

## 1974 No. 1906 (S. 174)

## AGRICULTURE

## HILL LANDS

**The Hill Cattle (Scotland) (Amendment) Scheme 1974**

<i>Made</i> - - - -	13th November 1974
<i>Laid before Parliament</i>	19th November 1974
<i>Coming into Operation</i>	4th December 1974

In exercise of the powers conferred upon me by sections 13, 14, 15 and 17 of the Hill Farming Act 1946(a), as applied by section 43 of the Agriculture Act 1967(b), and of all other powers enabling me in that behalf, and with the approval of the Treasury, I hereby make the following scheme:—

*Citation, commencement and interpretation*

1.—(1) This scheme which may be cited as the Hill Cattle (Scotland) (Amendment) Scheme 1974, shall be construed as one with the Hill Cattle (Scotland) Scheme 1973(c) (in this scheme referred to as “the principal scheme”) and shall come into operation on 4th December 1974.

(2) The Interpretation Act 1889(d) shall apply for the interpretation of this scheme as it applies for the interpretation of an Act of Parliament.

*Amendment of the Principal Scheme*

2. For the definition of the expression “qualifying day” contained in paragraph 2(1) of the principal scheme, there shall be substituted the following definition:—

“ ‘qualifying day’ in relation to the relevant years 1973 and 1974 means the day which coincides with the date of the June Return in that year and in relation to the relevant years 1975, 1976 and 1977 means the 4th day in December in the year immediately preceding that year;”

3. For the definition of the expression “relevant period” contained in paragraph 2(1) of the principal scheme there shall be substituted the following definition:—

“ ‘relevant period’ in relation to any of the relevant years means the period from 1st October in the year immediately preceding that relevant year to 30th September in the relevant year or, where there occurs on or after the date of the June Return a change of occupancy of the hill land (being the hill land specified in the application), the period from the said 1st October to the date of the occurrence of that change.”

(a) 1946 c. 73.

(c) S.I. 1973/866 (1973 II, p. 2675).

(b) 1967 c. 22.

(d) 1889 c. 63.

4. For sub-paragraph (6) of paragraph 8 of the principal scheme there shall be substituted the following sub-paragraph:—

“(6) If

(a) in relation to any of the relevant years 1973 and 1974, during any period between the commencement of the relevant period in relation to any such year and the date of the June Return in that relevant period a cow was an in-calf heifer, references in paragraph 7 to a breeding cow shall in their application to that cow in respect of that period include references to it as if it had then been a breeding cow: and

(b) in relation to any of the relevant years 1975, 1976 and 1977, during any period between the commencement of the relevant period in relation to any such year and the qualifying day in that relevant period, a cow was an in-calf heifer on that day and produced its calf on or before the date of the June Return in that relevant period, references in paragraph 7 to a breeding cow shall in their application to that cow in respect of that period include references to it as if it had then been a breeding cow.”

5.—(1) In sub-paragraph (a) of paragraph 9 of the principal scheme there shall be deleted the words “on the qualifying day in that year” and the words “as at that day”.

(2) In proviso (iii) of paragraph 9 of the principal scheme there shall be added after the word “December” the words “(the last mentioned date applying only in the relevant years 1973 and 1974 and in the relevant years 1975, 1976 and 1977 the date then applicable shall be the date of the June Return).”

*William Ross,*

One of Her Majesty's Principal  
Secretaries of State.

St Andrew's House,  
Edinburgh.

12th November 1974.

We approve.

*M. Cocks,  
J. Dormand,*

Two of the Lords Commissioners  
of Her Majesty's Treasury.

13th November 1974.

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#### EXPLANATORY NOTE

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

This Scheme amends the definition of “qualifying day” in the Hill Cattle (Scotland) Scheme 1973 and makes consequential amendments so as to enable payment of subsidy under the Scheme to be made earlier than hitherto.



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