



# Agricultural Marketing Act 1958

## 1958 CHAPTER 47

### PART I

#### AGRICULTURAL MARKETING SCHEMES

*Payment of certain expenses incurred in connection with the preparation of schemes, etc.*

#### **28 Payment of certain expenses by boards**

- (1) Subject to the provisions of this section, the board administering a scheme shall pay to the Minister such sum, if any, as may be certified by him, after consultation with the Treasury, to represent—
  - (a) the expenses of any Agricultural Marketing Reorganisation Commission attributable to the preparation of the scheme; or
  - (b) where any such Commission has been constituted at the request of the board, the expenses of the Commission attributable to the investigation of any matter affecting the operation of the scheme.
- (2) Subject to the following provisions of this section, the board administering a scheme, not being a substitutional scheme, shall pay to the persons by whom the scheme was submitted, such sum, if any, as may be certified by the Minister to represent the expenses reasonably incurred by those persons in connection with the promotion, submission or bringing into operation of the scheme.
- (3) The board administering a scheme, not being a substitutional scheme, shall not make any payment under this section before the expiration of the suspensory period, and if a scheme ceases to have effect at or before the expiration of the suspensory period, no payment under this section shall be made at any time by the board.
- (4) Any expenses incurred by a board by virtue of this section shall be deemed to be expenses incurred under the scheme.
- (5) Any sum received by the Minister under this section shall be paid into the Exchequer.

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*Status: This is the original version (as it was originally enacted).*

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- (6) In the application of this section to Scotland, the reference to an Agricultural Marketing Reorganisation Commission shall include a reference to an organisation, or the governing body thereof, in which any of the powers and duties of such a Commission are vested in pursuance of the last foregoing section.

## **29 Payment of certain expenses out of agricultural marketing funds**

- (1) Where a motion made in either House of Parliament on behalf of Her Majesty's Government for the approval of a scheme the draft of which has been laid before that House in accordance with subsection (7) of section two of this Act is negatived or withdrawn, there shall be paid out of the appropriate agricultural marketing fund to the persons by whom the scheme was submitted such sum, if any, as may be certified by the Minister to represent the expenses reasonably incurred by those persons in connection with the promotion or submission of the scheme, and the amount of any sum paid out of a fund in accordance with this section shall be written off the account of the assets of that fund.
- (2) In this section " the appropriate agricultural marketing fund " means—
- (a) in relation to a scheme applicable only in England and Wales, only in England, or only in Wales, the Agricultural Marketing Fund;
  - (b) in relation to a scheme applicable only in Scotland, the Agricultural Marketing (Scotland) Fund ;
  - (c) in relation to a scheme applicable in England or Wales and also in Scotland, or in both England and Wales and also in Scotland, the Agricultural Marketing Fund and the Agricultural Marketing (Scotland) Fund ;

and where any sum is required under this section to be paid out of both the said funds, it shall be paid thereout in such proportions respectively as may be determined by the Minister.