Amendment of Article 12 of the principal Order

5. For Article 12 of the principal Order shall be substituted :—

" 12.—(1) Any person who fails to comply with or acts in contravention of the provisions of Article 2 (2) or of Article 2 (3) of this Order shall be liable, on summary conviction, to a fine not exceeding one hundred pounds, or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment.

(2) Any person who fails to comply with or acts in contravention of any of the other provisions of this Order or of any notice given or served under this Order or wilfully obstructs an Inspector in the exercise of his powers under this Order, shall be liable, on summary conviction, to a fine not exceeding fifty pounds."

In Witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this twenty-first day of March, nineteen hundred and fifty.

(L.S.) *T. Williams,*
Minister.

EXPLANATORY NOTE

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

This Order increases the penalties which may be imposed for offences under the Colorado Beetle Order of 1933 and authorises Inspectors and other authorised officers to enter and to take precautionary measures in connection with any crop on any land to which Colorado Beetle may spread. It also clarifies the definition of Colorado Beetle.

The Colorado Beetle (Amendment) (Scotland) Order, 1950

1950 No. 964 (S. 70)

Made - - - -	12*th June*, 1950
Laid before Parliament	14*th June*, 1950
Coming into Operation	15*th June*, 1950

In exercise of the powers conferred on me by the Destructive Insects and Pests Acts, 1877 to 1927(a), and section 11 of the Agriculture (Miscellaneous Provisions) Act, 1949(b), and of all other powers enabling me in that behalf, I hereby order as follows :—

1.—(1) This Order may be cited as the Colorado Beetle (Amendment) (Scotland) Order, 1950, and shall come into operation on the 15th day of June, nineteen hundred and fifty.

(2) This Order and the Colorado Beetle (Scotland) Order of 1933(c) (hereinafter referred to as " the principal Order ") shall be read as one and may be cited together as the Colorado Beetle (Scotland) Orders, 1933 and 1950.

(a) 40 & 41 Vict. c. 68 ; 7 Edw. 7. c. 4 ; 17 & 18 Geo. 5. c. 32.
(b) 12, 13 & 14 Geo. 6. c. 37. (c) S.R. & O. 1933 (No. 838) p. 760.

2. The principal Order shall have effect subject to the following amendments :—

(1) For sub-paragraph (2) of Article 3 of the principal Order there shall be substituted the following sub-paragraph—

"(2) have in his possession or distribute in any manner any live Colorado Beetle in any stage of existence which has been removed from any crop".

(2) For paragraph (2) of Article 9 of the principal Order there shall be substituted the following paragraph—

"(2) An Inspector and any person authorised in writing by him for the purpose, may, upon production, if so required, of his appointment or authority, enter upon any land to which, in the opinion of the Inspector, Colorado Beetle may spread and may take such steps thereon as the Inspector may think expedient in connection with any crop for preventing the spread of Colorado Beetle :

Provided that nothing herein contained shall authorise the destruction of any crop growing upon any land which is not or does not form part of an infected place".

(3) For Article 13 of the principal Order there shall be substituted the following Article—

"13.—(1) Any person who fails to comply with or acts in contravention of the provisions of sub-paragraph (2) or sub-paragraph (3) of Article 3 of this Order shall be liable, on summary conviction, to a fine not exceeding one hundred pounds, or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment.

(2) Any person who fails to comply with or acts in contravention of any of the other provisions of this Order or of any notice given or served under this Order or wilfully obstructs an Inspector in the exercise of his powers under this Order, shall be liable, on summary conviction, to a fine not exceeding fifty pounds".

(4) For the definition of "Colorado Beetle" occurring in Article 14 of the principal Order there shall be substituted the following definition—

"'Colorado Beetle' means the insect known as *Leptinotarsa decemlineata* (Say.) in any stage of existence".

Dated this 12th day of June, nineteen hundred and fifty.

Hector McNeil,
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 increases the penalties which may be imposed for offences under the Colorado Beetle (Scotland) Order, 1933, and authorises Inspectors and other authorised officers to enter and to take precautionary measures in connection with any crop on any land to which Colorado Beetle may spread. It also clarifies the definition of Colorado Beetle.