

*reduction which does not fall within sub-paragraph (a) or (b) of this paragraph shall be treated as temporary for a period of four weeks and no longer :*

*Provided that if the absence, interruption or reduction has been immediately preceded by an absence, interruption or reduction falling within sub-paragraph (a) or (b) of this paragraph, or by absence at a school, the said period of twelve weeks or four weeks shall not begin to run until after the termination of that immediately preceding absence, interruption or reduction as the case may be.*

(2) Notwithstanding the provisions of sub-paragraph (c) of paragraph (1) of this regulation, any absence from a parent falling within that sub-paragraph shall cease to be treated as temporary if provision has been made for the child, other than by a person within the meaning of paragraph (2) of regulation 12, for a period of four weeks during which no such person other than that parent has been providing in his own home for the child or contributing at the rate of eight shillings a week or more to the cost of providing for the child elsewhere.

## FLAX

REGULATIONS DATED 29TH JULY, 1953, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION EIGHTEEN OF THE FLAX (TEMPORARY PROVISIONS) ACT (NORTHERN IRELAND), 1953.

1953. No. 106

In exercise of the powers conferred upon it by section eighteen of the Flax (Temporary Provisions) Act (Northern Ireland), 1953, and of all other powers it enabling, the Ministry of Agriculture, with the approval, so far as it is required by the said Act, of the Ministry of Finance, and after consultation, so far as it is required as aforesaid, with representatives of persons whose interests appear to the Ministry to be likely to be affected, hereby makes the following Regulations :—

1.—(1) These Regulations may be cited as the Flax (Temporary Provisions) Regulations (Northern Ireland), 1953.

(2) These Regulations shall come into force on 1st August, 1953.

2.—(1) In these Regulations, unless the context otherwise requires, the expression —

“ the Act ” means the Flax (Temporary Provisions) Act (Northern Ireland) 1953 ; and

“ the Ministry ” means the Ministry of Agriculture.

(2) The Interpretation Act, 1889, shall apply to the interpretation of these Regulations in like manner as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

Short title  
and com-  
mencement.

Interpre-  
tation.

3. Persons to whom licences are issued by the Ministry under section two or section three of the Act and persons with whom arrangements are entered into by the Ministry under or for the purposes of section five of the Act shall — Records and returns:

- (a) keep such a record of each of their purchases and sales of flax straw grown in the year 1953, and of flax or re-scutched tow produced therefrom as will show —
  - (i) the date thereof ;
  - (ii) the name and address of the other party to the transaction ;
  - (iii) the grade (if any) of any flax or re-scutched tow purchased or sold ;
  - (iv) the weight of any flax straw, flax or re-scutched tow purchased or sold, particulars of hand scutched flax and turbine scutched flax being recorded separately ; and
  - (v) the price ; and
- (b) furnish to the Ministry —
  - (i) within one week from the date of any purchase of any such flax straw, flax or re-scutched tow, the aforesaid particulars of that purchase ; and
  - (ii) from time to time on the request of the Ministry, the aforesaid particulars of any sale of any such flax straw, flax or re-scutched tow.

4. Any dispute between the holder of a licence issued by the Ministry under section two of the Act and any flax grower as to the grading of any flax, being a dispute arising out of the purchase of that flax, shall be determined in the manner provided by the First Schedule to these Regulations. Grading of flax.

5. For the purposes of making payments under section eleven or section twelve of the Act in connection with any flax or flax straw, the grower of the flax straw (whether retted or unretted) from which the flax sold is produced, or, as the case may be, the grower of the unretted flax straw sold, shall be deemed to be — Definition of "Grower" for purposes of certain payments under the Act.

- (a) the person who sells such flax or flax straw to the person authorised by the Ministry under the Act to buy it ; or, at the option of the Ministry,
- (b) the person on whose behalf such flax or flax straw is so sold.

6. Where a person appearing to be entitled to receive a payment under section eleven or section twelve of the Act dies before payment thereof has been made to him, the said payment may, on production of probate, letters of administration or other satisfactory evidence of entitlement, be paid by the Ministry to his personal representatives for the benefit of his estate. Payment in certain cases to a person other than the grower.

Provision to secure that certain payments are properly made.

7. Where

- (a) a payment falls to be made under section twelve of the Act in respect of any unretted flax straw ; and
- (b) the Ministry is satisfied that at the time of the delivery of that flax straw to a flax processor or to a scutch mill, the straw contained an undue amount of weeds or other extraneous matter, or was not in a sound, dry condition ;

the Ministry may make such a deduction from the amount of the payment falling to be made as aforesaid as it considers necessary in order to secure that payment is made in respect only of the actual weight of flax straw sold.

Charges for scutching.

8. A scutch miller who performs the service of producing any flax or any re-scutched tow from dam-retted flax straw grown in the year 1953 shall not make a charge for that service which exceeds the appropriate maximum charge, that is to say :—

- (a) in respect of flax scutched wholly or mainly by hand, an amount calculated at the rate of 8s. 3d. per stone produced ;
- (b) in respect of flax scutched wholly or mainly by turbine scutching machine, an amount calculated at the rate of 9s. 0d. per stone produced ;
- (c) in respect of re-scutched tow, an amount calculated at the rate of 4s. 6d. per stone produced ;

provided that nothing contained in this paragraph shall prohibit or restrict any scutch miller from —

- (i) making a charge in respect of the cost incurred by him, at the request of the owner, in transporting any unscutched material to, or any scutched material from, the scutch mill ; or
- (ii) making a reasonable charge for any storage of any scutched material after the day on which it is ready to be taken away from the scutch mill.

The maximum charges specified in the last preceding paragraph shall be taken as including all the charges for labour provided and plant and materials required in connection with the scutching from the time at which the unscutched material is delivered to the scutch mill to the time at which the scutched material is ready to be taken away, and, in the case of the scutching of rough tow, shall be taken as including the charges for the operations of shaking the rough tow and baling the re-scutched tow and for all labour provided and plant and materials required in connection with those operations.

9. For the purposes of the Act the standard prices for flax and re-scutched tow shall be those set out in the Second Schedule to these Regulations.

Standard prices for flax and re-scutched tow.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this twenty-ninth day of July, 1953, in the presence of

(L.S.)

W. H. Long,  
Assistant Secretary.

The Ministry of Finance, so far as it is required by the Flax (Temporary Provisions) Act (Northern Ireland), 1953, hereby approves the foregoing Regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this twenty-ninth day of July, 1953, in the presence of

(L.S.)

*Thom McCrea,*  
Assistant Secretary.

FIRST SCHEDULE

GRADING

CONSTITUTION OF GRADING APPEALS TRIBUNAL

1.—(1) Within one month after the coming into force of these Regulations there shall be established a Grading Appeals Tribunal (in this Schedule referred to as “the Tribunal”) which shall consist of:—

- one member appointed by the Flax Spinners’ Association, Limited;
- one member appointed by the Ulster Farmers’ Union; and
- such technical officer of the Ministry as it may appoint.

Provided that if any member appointed as aforesaid is for any reason unable to act at any time as a member of the Tribunal, the body by whom such member was appointed may nominate another person to act in his place.

(2) The officer appointed by the Ministry shall be Chairman of the Tribunal.

(3) If the Flax Spinners’ Association, Limited, or the Ulster Farmers’ Union fail to appoint a member of the Tribunal within one month after the coming into force of these Regulations, the Ministry may make any additional appointment of a member as may be necessary by reason of such failure.

DETERMINATION OF DISPUTES

2. Where any flax grower is dissatisfied with the grade in which his flax has been placed by or on behalf of the licence holder he may, subject to the provisions of this Schedule, appeal to the Tribunal.

3. It shall be a condition of any appeal under the preceding paragraph that the grower may not subsequently withdraw his offer of the flax to the licence holder.

4. Notice of appeal to the Tribunal shall be given in writing to the Ministry’s representative in the flax market by the grower or his authorised agent before the market is closed. Each such notice of appeal shall be accompanied by an appeal fee of one pound (20s.).

5. On receipt of a notice of appeal the Ministry’s representative shall immediately notify the licence holder or his accredited agent who shall bale or cause to have baled the flax which is the subject of the appeal. The Ministry’s representative shall then seal the bale or bales.

6. The Ministry shall, as soon as may be, have the flax examined by the Tribunal whose decision concerning the grade in which it should be placed shall be final and binding upon both the grower and the licence holder.

7. The Ministry shall, immediately after the Tribunal has announced its decision on any appeal, notify such decision in writing to the grower and to the licence holder.

8.—(1) If the Tribunal decides that any flax which is the subject of an appeal is of a grade superior to that in which it was originally placed by or on behalf of the licence holder, the appeal fee shall be returned to the grower.

(2) If the Tribunal decides that any flax which is the subject of an appeal is not of a grade superior to that in which it was originally placed by or on behalf of the licence holder, the appeal fee shall be paid to the Exchequer.

9. The Ministry may pay out of moneys provided by Parliament such remuneration to the members of the Tribunal and such other expenses of the Tribunal as the Ministry may, with the approval of the Ministry of Finance, determine.

## SECOND SCHEDULE

### STANDARD PRICES

GRADE	FLAX						Below Grade 6
	1	2	3	4	5	6	
<i>Price per ton at Flax Market</i>	£	£	£	£	£	£	
Hand Scutched	352	340	328	316	304	292	Price fixed by Grader
Turbine Scutched	364	352	340	328	316	304	Price fixed by Grader

  

GRADE	RE-SCUTCHED TOW			Below Grade 3
	1	2	3	
<i>Price per ton at Scutch Mill</i>	£	£	£	
	87	77	62	Priced fixed by Grader

## FISHERIES

### Foyle Area (Restriction of Netting Regulations), 1953

REGULATIONS, DATED THE 25TH MARCH, 1953, MADE BY THE FOYLE FISHERIES COMMISSION WITH THE APPROVAL OF THE MINISTER FOR AGRICULTURE OF THE REPUBLIC OF IRELAND UNDER SECTION 13 OF THE FOYLE FISHERIES ACT, 1952, AND OF THE MINISTRY OF COMMERCE FOR NORTHERN IRELAND UNDER SECTION 13 OF THE FOYLE FISHERIES ACT (NORTHERN IRELAND), 1952.

1953. No. 46.

The Foyle Fisheries Commission hereinafter referred to as "the Commission" in exercise of its powers under Section 13 of the Foyle Fisheries Act, 1952 and Section 13 of the Foyle Fisheries Act (Northern Ireland), 1952, hereby makes the following regulations:—

1. These regulations may be cited as the Foyle Area (Restriction of Netting) Regulations, 1953.

2. In these regulations —

references to a river or portion of a river shall be construed as including references to all tributaries of that river or all tributaries entering that portion of the river as the case may require,

the expression the "tidal waters of the River Foyle" means the tidal portions of the Lough and River Foyle from the confluence of the Rivers Mourne and Finn to the defined mouth of the River Foyle, and