

1975 No. 54

HORTICULTURE**Fresh and Processed Horticultural Produce (Licensing) Regulations
(Northern Ireland) 1975***Made* 12th March 1975*Coming into operation* 1st May 1975

The Department of Agriculture(a) in exercise of the powers conferred on it by sections 17, 18 and 19 and the Schedule of the Horticulture Act (Northern Ireland) 1966(b) and of every other power enabling it in that behalf, and after consultation with such organisations as appear to be representative of interests affected by these regulations and with the approval of the Department of Finance(c) as to the licence fee, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Fresh and Processed Horticultural Produce (Licensing) Regulations (Northern Ireland) 1975 and shall come into operation on 1st May 1975.

Revocation

2. The Fresh and Processed Horticultural Produce (Licensing) Regulations (Northern Ireland) 1972(d) are hereby revoked.

Interpretation

3. In these regulations—

“the Act” means the Horticulture Act (Northern Ireland) 1966;

“Department” means the Department of Agriculture;

“fresh horticultural produce” has the meaning ascribed to it by Part I of the Act;

“licence” means a licence to send out of Northern Ireland fresh and processed horticultural produce.

4.—(1) An application for a licence under section 19 of the Act to send prescribed fresh horticultural produce and prescribed processed horticultural produce out of Northern Ireland shall be made by sending to the Department a form of application duly completed. The form of application may be obtained from the Department.

(2) Subject to the provisions of the Schedule to the Act a licence shall remain in force for one calendar year from the date of issue.

(a) Formerly Ministry of Agriculture; see 1973 c. 36 Schedule 5 paragraph 8

(b) 1966 c. 15 (N.I.)

(c) Formerly Ministry of Finance; see 1973 c. 36 Schedule 5 paragraph 8

(d) S.R. & O. (N.I.) 1972 No. 193 (p. 1067)

(3) A valid licence for processing horticultural produce issued under the Processing of Horticultural Produce (Licensing) Regulations (Northern Ireland) 1970(e) shall be deemed valid for the purposes of these regulations.

Fee with application

5. The fee for the issue or renewal of a licence to send prescribed fresh horticultural produce and prescribed processed horticultural produce out of Northern Ireland shall be £5 and shall accompany the application for such licence or renewal of such licence.

Prescribed produce

6. The Department hereby prescribes solid pack apples for the purposes of Section 17 of the Act and these regulations.

7. For the purposes of section 18(1)(b) of the Act only solid pack apples conforming to the grades set out in the Solid Pack Apples (Grading) Regulations (Northern Ireland) 1971(f) may be sent out of Northern Ireland.

Sealed with the Official Seal of the Department of Agriculture for Northern Ireland on 12th March 1975.

(L.S.)

J. C. Chalmers

Assistant Secretary

The Department of Finance hereby approves of the fees prescribed in regulation 5.

Sealed with the Official Seal of the Department of Finance for Northern Ireland on 12th March 1975.

(L.S.)

L. J. Johnston

Assistant Secretary

EXPLANATORY NOTE

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

These regulations—

1. make provision regarding the issue or renewal of a licence required for sending prescribed fresh or processed horticultural produce out of Northern Ireland;

2. prescribe the fee for the issue or renewal of a licence required under the regulations;

3. prescribe the produce coming within the scope of the regulations;

4. revoke the Fresh and Processed Horticultural Produce (Licensing) Regulations (Northern Ireland) 1972 (S.R. & O. (N.I.) 1972 No. 193).

(e) S.R. & O. (N.I.) 1970 No. 324 (p. 1441)

(f) S.R. & O. (N.I.) 1971 No. 187 (p. 944)