

1973. No. 343

LOCAL GOVERNMENT

**Local Government (Modifications and Repeals of Agricultural Legislation)
Order (Northern Ireland) 1973**

Made 17th September 1973

Coming into operation 1st October 1973

*To be laid before the Parliament of the United Kingdom
under paragraph 4(5)(b) of the Schedule to the Northern
Ireland (Temporary Provisions) Act 1972*

The Ministry of Agriculture on behalf of the Secretary of State and in exercise of the powers conferred on it by section 134 of the Local Government Act (Northern Ireland) 1972(a) and of every power enabling it in that behalf hereby makes the following Order:—

1. This Order may be cited as the Local Government (Modifications and Repeals of Agricultural Legislation) Order (Northern Ireland) 1973 and shall come into operation on 1st October 1973.

2. The transferred provisions mentioned in columns 1 to 3 of the Schedule shall have effect subject to the modifications and repeals specified in column 4.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this 17th day of September 1973.

(L.S.)

J. Parke,
Assistant Secretary.

(a) 1972. c. 9 (N.I.).

| Column 1 <i>Chapter</i> | Column 2 <i>Act</i> | Column 3 <i>Relevant provision</i> | Column 4 <i>Modification or repeal</i> |
|----------------------------------|--|---|--|
| 16 & 17 Geo. 5 c. 4 (N.I.) | Administrative Provisions Act (Northern Ireland) 1926 | Section 12 | For the words "The Treasurer of the council of a county or county borough" substitute "A district council" and for the words "local authority" where they first occur substitute "the council". The words "or compensation" and the words from "subject" onwards are repealed. |
| 22 & 23 Geo. 5 c. 9 (N.I.) | Slaughter of Animals Act (Northern Ireland) 1932 | Section 7 Section 9 | This section is repealed. The definition of "district" is repealed and the words "local authority" means a district council" are inserted. |
| 1949. c. 14 | Marketing of Poultry Act (Northern Ireland) 1949 | Section 7(15) | For any reference to a local authority substitute a reference to a district council. |
| 1952. c. 5 | Foyle Fisheries Act (Northern Ireland) 1952 | Section 2(1) | The definition of "valuation lists" is repealed. |
| 1955. c. 15 | Lough Neagh and Lower Bann Drainage and Navigation Act (Northern Ireland) 1955 | Section 2(1)(a) Section 2(2) | For the words "the council of each county or county borough" substitute the words "each district council". For the word "council" (twice) substitute the words "district council". |
| 1957. c. 27 | Marketing of Eggs Act (Northern Ireland) 1957 | Section 20(5) Sections 20(5) and 21(2) Section 24 | For the words "health authority" (twice) substitute the words "district council". For the words "health authorities" substitute the words "district councils", and for the word "areas" substitute the word "districts". The definition of "health authority" is repealed. |

| Column 1 <i>Chapter</i> | Column 2 <i>Act</i> | Column 3 <i>Relevant provision</i> | Column 4 <i>Modification or repeal</i> |
|----------------------------|---|---|---|
| 1958. c. 13 | Diseases of Animals Act (Northern Ireland) 1958 | Sections 35, 36, 38 and 45 Section 35(2)(b)(ii) Section 37 Section 52(2) | For any reference to a health authority substitute a reference to a district council. This paragraph is repealed. This section is repealed. The definition of "health authority" is repealed. |
| 1958. c. 31 | Marketing of Milk Products Act (Northern Ireland) 1958 | Sections 11(6), 11(7) and 13(2) Section 14(2) Section 16 | For the words "health authority" substitute the words "district council". This sub-section is repealed. The definition of "health authority" is repealed. |
| 1962. c. 13 | Agricultural Produce (Meat Regulation and Pig Industry) Act (Northern Ireland) 1962 | Sections 1(4) and 17(1)(c) Section 3(1)(c) Section 22 | For the words "health authority" whenever occurring substitute the words "district council". For the words "health authority for the county or county borough" substitute the words "district council for the district". The definition of "health authority" is repealed and the words "district council" includes an officer authorised by a district council to discharge the functions of the council under this Act" are inserted. |
| 1964. c. 13 (N.I.) | Agricultural Marketing Act (Northern Ireland) 1964 | Section 23 | In subsection (2) for paragraph (aa) substitute "(aa) made to a district council for the purposes of its functions under the Food and Drugs Act (Northern Ireland) 1958, or to the Ministry". |
| 1965. c. 3 (N.I.) | Agriculture (Miscellaneous Provisions) Act (Northern Ireland) 1965 | Section 12 | For the words "health authority" substitute the words "district council". Paragraph (b)(ii) is repealed. |

| Column 1 <i>Chapter</i> | Column 2 <i>Act</i> | Column 3 <i>Relevant provision</i> | Column 4 <i>Modification or repeal</i> |
|----------------------------|--|--|---|
| 1965. c. 21 (N.I.) | Slaughter-houses Act (Northern Ireland) 1965 | <p>Section 1</p> <p>Sections 3(1)(2)(4)(5) and (6), 4 and 7(1) and the Schedule</p> <p>Section 3(3)</p> <p>Section 3(4)(c)</p> <p>Section 4(2)</p> | <p>This section is repealed.</p> <p>For any reference to a local authority substitute a reference to a district council and for any reference to a local authority slaughter-house substitute a reference to a district council slaughter-house.</p> <p>For sub-section 3 of section 3 substitute the following: "For the purposes of this Act "eligible district council" means a district council responsible for a slaughter-house in respect of which capital expenditure amounting to not less than £4,000 was approved by the Ministry or was incurred after 18th March 1953 and before 15th March 1965".</p> <p>For the words "incurred by them or approved by the Ministry" substitute the words "approved by the Ministry or incurred".</p> <p>For the words "incurred by them or approved by the Ministry" substitute the words "approved by the Ministry or incurred".</p> |
| 1966. c. 17 (N.I.) | Fisheries Act (Northern Ireland) 1966 | Section 88(2)(f) | For the words "any sanitary officer of a local authority" substitute the words "any person acting under the authority of a district council". |
| 1967. c. 15 (N.I.) | Agriculture (Miscellaneous Provisions) Act (Northern Ireland) 1967 | Section 16 | This section is repealed. |
| 1967. c. 28 (N.I.) | Plant Health Act (Northern Ireland) 1967 | <p>Sections 5(1) and (2) and 6(3)</p> <p>Section 5(3)</p> | <p>For any reference to a local authority substitute a reference to a district council.</p> <p>This sub-section is repealed.</p> |

EXPLANATORY NOTE

(This note is not part of the Order, but is intended to indicate its general purport.)

This Order provides for modifications and repeals of certain transferred provisions consequential on—

- (a) the Local Government Act (Northern Ireland) 1972;
- (b) the Local Government (Transfer of Functions) Order (Northern Ireland) 1973; and
- (c) the Rates (Northern Ireland) Order 1972.