 1963 c. 11.
(**d**) S.I. 1952/1046 (1952 I, p. 158).
(**e**) The relevant amending instrument is S.I. 1964/122 (1964 I, p. 217).
(**f**) 1889 c. 63.

Dispensation with inspection and marking of bull where application made for general permit

3. Regulation 7 of the principal regulations (which relates to the inspection and marking of bulls) shall be amended by the insertion of the word "special" before the word "permit" where it occurs in paragraph (*a*) and in paragraph (*c*).

Alterations in fees

4. For regulation 15 of the principal regulations there shall be substituted the following regulation :—

"**15.**—(1) 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—

(*a*) in respect of a licence to keep a bull	£2 15s.
(*b*) in respect of a special permit	£2 15s.
(*c*) in respect of a duplicate of any such licence or of a special or general permit	5s.
(*d*) in respect of an inspection by a referee	
(i) except as otherwise prescribed below, for each bull	£7
(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 ...	£6
(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	£5

Provided that no fee shall be payable in respect of—

(*a*) a licence or special permit to keep a bull where at the time of application therefor a licence or special permit issued by the Minister of Agriculture, Fisheries and Food is in force in relation to the bull;

(*b*) a special 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.

(2) The prescribed fee shall be remitted to the Secretary of State with the corresponding application.

(3) If, before the inspection referred to in regulation 7(*a*) or regulation 14 hereof takes place, the relative application for a licence or special permit or for a referee's inspection is withdrawn by the applicant, the Secretary of State may return the fee to him."

Amendments to forms because of alterations in fees

5. In Schedule 2 to the principal regulations :—

(1) in Form 1, for "£2 2s." there shall be substituted "£2 15s.";

(2) (*a*) in Form 3, for the words "I enclose†..... for *£2 2s. 5s. (see Note 3) in respect of the prescribed fee," there shall be substituted the words "I enclose† .....for £2 15s. in respect of the prescribed fee (delete if inappropriate—see Note 3).", and

(*b*) for Note 3 to that Form there shall be substituted "3. The prescribed fee for a special permit is £2 15s. There is no fee for a general permit."; and

(3) (*a*) in Form 11 for "**five guineas* there shall be substituted "**£7*
four guineas *£6*
three guineas" *£5*",

and

(*b*) in Note 1 to that Form, for "£5 5s.", "£4 4s." and "£3 3s." there shall be substituted "£7", "£6" and £"5" respectively.

William Ross,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
29th July 1969.

We approve.

E. Alan Fitch,
B. K. O'Malley,
Two of the Lords Commissioners of Her Majesty's Treasury.

5th August 1969.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Improvement of Livestock (Licensing of Bulls) (Scotland) Regulations 1952 to 1966. The principal changes are:—

(1) Fees for licences and special permits to keep bulls and for referees' inspections are increased. The fee for a general permit has been abolished.

(2) There will no longer be inspection and marking of a bull in respect of which a general permit is issued.

(3) A fee may be returned if the relative application for a licence, special permit or referee's inspection is withdrawn either verbally or in writing before the bull is inspected. (The withdrawal has hitherto had to be in writing.)