STATUTORY INSTRUMENTS

# 1971 No. 1554

## AGRICULTURE

## The Price Stability of Imported Products (Levy Arrangements) (Poultry Meat) Order 1971

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| *Made - - -* | 21*st September* 1971 |
| *Laid before Parliament* | 29*th September* 1971 |
| *Coming into Operation* | 1*st October* 1971 |

The Minister of Agriculture, Fisheries and Food and the Secretaries of State respectively concerned with agriculture in Scotland and Northern Ireland, acting jointly in exercise of the powers conferred upon them by section 1(2), (4) and (6) of the Agriculture and Horticulture Act 1964(**a**) and of all other powers enabling them in that behalf, with the approval of the Treasury, hereby make the following order:—

*Citation and commencement*

**1.** This order may be cited as the Price Stability of Imported Products (Levy Arrangements) (Poultry Meat) Order 1971, and shall come into operation on 1st October 1971.

*Interpretation*

**2.**—(1) In this order, except where the context otherwise requires—

"the Act" means the Agriculture and Horticulture Act 1964;

"the Commissioners" means the Commissioners of Customs and Excise;

"minimum import price level" means in relation to imports into the United Kingdom of any specified commodity a minimum import price level for the time being prescribed therefor by the Ministers, with the approval of the Treasury, by order made under section 1(2), (4) and (6) of the Act;

"the Minister" means the Minister of Agriculture, Fisheries and Food;

"the Ministers" means the Minister and the Secretaries of State respectively concerned with agriculture in Scotland and Northern Ireland, acting jointly;

"produce" and "related product" have the meaning respectively assigned to them by section 1(10) of the Act;

"specified commodity" means any description of produce or related product in relation to which the powers conferred by section 1(2) of the Act are for the time being exercisable by virtue of the Price Stability of Imported Products (Specified Commodities) (Poultry Meat) Order 1971(**b**) (being an order made by the Ministers under section 1(1) of the Act).

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

(3) Any reference in this order to any other order shall be construed as a reference to that order as amended by any subsequent order, and if any order

(**a**) 1964 c. 28. (**b**) S.I. 1971/1124 (1971 II, p. 3332) (**c**) 1889 c. 63.

referred to in this order is replaced by any subsequent order the reference shall be construed as a reference to that subsequent order.

*Charging of Levies*

**3.** With a view to maintaining the minimum import price level for any specified commodity or allowing for the effect for that or other specified commodities of its maintenance there shall be charged for the use of Her Majesty such levy on any specified commodity imported into the United Kingdom as may be determined in accordance with the provisions of this order.

**4.**—(1) Subject to the provisions of this order, a levy shall be charged on all imports into the United Kingdom of a specified commodity for which a rate of levy prescribed by order made by the Minister is for the time being in force.

(2) No levy shall be chargeable on any specified commodity imported into the United Kingdom which the Commissioners are satisfied falls within the provisions of the Schedule to this order.

*Prescribing of Levies*

**5.**—(1) Before prescribing the rate of any levy to be charged on any specified commodity imported into the United Kingdom the Minister shall compare the appropriate minimum import price level with prices, assessed on a basis similar to that which applies to the minimum import price level, at which consignments are or might reasonably be available for import into the United Kingdom having regard to prices at which supplies are or have recently been on offer from any country or countries from which it appears likely to the Minister that supplies of the specified commodity might be imported; and the Minister shall take into account any other factors which he considers relevant with a view to maintaining the appropriate minimum import price level or to allowing for the effect for that or other specified commodities of its maintenance.

(2) Any imports of a specified commodity may be distinguished for the purposes of any levy referred to in this article by reference to quality, origin or in any way which appears to the Minister to be required.

**6.** Where goods otherwise chargeable with different rates of levy are packed together all those goods shall be charged at the highest of those rates.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 16th September 1971.

(L.S.)

*J. M. L. Prior*,
Minister of Agriculture, Fisheries and Food.

17th September 1971.

*Gordon Campbell*,
Secretary of State for Scotland.

20th September 1971.

*R. Maudling*,
Secretary of State for the Home Department.

Approved
21st September 1971.

*Bernard Weatherill*,
*V. H. Goodhew*,
Two of the Lords Commissioners of Her Majesty's Treasury.

## SCHEDULE

Article 4(2)

Any specified commodity produced in Denmark or the Republic of Ireland and consigned to the United Kingdom from the country where it was produced.

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## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This order, which comes into force on 1st October 1971, provides for the charging of levies on dead poultry (that is to say fowls, ducks, geese, turkeys and guinea fowls), fresh, chilled or frozen which are specified commodities for the purposes of section 1 of the Agriculture and Horticulture Act 1964. Such levies may be charged in support of the minimum import prices already prescribed by order under that same section.

Levies will be chargeable on all imports of the specified commodities for which a rate of levy is for the time being fixed by the Minister by order, other than those specified commodities produced in Denmark or the Republic of Ireland, which are specifically exempt under article 4(2) of, and the Schedule to, the order.