



# Agriculture (Miscellaneous Provisions) Act 1976

## 1976 CHAPTER 55

An Act to dissolve the Sugar Board; to provide for increasing the amount which may be advanced under section 2 of the Agricultural Mortgage Corporation Act 1956; to amend the provisions of Part I of the Agriculture Act 1967 relating to the Meat and Livestock Commission and their committees; to provide for the making of grants in connection with proficiency tests in crafts related to agriculture; to authorise measures to restrict the growing of male hop plants; to make further provision for obtaining agricultural statistics; to provide for the adaptation of certain enactments to metric units; to provide for regulating the exportation of animals in the interests of their welfare; to make further provision for preventing the transmission of disease from wild life to animals and poultry; to amend the law relating to agricultural holdings; to amend section 29(4) of the Agriculture Act 1970; and for purposes connected with those matters

[15th November 1976]

### Modifications etc. (not altering text)

- C1 Words of enactment omitted under authority of [Statute Law Revision Act 1948 \(c. 62\), s. 3](#)
- C2 Act: transfer of functions (1.7.1999) by S.I 1999/672, art. 2, Sch. 1

### Commencement Information

- I1 Act partly in force at Royal Assent, see [s. 27\(2\)\(3\)\(4\)](#); Act wholly in force at 7.4.1978

## PART I

### MISCELLANEOUS PROVISIONS

#### <sup>F1</sup> **Dissolution of Sugar Board.**

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*Status: Point in time view as at 22/07/2004.*

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**Textual Amendments**

**F1** S. 1 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 2 Group 1

**F2**

.....

**Textual Amendments**

**F2** S. 2 repealed (25. 09. 1991) by Agriculture and Forestry (Financial Provisions) Act 1991 (c. 33, SIF 2:2), s. 1(1), Sch. Pt.I; S.I. 1991/1937, art. 2.

**3 Duties of Meat and Livestock Commission as regards consultation.**

(1) The provisions of Part I of the <sup>M1</sup>Agriculture Act 1967 relating to the Meat and Livestock Commission and their committees shall be amended in accordance with the following provisions of this section (which replace the provisions about the Production Committee and the Distribution Committee and the Commission’s duty to consult them with provisions requiring the Commission to consult representative organisations, but preserve the Commission’s duty to consult the Consumers Committee); and accordingly the Production Committee and the Distribution Committee of the Commission are hereby abolished

(2) After section 1 of the Agriculture Act 1967 there shall be inserted as section 1A—

**“1A Commission’s duty to consult representative organisations.**

(1) If it appears to the Commission that any matter arising or likely to arise out of the exercise of the Commission’s functions has or is likely to have a substantial effect on the interests of one or more classes of persons mentioned in Part IIA of Schedule 1 to this Act, the Commission shall consult the relevant organisations or each of the relevant organisations about the matter; and where a number of organisations fall to be consulted under this subsection about any such matter, the Commission may consult them together, or separately, or some together and others separately, as the Commission think fit.

(2) For the purposes of this section an organisation is a relevant organisation in relation to a class of persons mentioned in the said Part IIA if it is for the time being designated by the Ministers as a relevant organisation in relation to that class; and the Ministers shall designate, in relation to any such class of persons, all such organisations as appear to them appropriate as representing the interests of that class, taking account of interests in Scotland and Wales as well as in England.

(3) The Commission may pay to representatives of the organisations consulted by them in pursuance of this section such travelling or other allowances as the Ministers may, with the approval of the Minister for the Civil Service, determine.”

(3) In Schedule 1 to the <sup>M2</sup>Agriculture Act 1967, after Part II there shall be inserted as Part IIA—

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## “PART IIA

### CLASSES OF PERSONS FOR PURPOSES OF SECTION 1A

Cattle, pig and sheep producers.  
Persons employed in livestock production.  
Livestock traders.  
Livestock auctioneers.  
Local authorities operating slaughterhouses and livestock and meat markets.  
Persons engaged in animal by-products trades.  
Wholesalers of meat and importers of meat (excluding bacon).  
Producers of bacon and other edible livestock products except meat.  
Retailers of meat and other edible livestock products.  
Persons employed in the marketing and distribution of livestock or the production, processing, manufacture, marketing and distribution of livestock products.”.

- (4) There shall be made in Part I of the <sup>M3</sup>Agriculture Act 1967 the further amendments specified in Schedule 1 to this Act, being amendments arising out of the abolition of the Production Committee and the Distribution Committee of the Commission; <sup>F3</sup>...

#### Textual Amendments

**F3** Words in s. 3(4) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [Sch. 1 Pt. 2](#) Group 1

#### Modifications etc. (not altering text)

**C3** The text of ss. 2(1), 3(2)(3), 26(3), Sch. 1, 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### Marginal Citations

**M1** 1967 c. 22.

**M2** 1967 c. 22.

**M3** 1967 c. 22.

## 4 Grants in connection with proficiency tests in crafts related to agriculture.

- (1) This section applies to any body of persons the activities of which include the taking of measures for some or all of the following purposes, namely—
- devising, formulating and promoting proficiency tests in crafts related to agriculture in England and Wales, formulating standards for those tests, and revising those tests and standards from time to time;
  - co-ordinating the activities of bodies carrying out such proficiency tests in England or Wales, and monitoring the methods and standards of such bodies in carrying out those tests; and
  - making and maintaining arrangements for obtaining and evaluating data about the use and results of such proficiency tests in England and Wales (including their use by the Agricultural Wages Board for England and Wales in

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connection with the fixing of minimum rates of wages for workers employed in agriculture).

- (2) The Minister may with the approval of the Treasury make payments by way of grant to any body to which this section applies for use in or towards meeting expenditure incurred or to be incurred by the body for or in connection with any purpose mentioned in subsection (1) above.
- (3) A payment under this section may be made on such conditions as the Minister thinks fit to impose, including conditions for restricting the purposes for which it can be used.
- (4) If, in the case of any payment made under this section, it appears to the Minister—
  - (a) that the payment or any part of it has not been used for the purpose for which it was made; or
  - (b) that, as regards the payment or any part of it, any condition on which the payment was made has not been complied with in a material respect,
 he may on demand recover an amount equal to the payment or that part of it, as the case may be.
- (5) In this section “agriculture” includes horticulture and forestry.

## **5 Measures to restrict the growing of male hop plants.**

- (1) This section shall have effect for the purpose of facilitating the production of seedless hops.
- (2) The Minister may by order bring this section into force in any area in England in which persons are engaged in growing hops if, after consultation with—
  - (a) such organisations as appear to him appropriate as representing persons carrying on in the area the business of producing hops; and
  - (b) such persons as are known to him to be carrying on that business in the area,
 he is satisfied that it is reasonable to make the order.
- (3) Where this section is in force in any area (“the current area”) by virtue of an order under this section (“the current order”), the Minister may by order revoke or vary the current order if, after consultation with—
  - (a) such organisations as appear to him appropriate as representing persons carrying on in the relevant area the business of producing hops; and
  - (b) such persons as are known to him to be carrying on that business in the relevant area,
 he is satisfied that it is reasonable to make the order.

In this subsection “the relevant area” means the current area or, if the proposed order would add any area to the current area, the area consisting of the current area and the area proposed to be added.

- (4) Before making an order under this section the Minister shall publish, in such manner as he considers appropriate for informing persons likely to be affected, a notice of his intention to do so, stating—
  - (a) where a draft of the order may be inspected and copies obtained; and
  - (b) the time (not being less than twenty-eight days from the publication of the notice) within which and the manner in which objections to the proposed order can be made;

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- and the Minister shall, before making the order, consider any objections duly made, and, if he decides to make the order, may do so either in the form of the draft or with such modifications as he thinks fit.
- (5) An order under this section shall be made by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.
- (6) If male hop plants are growing on any land within an area where this section is in force, the Minister may serve a notice on the occupier of the land (or, in the case of unoccupied land, on the person entitled to occupy it) requiring him to take within such time as may be specified in the notice such steps for the removal, treatment or destruction of those plants as may be so specified for the purpose of preventing those plants from becoming or remaining an actual or potential cause of pollination in female hop plants in the area.
- (7) If the person served with a notice under this section does not comply with any requirement in the notice, the Minister may enter and do what that person has failed to do, and may recover from him a sum equal to the reasonable cost incurred by the Minister in taking any action under this subsection.
- (8) Without prejudice to the power of proceeding under the preceding subsection, a person who without reasonable excuse fails to comply with any requirement in a notice under this section shall be liable on summary conviction to a fine not exceeding [<sup>F4</sup>level 3 on the standard scale].
- (9) A person duly authorised by the Minister may, on production if so required of his authority, at all reasonable hours enter on any land (but not into any dwellinghouse) in an area where this section is in force for the purpose of ascertaining whether male hop plants are growing on the land or whether the requirements of a notice under this section relating to male hop plants on that land have been complied with.
- (10) A notice under this section may be served by leaving it at, or sending it by post addressed to, the last known address of the person on whom it is to be served, and if it is not practicable after reasonable inquiry to ascertain his name and address, the notice may be served by addressing it to him as “the occupier” of the land and affixing it or a copy of it to some conspicuous object on the land.
- (11) A person who intentionally obstructs a person acting in the exercise of powers conferred by subsection (7) or subsection (9) above shall be liable on summary conviction to a fine not exceeding [<sup>F4</sup>level 3 on the standard scale].

#### Textual Amendments

**F4** Words substituted by virtue of [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), ss. **38, 46**

#### [<sup>F56</sup> **Power to obtain agricultural statistics.**

- (1) Section 78 of the <sup>M4</sup>Agriculture Act 1947 (power to obtain agricultural statistics) shall be amended as follows—
- (a) in subsection (1)(a), for the words from “description” to “them” there shall be substituted the words “and description of the relevant land owned or occupied by them”, and after the word “therein” there shall be inserted the word “and”; and

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- (b) for the words “In this subsection the expression “livestock” includes any animal” at the end of subsection (1) there shall be substituted, as a new subsection (1A)—

“(1A) In the foregoing subsection—

“livestock” includes any animal;

“relevant land”, in the case of the owner or occupier of the land used for agriculture, means the aggregate of—

- (a) the land owned or occupied by him which is comprised in any agricultural unit; and
- (b) any other land owned or occupied by him which is either—
  - (i) used for forestry; or,
  - (ii) not used for any purpose, but capable of use for agriculture or forestry,

but which, if used as agricultural land by the occupier of that unit, would be comprised in that unit.”

- (2) As regards any notice served under the said section 78(1) before the passing of this Act, subsection (1) above shall apply if, but only if, the time specified in the notice for furnishing the required information expires after 1st June 1976.
- (3) In accordance with subsections (1) and (2) above, subsections (1) and (1A) of the said section 78 shall, from the passing of this Act, have effect as set out in Schedule 2 to this Act.]

#### Textual Amendments

**F5** S. 6 repealed (E.W.) by [Agricultural Statistics Act 1979 \(c. 13, SIF 2:1\)](#), s. 7, [Sch. 2](#)

#### Modifications etc. (not altering text)

**C4** The text of ss. 6(1), 15(1) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### Marginal Citations

**M4** 1947 c. 48.

## 7 Adaptation of enactments to metric units.

- (1) The competent authority may by regulations amend any enactment to which this section applies—
- (a) by substituting an amount, quantity or rate expressed in metric units for an amount, quantity or rate not so expressed; or
  - (b) by substituting an expression which is compatible with the use of metric units for an expression that has reference to a non-metric unit (for example “acreage”).
- (2) This section applies to the following enactments, that is to say—
- (a) the provisions of the Acts mentioned in Schedule 3 to this Act which are specified in the third column of that Schedule;

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- (b) any other provision contained in an Act (whenever passed), being a provision whose subject-matter is akin to that of any of the provisions so specified;
  - (c) any scheme made or having effect as if made under Part I of the <sup>M5</sup>Agricultural Marketing Act 1958; and
  - (d) any enactment (whenever passed or made) relating to any of the following matters, that is to say—
    - (i) sea-fishing or fishing for shellfish, salmon or migratory trout;
    - (ii) salmon, trout, freshwater fish or eels (within the meaning of those expressions as defined in section 41(1) of the <sup>M6</sup>Salmon and Freshwater Fisheries Act 1975);
    - “”
    - (iii) salmon, trout or freshwater fish (within the meaning of those expressions as defined in section 24(1) of the <sup>M7</sup>Salmon and Freshwater Fisheries (Protection) (Scotland) Act 1951);
    - (iv) any harbour in England or Wales which is a fishery harbour for the purposes of the <sup>M8</sup>Sea Fish Industry Act 1951, or such harbours generally;
    - (v) any harbour or boatslip in Scotland which is a marine work as defined in section 57(1) of the <sup>M9</sup>Harbours Act 1964, or such harbours and boatslips generally.
- (3) Any amendments made in an enactment by regulations under this section shall be such as to preserve the effect of the enactment except to such extent as in the opinion of the authority making the regulations is necessary to obtain amounts, quantities or rates expressed in convenient and suitable terms.
- (4) Before making any regulations under this section the authority proposing to do so shall consult such organisations as appear to the authority appropriate as representing any interests concerned.
- (5) Regulations under this section may contain such incidental, supplemental and consequential provisions as the authority making them considers expedient.
- (6) The power to make regulations under this section shall be exercisable by statutory instrument, which shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (7) In this section—  
“the competent authority” means the Minister, or the Secretary of State, or the Minister and the Secretary of State acting jointly;  
“enactment” means any provision of a public general Act, of a local, private or personal Act, of a provisional order confirmed by an Act, or of any instrument made or having effect under an Act.

#### Marginal Citations

- M5** 1958 c. 47.
- M6** 1975 c. 51
- M7** 1951 c. 26.
- M8** 1951 c. 30.
- M9** 1964 c. 40.

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8 ..... F6

**Textual Amendments**

F6 S. 8 repealed by [Animal Health Act 1981 \(c. 22, SIF 4:4\)](#), s. 10, [Sch. 6](#)

9, 10. .... F7

**Textual Amendments**

F7 Ss.9, 10 repealed by [Animal Health Act 1981 \(c. 22, SIF 4:4\)](#), s. 10, [Sch. 6](#)

11 ..... F8

**Textual Amendments**

F8 S. 11 repealed (with saving) by [Agricultural Holdings \(Notices to Quit\) Act 1977 \(c. 12\)](#), s. 14, [Sch. 2](#)

12 ..... F9

**Textual Amendments**

F9 S. 12 repealed by [Agricultural Holdings \(Notices to Quit\) Act 1977 \(c. 12\)](#), s. 13, [Sch. 2](#) (subject to a saving in s. 14 in relation to notices to quit given before 7.4.1978)

<sup>F10</sup>13 .....

**Textual Amendments**

F10 S. 13 repealed (25.9.1991) by [Agricultural Holdings \(Scotland\) Act 1991 \(c. 55\)](#), ss. 88(2), 89(2), [Sch. 13 Pt.I](#) (with s. 45(3), Sch. 12 paras. 1, 2, 3)

14 <sup>F11</sup> .....

**Textual Amendments**

F11 S. 14 repealed (25.9.1991) by [Agricultural Holdings \(Scotland\) Act 1991 \(c. 55, SIF 2:3\)](#), ss. 88(2), 89(2), [Sch. 13 Pt. I](#) (with s. 45(3), Sch. 12 paras. 1, 2, 3)



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[<sup>F12</sup>15 **Recovery of farm capital grants made by reference to false or misleading information.**

(1) With a view to enabling the appropriate Minister to recover payments made by way of grant by virtue of section 29 of the <sup>M10</sup>Agriculture Act 1970 if it appears to him that the person on whose application any such payment was made gave false or misleading information, section 29(4) of that Act shall be amended as follows—

- (a) in paragraph (c) for the words “was made (hereafter in this subsection referred to as “the applicant”)” there shall be substituted the words “or for the making of any payment was made”, and after the words “the giving of the approval” there shall be inserted the words “or the making of the payment”;
- (b) for the words “equal to that payment” there shall be substituted the words “equal to the payment which has been so made”; and
- (c) for paragraphs (i) to (iii) there shall be substituted—

“(i) shall give to the person to whom any payment by way of grant would be payable, or from whom any such amount would be recoverable, a written notification of the reasons for the action proposed to be taken by the Minister;

(ii) shall afford that person an opportunity of appearing before and being heard by a person appointed for the purpose by the appropriate Minister; and

(iii) shall consider the report by a person so appointed and supply a copy of the report to the person mentioned in paragraph (i) above.”.

(2) The preceding subsection shall not have effect as regards information given before the passing of this Act.]

**Textual Amendments**

**F12** S. 15 repealed (N.I.) by S.I. 1987/166 (N.I. 1), art. 20, Sch.

**Modifications etc. (not altering text)**

**C5** The text of ss. 6(1), 15(1) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M10** 1970 c. 40.

**PART II**

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#### Textual Amendments

**F13** S. 16 repealed by [Agricultural Holdings \(Notices to Quit\) Act 1977 \(c. 12\)](#), s. 13, **Sch. 2** (subject to a saving in s. 14 in relation to notices to quit given before 7.4.1978)

17— ..... <sup>F14</sup>  
24.

#### Textual Amendments

**F14** Ss. 17–24 repealed by [Agricultural Holdings Act 1986 \(c. 5, SIF 2:3\)](#), ss. 99, 101, **Sch. 13 para. 11, Sch. 15 Pt. I**

## PART III

### SUPPLEMENTAL AND GENERAL

#### 25 Expenses and receipts.

There shall be paid out of money provided by Parliament—

- (a) any expenses incurred by any Minister under this Act; and
- (b) any increase attributable to this Act in the sums payable out of such money under any other Act;

and any sums received by any Minister by virtue of this Act shall be paid into the Consolidated Fund.

#### 26 Interpretation and repeals.

- (1) In this Act <sup>F15</sup>... “the Minister” means the Minister of Agriculture, Fisheries and Food.
- (2) Except where the context otherwise requires, any reference in this Act to an enactment is a reference to it as amended, and includes a reference to it as applied, by or under any other enactment, including this Act.
- (3) The enactments mentioned in Schedule 4 to this Act are hereby repealed to the extent specified in the third column of that Schedule.

#### Textual Amendments

**F15** Words in s. 26(1) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), **Sch. 1 Pt. 2** Group 1

#### Modifications etc. (not altering text)

**C6** The text of ss. 2(1), 3(2)(3), 26(3), Sch. 1, 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

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## 27 Short title, commencement and extent.

(1) This Act may be cited as the Agriculture (Miscellaneous Provisions) Act 1976.

<sup>F16</sup>(2) .....

<sup>F16</sup>(3) .....

<sup>F16</sup>(4) .....

(5) Sections <sup>F17</sup>... 4, 5, ... <sup>F18</sup> ... <sup>F19</sup> of this Act do not extend to Scotland, <sup>F17</sup>...

(6) Except for the following provisions, namely—

(a) sections <sup>F20</sup>... 15, 26(1) and (2) and this section;

(b) section 7 and Schedule 3 so far as they relate to enactments (within the meaning of that section) that extend to Northern Ireland; and

(c) Part I of Schedule 4 and, so far as it relates to that Part, section 26(3),

this Act does not extend to Northern Ireland.

### Textual Amendments

**F16** Ss. 27(2)-(4) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 2 Group 1

**F17** Words in s. 27(5) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 2 Group 1

**F18** Words repealed by Agricultural Holdings (Notices to Quit) Act 1977 (c. 12), s. 13, Sch. 2 (subject to a saving in s. 14 in relation to notices to quit given before 7.4.1978)

**F19** Words repealed by Agricultural Holdings Act 1986 (c. 5, SIF 2:3), ss. 99, 101, Sch. 13 para. 3, Sch. 15 Pt. 1

**F20** Word in s. 27(6)(a) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), Sch. 1 Pt. 2 Group 1

### Modifications etc. (not altering text)

**C7** S. 27(2): power of appointment conferred by s. 27(2) fully exercised: 1/2/1977 appointed by S.I. 1977/39, art. 2

**C8** S. 27(3): power of appointment conferred by section 27(3) exercised: 7.4.1978 appointed by S.I. 1978/402

**C9** S. 27(4): Order under s. 1 dissolving the Sugar Board came into operation on 15.2.1977: 1977/224

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## SCHEDULES

### SCHEDULE 1

Section 3.

#### AMENDMENTS OF PART I OF THE <sup>M11</sup>AGRICULTURE ACT 1967.

**Modifications etc. (not altering text)**

**C10** The text of ss. 2(1), 3(2)(3), 26(3), Sch. 1, 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

**M11** 1967 c. 22.

- 1 The Agriculture Act 1967 shall be amended in accordance with the following provisions of this Schedule.
- 2 For section 2 (the Commission’s committees) substitute—

**“2 The Consumers Committee, and other committees of the Commission.**

- (1) The Ministers shall appoint a committee to be called the Consumers Committee.
- (2) If it appears to the Commission that any matter arising or likely to arise out of the exercise of the Commission’s functions has or is likely to have a substantial effect on the interests of consumers, the Commission shall consult the Consumers Committee.
- (3) The Consumers Committee may at any time submit proposals for the consideration of the Commission as to the manner in which any of the Commission’s functions which are of concern to the Committee should be exercised, or make representations to the Commission on any matter which in their opinion has or is likely to have a substantial effect on the interests of consumers.
- (4) The foregoing provisions of this section shall not be taken as preventing the Commission from setting up other committees; and the Commission may employ any of their committees in an executive as well as in an advisory capacity.
- (5) When giving advice to the Commission, the Consumers Committee or any other of the Commission’s committees shall, where any of their members desire to give advice differing to any considerable extent from the advice of the majority, inform the Commission of that fact, giving particulars of that differing advice.

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- (6) Part III of Schedule 1 to this Act shall have effect as respects the Commission's committees.”.
- 3 In section 25, after subsection (1) there shall be inserted as subsection (1A)—
- “(1A) Notwithstanding the foregoing subsection, and without prejudice to any transfer of any of the Minister's functions under this Part of this Act effected before the coming into force of this subsection, in the following provisions inserted or substituted in this Part of this Act by the Agriculture (Miscellaneous Provisions) Act 1976, namely sections 1A(2) and 2 and paragraph 1 of Part III of Schedule 1. “the Ministers" means the Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly.”.
- 4 For Part III of Schedule 1 substitute—

### “PART III

#### THE COMMISSION'S COMMITTEES

##### *The Consumers Committee*

- 1 (1) The Consumers Committee shall consist of a chairman appointed by the Ministers and six other members.
- (2) The chairman of the Committee shall be a member of the Commission, and the six other members shall be persons appointed by the Ministers as capable of representing the interests of consumers.
- (3) If the chairman of the Committee ceases to be a member of the Commission, he shall also cease to be the chairman, and a member, of the Committee.

#### **Payment of members of committees**

- 2 The Commission—
- (a) may pay to members of the Consumers Committee and any other of the Commission's committees such remuneration as they may, with the consent of the Ministers given with the approval of the Minister for the Civil Service, determine; and
- (b) shall pay to members of any of those committees such travelling and other allowances as the Ministers may, with the approval of the Minister for the Civil Service, determine.”

*Status: Point in time view as at 22/07/2004.*

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## [<sup>F21</sup>SCHEDULE 2

Section 6.

### <sup>M12</sup> AGRICULTURE ACT 1947 s. 78(1) AND (1A) AS THEY WILL HAVE EFFECT FROM THE PASSING OF THIS ACT

#### Textual Amendments

**F21** Sch. 2 repealed (E.W.) by [Agricultural Statistics Act 1979 \(c. 13, SIF 2:1\)](#), ss. 1, 25, [Sch. 2](#)

#### Marginal Citations

**M12** 1947 c. 48.

- 78 (1) Where it appears to the Minister expedient so to do for the purpose of obtaining statistical information relating to agriculture, he may serve on any owners or occupiers of land used for agriculture, or of land which the Minister has reason to believe may be so used, notices requiring them to furnish in writing, in such form and manner and to such person as may be specified in the notice, and within such time and with respect to such date or dates or such period or periods as may be specified in the notice, the information referred to in the notice (including, as respects paragraphs (c) to (e) of this subsection, the information referred to in the notice as to quantities, values, expenditure and receipts) relating to—
- (a) The situation, area and description of relevant land owned or occupied by them, the date of acquisition of the land, and the date at which so much thereof as is comprised in any agricultural unit became comprised therein, and the rates payable in respect of the land,
  - (b) the names and addresses of the owners and occupiers of the land, whether the land or any, and if so what, part thereof is let and at what rent,
  - (c) the character and use of different parts of the land, the time at which any use thereof was begun or will become fully effective, and their produce at any time during the period beginning one year before, and ending one year after, the time at which the information is required to be furnished,
  - (d) fixed and other equipment, livestock, and the stocks of agricultural produce and requisites held in respect of the land, and the provision and maintenance of such equipment, livestock and requisites and the provision of agricultural services for the benefit of the land,
  - (e) the methods and operations used on the land, the marketing or other disposal of the produce thereof, any payments received under any enactment in respect of such produce, and the provision of agricultural services otherwise than for the benefit of the land,
  - (f) the number and description of persons employed on, or employed by the occupier in disposing of the produce of, the land, and the remuneration paid to, and hours worked by, persons so employed or such persons of different descriptions.
- (1A) In the foregoing subsection—
- “livestock” includes any animal;
  - “relevant land” in the case of any owner or occupier of land used for agriculture, means the aggregate of—
- (a) the land owned or occupied by him which is comprised in any agricultural unit; and
  - (b) any other land owned or occupied by him which is either—

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(i) used for forestry; or  
 (ii) not used for any purpose, but capable of use for agriculture or forestry,  
 but which, if used as agriculture land by the occupier of that agricultural unit, would be comprised in that unit.]

SCHEDULE 3

Section 7.

METRICATION: ENACTMENTS REFERRED TO IN SECTION 7(2)(A)

Chapter	Short title	Provisions capable of amendment
...	...	...
F22	F22	F22
1911 c. 49.	Small Landholders (Scotland) Act 1911.	Section 2(1)(ii) and (iii).  Section 7(16)(a). Section 16(2). Section 26(3)(a). Section 33(2).
1921 c. 35.	Corn Sales Act 1921.	Section 5.
1925 c. 24.	Universities and College Estates Act 1925.	Section 10(1).  Section 15(1).
1930 c. 44.	Land Drainage Act 1930.	Section 29(1).  In Part II of Schedule 3, paragraph 1(a), (b) and (d).
...	...	...
F23	F23	F23
1946 c. 73.	Hill Farming Act 1946.	Section 23(2) and (3).
1947 c. 48.	Agriculture Act 1947.	Section 109(3).  In Schedule 2, paragraph 3(1)(b).
1948 c. 45.	Agriculture (Scotland) Act 1948.	Section 64(1).  Section 86(3).  In Schedule 3, paragraph 3(1)(b).
...	...	...
F24	F24	F24

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1949 c. 75.	Agricultural Holdings (Scotland) Act 1949.	Section 15(1).  Section 63(1)(b).
... F25	... F25	... F25
1956 c. 60.	Valuation and Rating (Scotland) Act 1956.	Section 7(2) and (6)(b).
1958 c. 24.	Land Drainage (Scotland) Act 1958.	In Schedule 1, paragraph 6(b) (ii).
1958 c. 47.	Agricultural Marketing Act 1958.	Section 34(2) and (3).
F26	F26	F26
...	...	... F26 ... F26 ...
1963 c. 11.	Agriculture (Miscellaneous Provisions) Act 1963.	Section 23(1)(a).
1964 c. 14.	Plant Varieties and Seeds Act 1964.	Section 16(3)(f).
1965 c. 14.	Cereals Marketing Act 1965.	Section 13(4). Section 15(1). Section 16(6)(a).
1967 c. 9.	General Rate Act 1967.	Section 26(3)(a).
1967 c. 22.	Agriculture Act 1967.	Section 51(7)(a). Section 52(2)(d).
F27	F27	F27
...	...	... F27 ... F27 ... ... F28
1971 c. 39.	Rating Act 1971.	Section 2(4). Section 5(5).



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### Textual Amendments

- F22** Entry relating to the Hop (Prevention of Frauds) Act 1866 repealed by [Statute Law \(Repeals\) Act 1981 \(c. 19\), s. 1\(1\), Sch. 1 Pt. XII](#)
- F23** Entries relating to the Agriculture Act 1937 repealed by [Statute Law \(Repeals\) Act 1986 \(c. 12\), s. 1\(1\), Sch. 1 Pt. II](#)
- F24** Entries relating to the Agricultural Holdings Act 1948 repealed by [Agricultural Holdings Act 1986 \(c. 5, SIF 2:3\), ss. 99, 101, Sch. 13 para. 3, Sch. 15 Pt. I](#)
- F25** Entry relating to the Diseases of Animals Act 1950 repealed by [Animal Health Act 1981 \(c. 22, SIF 4:4\), s. 10, Sch. 6](#)
- F26** [Sch. 3](#): entries relating to the Land Drainage Act 1961 repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\), ss. 3\(1\), 4\(2\), Sch. 3 Pt.I \(with Sch. 2 paras. 10, 14\(1\), 15\(1\)\)](#)
- F27** [Sch. 3](#): entries relating to ss. 21(1), 23(1) and 24(1) of the Agricultural (Miscellaneous Provisions) Act 1968 repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\), ss. 3\(1\), 4\(2\), Sch. 3 Pt.I \(with Sch. 2 paras. 10, 14\(1\), 15\(1\)\)](#)
- F28** Entry relating to section 40(3)(c) of the Agriculture (Miscellaneous Provisions) Act 1968 repealed by [Statute Law \(Repeals\) Act 1986 \(c. 12\), s. 1\(1\), Sch. 1 Pt. II](#)

## F29F29 SCHEDULE 3A

### Textual Amendments

- F29** [Sch. 3A](#) inserted (E.W.) by [Agricultural Holdings Act 1984 \(c. 41\), s. 3\(5\), Sch. 1 para. 8](#) and repealed by [Agricultural Holdings Act 1986 \(c. 5, SIF 2:3\), ss. 99, 101, Sch. 13 para. 3, Sch. 15 Pt. 1](#)

F29

## SCHEDULE 4

Section 26.

### REPEALS

### Modifications etc. (not altering text)

- C11** The text of ss. 2(1), 3(2)(3), 26(3), Sch. 1, 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

## PART I

### DISSOLUTION OF SUGAR BOARD

Chapter	Short Title	Extent of Repeal
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*Status: Point in time view as at 22/07/2004.*

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4 & 5 Eliz. 2. c. 48	Sugar Act 1956	Sections 1 to 5, so far as unrepealed. Section 6. Section 21, so far as unrepealed. In section 35(2), the definitions of “financial year of the Sugar Board”, “functions” and “pension”. Section 35(3). Schedules 1 and 2. Schedule 3, so far as unrepealed.
1968 c. 13.	National Loans Act 1968.	In Schedule 1, the entry for the Sugar Act 1956, so far as unrepealed.
1972 c. 11.	Superannuation Act 1972.	In Schedule 4, the entry for the Sugar Board.
1972 c. 41.	Finance Act 1972.	In section 11(c), the words “surcharge under section 7 of the Sugar Act 1956 or” and the words “or that section as applied by section 7(1) of that Act”.  In section 27(4), the words “a surcharge under section 7 of the Sugar Act 1956 or” and the words “or that section as applied by section 7(1) of that Act”.
1972 c. 68.	European Communities Act 1972.	Section 7(1) and (2).
1973 c. 51.	Finance Act 1973.	Section 57.
1975 c. 24.	House of Commons Disqualification Act 1975.	In Part II of Schedule 1, the words “The Sugar Board”.
1975 c. 25.	Northern Ireland Assembly Disqualification Act 1975.	In Part II of Schedule 1, the words “The Sugar Board”.

## PART II

### MISCELLANEOUS

Chapter	Short title	Extent of repeal
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*Status: Point in time view as at 22/07/2004.*

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1954 c. 39.	Agriculture (Miscellaneous Provisions) Act 1954.	Section 7.
1958 c. 71.	Agriculture Act 1958.	In Schedule 1, paragraph 28.
1967 c. 22.	The Agriculture Act 1967.	In section 25(2), the definition of “joint committee”.  In Part II of Schedule 1, in paragraph 7(2), the words “the Production Committee, the Distribution Committee and”.
1972 c. 62.	Agriculture (Miscellaneous Provisions) Act 1972.	Section 13.

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**Status:**

Point in time view as at 22/07/2004.

**Changes to legislation:**

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