STATUTORY INSTRUMENTS

1963 No. 251

PESTS

DESTRUCTIVE INSECTS AND PESTS

The Planting of Potatoes (Redskin Variety) Order 1963

Made - - - -	*8th February* 1963
Laid before Parliament	*15th February* 1963
Coming into Operation	*18th February* 1963

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(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 him in that behalf, hereby makes the following Order:—

Citation and Commencement

1. This Order may be cited as the Planting of Potatoes (Redskin Variety) Order 1963 and shall come into operation on the 18th February 1963.

Interpretation

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

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

"certified seed potatoes" means seed potatoes obtained from crops grown in Scotland, Northern Ireland, the Republic of Ireland, England, Wales or the Isle of Man which crops were certified under a scheme for the inspection of growing crops of potatoes authorised by the Secretary of State for Scotland, the Ministry of Agriculture for Northern Ireland, the Minister of Agriculture for the Republic of Ireland, the Minister of Agriculture, Fisheries and Food (as to England and Wales) or the Isle of Man Board of Agriculture and Fisheries as the case may be;

"certificate" means a certificate issued under one of the schemes referred to in the definition of "certified seed potatoes";

"Ministry" means the Ministry of Agriculture, Fisheries and Food.

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

Notification of Proposed Planting of Redskin Potatoes

3.—(1) The occupier of, or other person in charge of, any land in which it is proposed before the 1st January 1964 to plant any potatoes, not being certified seed potatoes, of the variety commonly known as Redskin shall, not less than fifteen days before the day on which the planting is to commence, give to the Ministry at its Divisional Office for the area in which the said land is situated, notice of the address or other sufficient particulars of the situation of the land on which the potatoes are to be planted and of the area to be planted.

(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.

(2) The occupier of, or other person in charge of, any land in which it is proposed before the 1st January 1964 to plant any potatoes, being certified seed potatoes, of the variety commonly known as Redskin shall, not less than one clear day before the day on which the planting is to commence, give to the Ministry at its Divisional Office for the area in which the said land is situated, notice of the address or other sufficient particulars of the situation of the land on which the potatoes are to be planted, of the area to be planted, and the reference letters and number of the relevant certificate.

(3) The obligations imposed by paragraphs (1) and (2) of this Article shall not apply to the planting of potatoes of the aforesaid variety in an area or areas together not exceeding one acre and forming part of an allotment garden or private garden.

Examination and Sampling

4. An authorised officer, upon production if so required of his authority, may, for the purposes of this Order, enter any land or premises and examine and take samples of any potatoes found there.

Licences

5. An authorised officer may, on being requested to do so by a person who has given notice in accordance with the requirements of paragraph (1) of Article 3 of this Order, issue to such person a licence permitting the planting of the potatoes referred to in the said notice notwithstanding that the period of fifteen days from the giving of the notice shall not have expired.

Offences

6. Any person who fails to comply with the requirements of this Order or who wilfully obstructs an authorised officer in the exercise of his powers under this Order shall be liable on conviction to a penalty not exceeding ten pounds or, in respect of a second or subsequent offence, to a penalty not exceeding fifty pounds.

In Witness whereof the official seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on the 8th February 1963.

(L.S.) *Christopher Soames,*
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 that the Ministry of Agriculture, Fisheries and Food shall be notified of the planting at any time before the 1st January 1964 of potatoes of the variety Redskin. The notification is to be given by the occupier of the land at least fifteen days before planting in the case of uncertified potatoes and at least one day before planting in the case of certified potatoes. An officer authorised for the purposes of the Order may enter any land and premises and examine and take samples of potatoes there.