

DESTRUCTIVE INSECTS AND PESTS.

ORDER OF THE MINISTRY OF AGRICULTURE, NORTHERN IRELAND,
DATED 25TH JULY, 1922, UNDER THE DESTRUCTIVE INSECTS
AND PESTS ACTS 1887 AND 1907.

1922. No. 75.

The Ministry of Agriculture for Northern Ireland by virtue and in exercise of the powers vested in it under the Destructive Insects and Pests Acts, 1877 and 1907, and of every other power enabling it in that behalf, orders, and it is hereby ordered as follows:—

Commencement.

1. This Order shall come into operation on the first day of September nineteen hundred and twenty-two.

Definitions.

2. In this Order:—“The Ministry” means the Ministry of Agriculture for Northern Ireland; “Inspector” means an Inspector of the Ministry of Agriculture for Northern Ireland; “Authorised person” means any person authorised by the Ministry; and the expression “plant” shall, where the context permits, include tree and shrub and the fruit, seeds, tubers, bulbs, layers, cuttings or other parts of a plant.

Restriction on Importation of Plants.

3.—(i) The landing in Northern Ireland from any country other than England and Wales Scotland and the Channel Islands, of any of the plants mentioned in the First Schedule to this Order is prohibited except in accordance with the regulations set out in the Third Schedule hereto.

(ii) The importer of any plant the landing of which is regulated by this Article shall comply with the Regulations set out in the Third Schedule hereto.

(iii) This Article shall not apply to any plant the landing of which is authorised by a general licence issued by the Ministry or by a special licence issued by an Inspector or other authorised person or to a consignment of a plant to the Ministry for experimental or scientific purposes.

Powers of Entry.

4. An Inspector or other authorised person may, upon production if so required of his appointment or authority, enter any premises and examine any plant on such premises which has been landed in Northern Ireland from any country except as aforesaid or on which he has reason to believe that an insect or pest mentioned in the Second Schedule to this Order exists or has recently existed.

Precautions to be adopted in case of Disease.

5.—(1) An inspector or other authorised person may at any time, and from time to time, by a Notice served on the occupier of premises on which he has reason to believe that there is any plant attacked with any insect or pest mentioned in the Second Schedule to this Order require him to adopt such measures for prevention of the spread of the insect or pest as are specified in the Notice.

(2) A Notice under this Article may prescribe the time within which the adoption of any measure thereby prescribed shall be completed.

Power to deal with living specimens of Insects or pests.

6. No person shall land, sell, or offer for sale, a living specimen of any insect or pest mentioned in the Second Schedule to this Order, except with the written permission of the Ministry, and an Inspector or other authorised person may, by a Notice served on any person having in his possession, or under his charge any such living specimen, require him to adopt such measures for the prevention of the spread of the insect or pest as are specified in the Notice.

Services of Notices, etc.

7. For the purpose of this Order, a Notice shall be deemed to be served on any person if it is delivered to him personally, or left for him at his last known place of abode or business, or sent through the post in a letter addressed to him there; and a Notice purporting to be signed by an Inspector or other authorised person shall be *prima facie* evidence that it was signed by him.

Information to be given as to Diseased Plants or parts thereof.

8. Every person who has or has had in his possession, or under his charge any plant which is attacked by any insect or pest mentioned in the Second Schedule to this Order, and every person who as auctioneer, salesman, or otherwise has sold, or offered for sale any such plant shall, if so required in writing by the Ministry or an Inspector, or other authorised person, give to the Ministry or Inspector, or other authorised person, all such information as he possesses as to the persons in whose possession, or under whose charge the plant is or has been; provided that any information given under this Article shall not be available as evidence against the person giving the same in any prosecution under this Order, except in respect of an alleged failure to comply with this Article.

Offences.

9.—(1) Every person shall be liable on conviction to a penalty not exceeding ten pounds, who does any act in contravention of this Order or the Regulations in the Third Schedule to this Order

or any Notice served on him under this Order, or fails to do any act which he is required to do by this Order, or the said Regulations or any such Notice.

(2) This Article does not apply to the landing, or attempted landing of anything in contravention of this Order, the penalty for which is provided by Section 1 of the Destructive Insects Act, 1877, as amended by the Destructive Insects and Pests Act, 1907.

Revocation of Order.

10.—(1) Clause 6 of the American Gooseberry Mildew and Black Currant Mite (Ireland) Order, 1912, and Clause 3 (1) of the Potatoes Importation (Ireland) Order, 1920, in so far as they concern bushes and potatoes coming from places other than England, and Wales, Scotland and the Channel Islands are hereby revoked.

(2) The Foreign Potatoes (Ireland) Order, 1910, is hereby revoked, provided that such revocation shall not :—

- (a) affect the previous operation of these Orders, or anything duly done, or suffered thereunder ; or
- (b) affect any right, privilege, obligation or liability acquired, accrued or incurred thereunder ; or
- (c) affect any penalty incurred in respect of any offence committed against such Orders ; or
- (d) affect any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability or penalty as aforesaid.

and any such investigation, legal proceeding or remedy may be instituted, continued, or enforced, and any such penalty may be imposed as if this Order had not been made.

Application of the Order.

11. This Order shall apply to Northern Ireland.

Short Title.

12. This Order may be cited as the Destructive Insects and Pests (Northern Ireland) Order of 1922.

In witness whereof the Official Seal of the Ministry of Agriculture for Northern Ireland is hereunto affixed, this twenty-fifth day of July, nineteen hundred and twenty-two.

(Signed)

James S. Gordon,
Secretary.

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First Schedule.

(a) All living plants with a persistent woody stem above ground, and parts of the same, except seeds, when for use in propagation, such as fruit trees, stocks and stools, forest trees, and ornamental shrubs and grafts, layers and cuttings thereof.

(b) All potatoes; and all tubers, bulbs, rhizomes, corms, and hopstalks for planting.

(c) Seeds of onions and of leeks for sowing.

(d) Gooseberries.

*Second Schedule.**Fungi.*

Black Knot of Plum and Cherry (*Floutrightia morbosa* Sacc.)

Fire or Pear Blight (*Bacillus amylovorus*, Trev.)

Chestnut Canker (*Endothia parasitica*, (Murr.) Ander and Ander.)

Wart Disease or Black Scab of Potatoes (*Synchytrium endobioticum*, Perc.)

Onion and Leek Smut (*Urocystis cepulae*, Frost.)

Downy Mildew of Hops (*Peronosplasmopara humuli*, Miy. et Taka.)

Insects.

Vine Louse (*Phylloxera vastatrix*, Planch.)

American Apple Capsids (*Heterocoordylus malinus*, Reut. and *Lygidea mendax*.

(Reut.)

Pear Tingid (*Stephanitis pyri*, Fab.)

Colorado Beetle (*Leptinotarsa decemlineata*, Say.)

Plum Curculio (*Conotrachelus nenuphar*, Herbst.)

Potato Moth (*Phthorimaea operculella*, Zell.)

American Lackey Moths (*Malacosoma americana*, Fab and *M. disstria*, Hübner.)

Oriental Fruit Moth (*Cydia molesta*, Busck.)

San Jose Scale (*Aspidiotus perniciosus*, Comst.)

Japanese Fruit Scale (*Diaspis pentagona*, Newst.)

Apple Fruit Fly (*Rhagoletis pomonella*, Welsh.)

Cherry Fruit Flies (*Rhagoletis cerasi*, Linn., *R. cingulata*, Loew., and *R. fausta*, Osten Sacken.)

Gooseberry Fruit Fly (*Epochra canadensis*, Loew.)

*Third Schedule.**Regulation Governing the Importation of Plants into Northern Ireland.*

1. The restrictions on landing imposed by the Order and these Regulations do not apply to plants, the landing of which is authorised by a general licence issued by the Ministry or by a special licence issued by an Inspector or other authorised person, or to consignments of plants to the Ministry for experimental or scientific purposes.

Inspection and Certification as a condition of Entry.

2. (a) In the case of an importation of plants, otherwise than through the post, from a country whose service of plant inspection is recognised for the time being, each consignment must be accompanied by two copies of a certificate issued after inspection, and not more than 14 days prior to the date of shipment, by a duly authorised official of the country whence the plants are exported in the form prescribed below. One copy of the certificate must be produced to the Customs Officer at the port of entry, and the other copy must be forwarded by the importer to the consignee. In the case of consignments imported through the post, a copy of the prescribed certificate need not be produced to the Customs Officer, but a copy must be affixed to each package.

The original of the certificate must be forwarded by post before the plants are despatched, by the exporter to the Ministry of Agriculture for Northern Ireland, Wellington Place, Belfast.

No.....

Certificate of Examination of Plants.

This is to certify that the plants included in the package or consignment described below were thoroughly inspected by a duly authorised official of on, and were found, or believed by him to be healthy and free from any of the plant diseases or pests named in the Second Schedule to the Destructive Insects and Pests (Northern Ireland) Order of 1922.

This additional certificate must be given for all potatoes :—

Further, it is hereby certified that no case of the disease, known as Wart Disease or Black Scab of Potatoes (*Synchytrium endobioticum*) has occurred on the farm or holding where the potatoes included in this consignment were grown nor within 500 yards (approximately $\frac{1}{2}$ kilometre) thereof.

(Signed)

(Official Status)

The following details must be filled in by the Shipper :—

Number and description of packages in consignment.....
 Distinguishing marks

Description of plants

Grown at

Name and Address of Exporter

Name and Address of Consignee

Name of Vessel

Date of Shipment

Port of Shipment

Port of Landing in Northern Ireland

Approximate Date of Landing

(Signed)

An Inspector of the Ministry of Agriculture for Northern Ireland or other authorised person, may open and examine the contents of any consignment or package imported or believed to have been imported into Northern Ireland, notwithstanding the fact that the consignment may be accompanied by, or the package may have attached thereto, the duly authorised copy certificate.

(b) In the case of an importation of plants from a country where no recognised service of plant inspection is maintained, and in the case of a consignment of plants which is not accompanied by copy certificates as above mentioned, or of a package of plants imported through the post to which a copy certificate is not attached the plants shall be retained by the importer or consignee until they have been examined by an Inspector of the Ministry of Agriculture for Northern Ireland or other authorised person, at a suitable place designated by the inspector or other authorised person, or by the Ministry, and certified in writing to be healthy and free from the insects and pests mentioned in the Second Schedule to this Order, or until their removal has been authorised in writing by the Ministry or by an Inspector of the Ministry or other authorised person.

(c) Any imported plants, which, on inspection, are found to be unhealthy or attacked by any insect or pest mentioned in the Second Schedule to this Order, and which, in the judgment of the Inspector or other authorised person, cannot be cleaned by disinfection or other treatment, shall, with the packing and package, either be destroyed or returned to the country of exportation by the importer thereof.

(d) When disinfection or other treatment of the plants is allowed, it shall be carried out by the importer, and under the supervision of an Inspector of the Ministry of Agriculture for Northern Ireland or other authorised person at a suitable place designated by the Inspector or other authorised person or the Ministry, and no part of the consignment shall be moved from the place designated without the written consent of the Inspector of the Ministry of Agriculture for Northern Ireland, or other authorised person.

(e) The Ministry's charge for the services of the Inspector or other authorised person and all charges for storage, cartage, and labour, incident to the inspection and disinfection, shall be paid by the importer.

3. Plants will not be deemed to be healthy which are attacked by any insect or pest mentioned in the Schedule, and the Note to the Sale of Diseased Plants (Northern Ireland) Order of 1922.

Black Scab in Potatoes.

THE BLACK SCAB IN POTATOES (NORTHERN IRELAND) No. 3 ORDER, 1922.*

1922. No. 76.

The Ministry of Agriculture, Northern Ireland, by virtue and in exercise of the powers vested in it under the Destructive Insects and Pests Acts, 1877 and 1907 (40 & 41 Vict., Ch. 68 and 7, Edw. 7, Ch. 4), and of every power in that behalf enabling it, orders, and it is hereby ordered as follows :—

Restriction on Movement of Potatoes out of Scheduled Districts.

1.—(1) Excepting potatoes grown in District No. 1, described in the First Schedule to this Order, which are shipped for direct export from Ireland at Annalong, Ardglass, Ballyhalbert, Ballywalter, Dundrum, Greencastle, Kilkeel, Killough, Kircubbin, Newcastle, Newry, Portaferry, Portavogie, Rostrevor, Strangford, or Warrenpoint, potatoes shall not be moved out of the aforesaid districts otherwise than under and subject to the conditions of a licence under this Order authorising such movement.

(2) Potatoes grown in District No. 2, described in the First Schedule to this Order, shall not be moved out of the aforesaid Districts otherwise than under and subject to the conditions of a licence under this Order authorising such movement.

(3) The foregoing provisions of this Article in regard to licences shall not apply to potatoes grown outside the districts described in the First Schedule to this Order (hereinafter referred to as the scheduled districts) which pass through any of the aforesaid districts in course of transit by railway but are not loaded or unloaded at any place within the aforesaid districts.

(4) Potatoes shall not be loaded on any railway truck or railway waggon at any railway station, or other place within any of the scheduled districts, unless the person causing, directing or permitting the potatoes to be so loaded shall have obtained a licence under this Order authorising such loading.

*Orders No. 1 and No. 2 were repealed by this order : see *post*, page 31.