1955 No. 404 (S. 43)

The Importation of Vegetables (Scotland) Order, 1955

Made - - - -	12*th March*, 1955
Laid before Parliament	18*th March*, 1955
Coming into Operation	1*st April*, 1955

In exercise of the powers conferred upon me 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 all other powers enabling me in that behalf, I hereby make the following Order:—

Citation and Commencement

1. This Order may be cited as the Importation of Vegetables (Scotland) Order, 1955, and shall come into operation on 1st April, 1955.

Interpretation

2.—(1) In this Order, "vegetables" does not include potatoes.

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

Modification of Requirements on Importation of Vegetables

3. Notwithstanding anything contained in Articles 6 or 7 of the Importation of Plants (Scotland) Order, 1955(e) the landing in Scotland, during the periods indicated in relation to the particular country and districts, of the raw vegetables mentioned below, grown in the countries and districts specified, is hereby authorised subject to the conditions contained in this Order:—

BELGIUM (DISTRICTS OF LOUVAIN AND MALINES ONLY)

Cauliflowers, summer and winter varieties (trimmed)	1st April, 1955 to 15th May, 1955 (both dates inclusive).
Carrots, with foliage not exceeding five inches	1st April, 1955 to 15th October, 1955 (both dates inclusive).

FRANCE (DISTRICTS OF BARFLEUR, CAEN, CREANCES, LANNION, NANTES, PERROS-GUIREC, RENNES AND SAINT POL DE LEON ONLY)

Cauliflowers, summer and winter varieties (trimmed)	1st April, 1955 to 15th May, 1955 (both dates inclusive).
Carrots, with foliage not exceeding five inches	1st April, 1955, to 15th October, 1955 (both dates inclusive).

(i) *The Netherlands* (*All Districts*)

Cauliflowers, summer and winter varieties (trimmed)	1st April, 1955 to 15th May, 1955 (both dates inclusive).
Carrots, with foliage not exceeding five inches	1st April, 1955 to 15th October, 1955 (both dates inclusive).

(a) 40 & 41 Vict. c. 68. (b) 7 Edw. 7. c. 4. (c) 17 & 18 Geo. 5. c. 32.
(d) 52 & 53 Vict. c. 63. (e) S.I. 1955/405 (p. 1850 above).

All other raw vegetables (including lettuce) except root vegetables free from foliage, asparagus, aubergines, capsicums, cucumbers, green beans, green peas, marrows, mushrooms, onions, shallots, pimentos, pumpkins, tomatoes and witloof chicory.	1st April, 1955 to 30th April, 1955 (both dates inclusive).

(ii) *The Netherlands* (*Westland District and the Islands of the Province of South Holland only*)

Cauliflowers, summer and winter varieties (trimmed)	1st April, 1955 to 31st May, 1955 (both dates inclusive).

Certificates to Accompany Consignments

4.—(1) Each consignment of vegetables landed in pursuance of the authority given by Article 3 of this Order shall be accompanied by a certificate in the form set out in the Schedule to this Order.

(2) The certificate prescribed in this Article shall be duly completed and signed by or on behalf of an authorised officer of the Phytopathological Service of the country in which the vegetables were grown and shall include a translation thereof in the language of that country, which translation, if it is in a document separate from the certificate, shall also be duly completed and signed by or on behalf of the said authorised officer.

(3) The certificate prescribed in this Article shall be delivered to the proper officer at the same time as, and together with, the entry relating to the consignment.

In this paragraph the expression "proper officer" has the like meaning in the Customs and Excise Act, 1952(a) and the reference to the entry shall be construed as a reference to the entry delivery of which is to be made in accordance with the provisions of that Act.

Restrictions on Importation

5. No vegetables shall be landed in pursuance of the authority given by Article 3 of this Order unless—

(*a*) they have been examined by an authorised officer of the Phytopathological Service of the country in which they were grown and were believed by him to be free from Colorado beetle (*Leptinotarsa decemlineata* Say.) infestation;

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

Application of Principal Order

6. For the purpose of the administration and enforcement of this Order Articles 8 to 14 inclusive of the Importation of Plants (Scotland) Order, 1955 shall have effect in respect of this Order and anything done and any vegetables imported in pursuance thereof as if those provisions formed part of this Order.

Dated this 12th day of March, 1955.

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

(a) 15 & 16 Geo. 6 & 1 Eliz. 2. c. 44.

SCHEDULE

Phytosanitary Certificate

PLANT PROTECTION SERVICE

OF ..... No. .....

This is to certify that the plant products described below are believed to conform with the current phytosanitary regulations of the importing country.

..... 19 .....

.....
(Signature)

.....
(Rank)

(Stamp of the Service)

DESCRIPTION OF THE CONSIGNMENT

Name and address of exporter: .....

Name and address of consignee: .....

Number and description of packages: .....

Distinguishing marks: .....

Origin: (Grown at)* .....

Means of conveyance: .....

Point of entry: .....

Quantity and name of produce: .....

Botanical name: .....

* State precise location.

EXPLANATORY NOTE

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

The Importation of Plants (Scotland) Order, 1955 which on 1st April, 1955 replaces the Importation of Plants (Scotland) Orders, 1947 to 1954 includes restrictions on the landing of vegetables in Scotland.

This Order modifies those restrictions for specified periods of the year 1955 in respect of certain vegetables from specified districts of Belgium, France and the Netherlands.