2.—(1) In these Rules the following expressions have the meanings hereby respectively assigned to them, that is to say:—

"civil servant" has the meaning assigned to it by subsection (1) of section 17 of the Act;

"pension" has the meaning assigned to it by subsection (1) of section 17 of the Act;

"the Superannuation Acts" means the Superannuation Acts, 1834 to 1950, and any Act amending those Acts.

(2) The Interpretation Act, 1889(a), shall apply to the interpretation of these Rules as it applies to the interpretation of an Act of Parliament.

3. These Rules may be cited as the Superannuation (Wheat Commission and Civil Service) Transfer Rules, 1958, and shall come into operation on the 5th day of November, nineteen hundred and fifty-eight.

Dated this 29th day of October, nineteen hundred and fifty-eight.

Harwood Harrison,
R. Brooman-White,
Two of the Lords Commissioners of Her Majesty's Treasury.

EXPLANATORY NOTE

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

The purpose of these Rules is to enable established civil servants who, before 2nd November, 1957, transferred to the Civil Service from pensionable employment with the Wheat Commission to count their service with the Wheat Commission towards any period of service necessary to qualify for benefits under the Superannuation Acts.

PESTS

DESTRUCTIVE INSECTS AND PESTS

1958 No. 1814

The Fire Blight Disease Order, 1958

Made - - - -	30*th October*, 1958
Laid before Parliament	5*th November*, 1958
Coming into Operation	6*th November*, 1958

The Minister of Agriculture, Fisheries and Food by virtue and in exercise of the powers vested in him by Section 2 of the Destructive Insects Act, 1877(b), as amended by Section 1 of the Destructive Insects and Pests Act, 1907(c), and Section 1 of the Destructive Insects and Pests Act, 1927(d), respectively, and of all other powers enabling him in that behalf, hereby makes the following Order:—

Citation and Commencement

1. This Order may be cited as the Fire Blight Disease Order, 1958, and shall come into operation on the 6th day of November, 1958.

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

Interpretation

2.—(1) In this Order, unless the context otherwise requires,

"authorised officer" means an officer of the Ministry of Agriculture, Fisheries and Food authorised by the Minister for the purposes of this Order;

"bees" means honey bees, and includes such bees in any stage of their life cycle;

"fire blight disease" means the disease of fruit trees and other trees caused by the bacterium *Erwinia amylovora* (Burrill) Winslow *et al.*;

"hive" includes any receptacle used or formerly used to house a colony of bees;

"Minister" means the Minister of Agriculture, Fisheries and Food;

"tree" includes bush and cane.

(2) The Interpretation Act, 1889(a), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Notice of Infection

3. The occupier or other person in charge of any land who knows or has reason to suspect that any tree present on such land is infected with fire blight disease shall forthwith give to the Minister notice in writing of the infection or suspected infection.

Powers of Entry, Inspection and Sampling

4. An authorised officer upon production if so required of his authority may, for the purposes of this Order, enter upon any land or premises and, in particular, may examine and mark any trees thereon which appear to him to be infected with fire blight disease and may cut off or detach and take away any part of any tree.

Powers to deal with Infected Trees or Trees suspected of being Infected

5.—(1) An authorised officer may by notice in writing served on the occupier or other person in charge of any land on which trees infected with fire blight disease or suspected by the authorised officer of being so infected are present require him, within such time or times or during such period or periods as may be specified in the notice, to do one or more of the following things namely,

(*a*) to grub up and destroy by fire at the premises the whole of any trees specified in the notice,

(*b*) to cut off or detach and destroy by fire at the premises such parts of such trees as may be specified in the notice,

(*c*) to treat in such manner as may be specified in the notice such trees or parts thereof as may be specified in the notice,

(*d*) to destroy by fire at the premises such fruit taken from trees growing on the said land as may be specified in the notice,

(*e*) not to remove or permit to be removed from the premises any trees, pollen, budwood, scions or other parts of any trees except under and in accordance with the conditions of a licence issued by the Minister,

(*f*) not to bring or permit to be brought on to the premises or remove or permit to be removed from the premises any hives or bees except under and in accordance with the conditions of a licence issued by the Minister,

(a) 52 & 53 Vict. c. 63.

(*g*) to take such other steps for the prevention of spread of fire blight disease as may be prescribed in the notice.

(2) A notice served pursuant to paragraph (1) of this Article may at any time be amended, modified or withdrawn by a further notice in writing served upon the occupier or other person in charge of the land referred to.

(3) Nothing in this Order shall prevent any person, upon whom a notice has been served pursuant to paragraph (1) of this Article, from completely destroying by fire the whole of any trees in respect of which the notice has been served upon him and if he shall so destroy them he shall be deemed to have complied with the notice so far as it relates to those trees.

(4) If upon an inspection by an authorised officer it shall appear that any person shall have failed to carry out the requirements of a notice, served pursuant to paragraph (1) of this Article, being requirements referred to in sub-paragraphs (*a*), (*b*), (*c*), (*d*) or (*g*) thereof, within the time or times specified in such notice, then without prejudice to any proceedings under the Order consequent upon such failure, an authorised officer or a person acting under his instructions may enter on the premises and carry out such requirements; and the cost of carrying out such requirements shall be recoverable by the Minister as a civil debt from the person on whom the notice was served.

(5) In this Article "premises" means the whole or any part of the premises occupied by or in the charge of the person upon whom a notice has been served pursuant to paragraph (1) of this Article and upon any part of which there are or have been present the trees referred to in the said paragraph.

Service of Notices

6. For the purposes of this Order a notice shall be deemed to be served on or given to 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.

Exemption for Purpose of Research

7. The Minister may by a licence in writing exempt from any of the provisions of this Order, in accordance with the conditions of such licence, the occupier or other person in charge of any land on which trees are grown for the purpose of experiment or research.

Offences

8. Any person who fails to comply with or who acts in contravention of this Order or of the terms or conditions of any notice served or licence issued thereunder or who wilfully obstructs any person in the exercise of his powers under this Order shall commit an offence and be liable on conviction to a fine not exceeding ten pounds or in respect of a second or subsequent offence to a fine not exceeding fifty pounds.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this thirtieth day of October, nineteen hundred and fifty-eight.

(L.S.) *John Hare,*
Minister of Agriculture, Fisheries and Food.

EXPLANATORY NOTE

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

This Order requires growers in England and Wales of fruit or other trees which are infected with fire blight disease to notify the Minister of Agriculture, Fisheries and Food of the fact. Authorised officers of the Ministry may by notice require occupiers of land on which trees infected or suspected of being infected with fire blight disease are present to grub up and burn any trees or parts of trees and to take other steps to prevent the spread of the disease; may enter land or premises and carry out such measures if the occupier fails to do so; and may inspect and take samples from trees. The requirements of the Order may be relaxed for scientific or research purposes under licence from the Minister. Penalties are provided for breaches of the Order.

1958 No. 312

The Importation of New Potatoes and Raw Vegetables Order, 1958

Made - - - -	*26th February*, 1958
Laid before Parliament	*28th February*, 1958
Coming into Operation	*1st March*, 1958

The Minister of Agriculture, Fisheries and Food by virtue and in exercise of the powers vested in him by Section 1 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 of every other power enabling him in this behalf orders as follows:—

Citation and Commencement

1. This Order may be cited as the Importation of New Potatoes and Raw Vegetables Order, 1958, and shall come into operation on the 1st day of March, 1958.

Modification of Requirements on Importation of New Potatoes from France, Italy, Portugal and Spain

2. Notwithstanding anything contained in Article 7 of the Importation of Plants Order, 1955(d), new potatoes grown in France, Portugal, Spain or the region of Latium in Italy may, during the periods indicated hereunder in relation to the particular country or region, be landed in England or Wales under the authority of this Order, provided that

(*a*) they have been grown at a distance of at least 2 kilometres from any place where the disease known as Wart Disease or Black Scab of potatoes (*Synchytrium endobioticum* (Schilb.) Perc.) or the disease known as Ring Rot (*Corynebacterium sepedonicum* (Spieck. & Kotth.) Skaptason & Burkholder) has occurred at any time;

(*b*) they have been grown in a district where an intensive system of control of Colorado beetle (*Leptinotarsa decemlineata* Say.) is in operation;

(a) 40 & 41 Vict. c. 68.
(b) 7 Edw. 7. c. 4.
(c) 17 & 18 Geo. 5. c. 32.
(d) S.I. 1955/81 (1955 II, p. 1841).