PESTS

1952 No. 225 (S. 11)

The Blackcurrant Reversion (Scotland) Order, 1952

Made - - - -	*2nd February*, 1952
Laid before Parliament	*7th February*, 1952
Coming into Operation	*1st March*, 1952

In exercise of the powers conferred upon me by the Destructive Insects and Pests Acts, 1877 to 1927(**a**), and of all other powers enabling me in that behalf, I hereby make the following Order:—

Short title, commencement and interpretation

1.—(1) This Order may be cited as the Blackcurrant Reversion (Scotland) Order, 1952, and shall come into operation on the 1st day of March, 1952.

(2) In this Order—

"blackcurrant reversion" means a condition in which leaves and other parts of a blackcurrant plant are permanently malformed by virus infection in a manner recognisable as reversion:

"inspector" means an Inspector or other officer authorised by the Secretary of State.

(3) The Interpretation Act, 1889(**b**), applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Examination of blackcurrant plants

2. If it appears to the Secretary of State from a complaint made to him by a person who is the occupier of land on which blackcurrant plants are growing that any blackcurrant plant growing on any land in the vicinity of the land occupied by the person making the complaint is so affected with blackcurrant reversion that other blackcurrant plants may also become so affected, the Secretary of State may thereupon cause an inspector to examine the plant suspected of being so affected and any other blackcurrant plants growing on any lands in the vicinity of such plant.

Prevention of spread of infection

3. After examination of any plants under article 2 hereof the inspector shall report the result of his examination to the Secretary of State who after consideration of said report shall, if satisfied that any such plants or any parts thereof are affected with blackcurrant reversion, serve on the occupier of the land on which such plants are growing a notice requiring him, within such time as may be specified in the notice, to uproot and burn such plants.

Power of entry

4. For the purpose of making an examination under article 2 hereof or for the purpose of ascertaining whether a notice served under article 3 hereof has been complied with, an inspector may, upon production if so required

(**a**) 40 & 41 Vict. c. 68. ; 7 Edw. 7. c. 4. ; and 17 & 18 Geo. 5. c. 32.
(**b**) 52 & 53 Vict. c. 63.

of his appointment or authority, enter any land and examine any blackcurrant plant thereon, and the occupier of such land shall give to him all reasonable facilities for carrying out the examination.

Service of notices

5. 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 residence or place of business or sent by post in a letter addressed to him at his last known residence or place of business.

Penalties

6. Every person who—

(1) fails to comply with any notice served under article 3 of this Order; or

(2) fails to give to an inspector all reasonable facilities as required by this Order; or

(3) wilfully obstructs or impedes an inspector in the exercise of his powers under this Order,

shall be guilty of an offence and shall be liable on conviction to a penalty not exceeding ten pounds, or in the case of a second or subsequent offence to a penalty not exceeding fifty pounds.

Dated this 2nd day of February, 1952.

James Stuart,
One of His Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

This Order makes provision for examination of blackcurrant plants suspected of being affected with reversion and gives power to the Secretary of State to order destruction of any plants found to be so affected.

1952 No. 1929

The Importation of Forest Trees (Prohibition) Order, 1952

Made - - - -	*6th November,* 1952
Laid before Parliament	*7th November,* 1952
Coming into Operation	*12th November,* 1952

The Forestry Commissioners by virtue and in exercise of the powers vested in them by Section 2 of the Destructive Insects Act, 1877(a), as amended by Section 1 of the Destructive Insects and Pests Act, 1907(b), and Section 1 of the Destructive Insects and Pests Act, 1927(c), respectively and by Section 3 of

(a) 40 & 41 Vict. c. 68. (b) 7 Edw. 7. c. 4. (c) 17 & 18 Geo. 5. c. 32.