



Isle of Man

Ellan Vannin

AT 2 of 1955

AGRICULTURAL MARKETING ACT 1955



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**Isle of Man***Ellan Vannin*

AGRICULTURAL MARKETING ACT 1955

<i>Received Royal Assent:</i>	<i>17 March 1955</i>
<i>Passed:</i>	<i>19 April 1955</i>
<i>Commenced:</i>	<i>19 April 1955¹</i>

AN ACT to amend the Agricultural Marketing Acts.

1 Association may import or export stock without a licence

Notwithstanding the provisions of section twenty-five of the *Agricultural Marketing Act, 1934* (which relates to the making of orders for regulating or prohibiting the importation or exportation of agricultural products), the Fat Stock Association may at any time and from time to time, without obtaining a licence issued on behalf of the Department, import into this Isle or export from this Isle any kind or class of fat stock, and shall make such returns as the Department may from time to time require.¹

2 Extension of powers of Fat Stock Association relative to fat stock

The Fat Stock Association are empowered with the consent in writing of the Department (which consent may be either given generally or subject to any particular restrictions or conditions) —

- (1) to slaughter, buy, grade, pack, store, adapt for sale, insure, transport, sell, export from or import into this Isle, and to manufacture and process the products and bye-products (edible and inedible) of any kind or class of fat stock;
- (2) by agreement or resolution, to depute any person to exercise such of the powers and perform such of the duties as the Fat Stock Association is empowered to exercise or perform in relation to any kind or class of fat stock as may be specified in such agreement or resolution, subject to such conditions, exceptions or qualifications as may be specified in such agreement or resolution; and from the date specified in such agreement or resolution the person deputed by such agreement or resolution may exercise such powers and perform such duties, subject as aforesaid; but

¹ [EDITORIAL NOTE: see section 7 for retrospective effect.]

the Fat Stock Association may from time to time, by agreement or resolution, amend, vary, rescind or revoke any such deputation or any such powers, duties, conditions, exceptions or qualifications.

- (3) by agreement, to contract with any person to exercise such of the powers and perform such of the duties as the Fat Stock Association is empowered to exercise or perform in relation to any kind or class of fat stock as may be specified in such agreement, subject to such conditions, exceptions or qualifications as may be specified in such agreement.²

3 Determination of price, etc, of fat stock

- (1) In addition to the powers vested in the Department by the *Agricultural Marketing (No. 2) Act, 1948*, the Department may at any time, and from time to time, by Order, declare or determine that the prices, terms or conditions at or upon which any kind or class of fat stock shall be sold in the Isle of Man shall be the same as the published prices, terms or conditions at or upon which that kind or class of fat stock is, from time to time, offered for sale to the Fatstock Marketing Corporation, Limited, in England and Wales or in such region or area in England and Wales as may be specified in such Order.³
- (2) Every Order under subsection (1) of this section shall be laid before Tynwald at the first available sitting after it is made, and, unless Tynwald by resolution confirms the same at that sitting or at the next succeeding sitting, it shall cease to have effect as and from the day following the date of the next succeeding sitting, but without prejudice to the validity of anything previously done thereunder or to the making of a new Order.⁴
- (3) Any document purporting to contain the published prices, terms or conditions at or upon which any kind or class of fat stock is, or was, during the period specified in such document, offered for sale to the Fatstock Marketing Corporation, Limited, in England and Wales or in any region or area of England and Wales which may be specified in such document, and certified by a person authorised to certify the same by the Fat Stock Association, shall be sufficient evidence in any legal proceedings that the contents of such document are correct and that the person certifying such document is authorised to certify the same; and no proof shall be required of the handwriting of the person certifying the same.⁵

4 Payment of costs

Where the Fat Stock Association shall export fat stock out of this Isle, or where a person deputed to do so by the Fat Stock Association shall export fat stock out of this Isle, or where a person empowered under agreement with the Fat Stock Association to do so shall export fat stock out this Isle, the Department may,

from time to time, by Order, determine the manner in which the cost of transport and the other costs of shipment of such fat stock shall be paid.⁶

5 Interpretation

(1) In this Act, unless the context otherwise requires —

“**Fat Stock Association**” means the Isle of Man Fat Stock Marketing Association constituted by the Fat Stock Scheme, 1935, as amended;

“**fat stock**” means animals of any or all of the following classes or descriptions —

- (a) cattle;
- (b) sheep; or
- (c) pigs;

intended for slaughter for human consumption, or the carcasses or hides or skins or fleeces or wool or offals of any such animals.

(2) If the provisions of —

- (a) any part of any scheme made or to be made under the Agricultural Marketing Acts, 1934 to 1955; or
- (b) any determination made or to be made under any such scheme,

are inconsistent or conflict with the provisions of any order made or to be made by the Department under *the Agricultural Marketing (No. 2) Act, 1948*, or under this Act, the provisions of such order made by the Department shall override the inconsistent or conflicting provisions of such scheme or determination.⁷

(3) Nothing in this Act shall directly or indirectly affect the provisions of any present or future Act or any Order, regulation or bye-law made or to be made under any such Act relating to the prevention of diseases of animals or the improvement of live stock.

6 Short title

This Act may be cited as the Agricultural Marketing Act, 1955, and shall be construed as one with the Agricultural Marketing Acts, 1934 to 1954 and such Acts and this Act may be together cited as the Agricultural Marketing Acts, 1934 to 1955.

7 Commencement

This Act shall come into operation when the Royal Assent thereto has been by the Governor announced to Tynwald and a certificate thereof has been signed by the Governor and the Speaker of the House of Keys, but shall be deemed to have effect from the first day of January, 1955.

ENDNOTES**Table of Endnote References**

¹ S 1 amended by GC55/88.

² S 2 amended by GC121/86.

³ Subs (1) amended by GC121/86.

⁴ Subs (2) substituted by Governor's General Functions (Transfer) Act 1980 Sch 1.

⁵ S 3 substituted by Agricultural Marketing (No. 2) Act 1955 s 1 and amended by Governor's General Functions (Transfer) Act 1980 Sch 1.

⁶ S 4 amended by GC121/86.

⁷ Subs (2) amended by GC121/86.