

Definitions

2. In this Order :—

“ Ministry ” means the Ministry of Agriculture for Northern Ireland ;

“ Inspector ” means an inspector or other authorised officer of the Ministry ;

“ Importer ” includes any person who, whether as owner, consignor, or consignee, agent or broker, is in possession of or in any wise entitled to the custody or control of the article ;

“ Bush ” means a black currant or gooseberry bush and includes a cutting, stock, seedling, or any part of a bush except the fruit ;

“ Plant ” means a strawberry plant and includes runners or any other parts of a strawberry plant for planting.

“ Landing ” includes introduction through the post.

Prohibition of Importation

3. For the prevention of the introduction or spreading of the diseases or pests named in the Schedule to this Order, the landing in Northern Ireland from Great Britain, Eire, The Isle of Man and Channel Islands of any plants or bushes, is hereby prohibited, except under and in accordance with the conditions of a licence issued by the Ministry or by an Inspector. The licence must be produced if required by an Officer of Customs or Inspector when the bush or plant is landed.

Procedure where Plants or Bushes are landed in contravention of this Order

4. If any plants or bushes are landed in Northern Ireland in contravention of this Order, they shall forthwith be destroyed or returned to the sender, unless they are otherwise disposed of in accordance with the conditions of a licence issued by the Ministry or by an Inspector.

Provisions as to Licences

5. A licence granted under Article 3 or Article 4 of this Order shall be in force only during such times and subject to such conditions as may be specified in such licence, and different times and different conditions may be specified in respect of different licences.

Powers of Entry

6. An Inspector may enter on any land or premises on which he has reason to believe that there are bushes or plants landed in contravention of this Order and examine any bush or plant on such land or premises.

Penalties

7. If any person

- (a) lands or attempts to land in Northern Ireland any bush or plant brought from any place out of Northern Ireland without a licence issued by the Ministry or an Inspector ; or
- (b) without the written consent of the Ministry sells or exposes for sale or plants in Northern Ireland any bush or plant which has been landed in contravention of this Order knowing the same to have been so landed ; or
- (c) Contravenes or fails to comply with the conditions of any licence granted under Article 3 or Article 4 of this Order ; or
- (d) wilfully obstructs or impedes an Inspector in the course of his duties under this Order ;

he shall be liable on conviction to a penalty not exceeding ten pounds or, in respect of a second or subsequent offence, to a penalty not exceeding fifty pounds.

Revocation

8. Article 6, paragraph (2) of Article 7 and sub-paragraphs (vii) and (viii) of Article 8 of the American Gooseberry Mildew and Black Currant Mite (Ireland) Order, 1912, are hereby revoked.

Provided that on such revocation the provisions of sub-section (2) of section thirty-eight of the Interpretation Act, 1889, shall have effect as if the provisions revoked had been provisions of an Act of Parliament repealed by another such Act.

Commencement

9. This Order shall come into operation on the twenty-sixth day of August, 1946.

In Witness whereof the Official Seal of the Ministry of Agriculture is hereunto affixed this nineteenth day of August, nineteen hundred and forty-six.

(L.S.)

(Signed) *J. Pimlott,*

Assistant Secretary.

SCHEDULE*A. Diseases or Pests affecting Black Currant Bushes.*

Black Currant Mite (*Eriophyes ribis* Nal.).
Currant Reversion virus.

B. Diseases or Pests affecting Strawberry Plants.

Delicate Strawberry Aphis (*Capitophorus fragariae* Theobald).
Strawberry Crinkle virus.
Strawberry Yellow-edge virus.

C. Disease affecting Gooseberry Bushes.

American Gooseberry Mildew. (*Sphaerotheca mors-uvae* (Schw.) Berk.).