



# Agriculture Act 1993

## 1993 CHAPTER 37

### PART III

#### GRANTS FOR MARKETING

#### 50 Grants.

- (1) The Ministers may, by a scheme made with the approval of the Treasury, make provision for the payment by the appropriate Minister of grants towards expenditure which has been, or is to be, incurred in carrying out proposals to which this section applies.
- (2) This section applies to proposals for the organisation, promotion, encouragement, development, co-ordination or facilitation of the marketing in Great Britain or elsewhere of—
  - (a) the produce of agriculture (including horticulture),
  - (b) the produce of fish farming,
  - (c) the produce of an activity specified for the purposes of this subsection by order made by the Ministers, or
  - (d) anything derived from produce falling within any of paragraphs (a) to (c) above.
- (3) Without prejudice to the generality of subsection (1) above, a scheme under this section may—
  - (a) provide for the payment of grant by reference to proposals which have been approved by the appropriate Minister after submission to and recommendation by such person as may be specified in the scheme;
  - (b) authorise the approval of proposals to be varied or withdrawn with the written consent of the person making the proposals;
  - (c) authorise the reduction or withholding of grant where assistance in respect of expenditure for which the grant is made is given under any enactment other than this section;

---

*Changes to legislation: There are currently no known outstanding effects  
for the Agriculture Act 1993, Section 50. (See end of Document for details)*

---

- (d) confer a discretion on the appropriate Minister as to the payment of grant, as to the manner and timing of payment of grant and as to the amount of grant;
  - (e) make the payment of grant subject to such conditions as may be specified in or determined under the scheme;
  - (f) provide for functions in connection with the administration of the scheme to be carried out, subject to such conditions as may be specified in the scheme, by such person as may be so specified;
  - (g) provide for any discretion conferred by or under the scheme to be exercisable in such circumstances and by reference to such matters as may be specified in or determined under the scheme;
  - (h) contain such supplementary and consequential provision as the Ministers think fit; and
  - (i) make different provision for different cases (including different provision for different areas).
- (4) A scheme under this section may, in relation to any discretion under the scheme, include provision for such person as may be specified in the scheme to be, to such extent and subject to such conditions as may be so specified, the delegate of the appropriate Minister.
- (5) If at any time after the approval of proposals under a scheme under this section (and whether before or after the proposals have been fully carried out) it appears to the appropriate Minister—
- (a) that any condition imposed under the scheme in relation to the proposals has not been complied with, or
  - (b) that in connection with the submission of the proposals the person submitting them gave information on any matter which was false or misleading in a material respect,
- he may, subject to subsection (6) below, on demand recover any grant or any part of a grant paid with reference to the proposals, and may revoke the approval in whole or in part.
- (6) The appropriate Minister may not make a demand or revoke an approval under subsection (5) above unless he has given at least 30 days' written notice of the reasons for the proposed action to any person to whom any payment by way of a grant in relation to the proposals would be payable, or from whom any such payment would be recoverable.
- (7) Where a scheme under this section provides for functions under the scheme to be carried out by any body created by a statutory provision, the Ministers may, after consultation with the body, by regulations modify or add to its constitution or powers for the purpose of enabling it to carry them out.
- (8) The power to make a scheme under this section shall be exercisable by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.
- (9) In this section—
- “agriculture”—
  - (a) in relation to England and Wales, has the same meaning as in the <sup>M1</sup>Agriculture Act 1947, and
  - (b) in relation to Scotland, has the same meaning as in the <sup>M2</sup>Agriculture (Scotland) Act 1948;

---

**Changes to legislation:** There are currently no known outstanding effects for the Agriculture Act 1993, Section 50. (See end of Document for details)

---

“the appropriate Minister” means—

- (a) in relation to England, the Minister of Agriculture, Fisheries and Food, and
- (b) in relation to Scotland or Wales, the Secretary of State;

“fish farming” means the breeding, rearing or cultivating of fish (including shellfish) whether or not for the purpose of producing food for human consumption;

“the Ministers” means the Minister of Agriculture, Fisheries and Food, the Secretary of State for Scotland and the Secretary of State for Wales acting jointly;

“shellfish” includes crustaceans and molluscs of any kind.

---

**Marginal Citations**

**M1** 1947 c. 48.

**M2** 1948 c. 45.

**Changes to legislation:**

There are currently no known outstanding effects for the Agriculture Act 1993, Section 50.