1957 No. 753

The Red Core Disease of Strawberry Plants Order, 1957

Made - - - -	*29th April*, 1957
Laid before Parliament	*2nd May*, 1957
Coming into Operation	*3rd May*, 1957

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 Red Core Disease of Strawberry Plants Order, 1957, and shall come into operation on the 3rd day of May, 1957.

Revocation

2. The Red Core Disease of Strawberry Plants Order, 1952(d), is hereby revoked but without prejudice to any right, privilege, obligation or liability acquired, accrued or incurred before the date of the said revocation and in particular any notice or licence given or served under that Order shall not be affected by anything in this Order but any such notice or licence which is in force at the date of the commencement of this Order shall continue in force and shall have effect as if it had been given or made under the corresponding provision of this Order.

Interpretation

3.—(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.

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

"red core disease" means the disease of strawberry plants caused by the fungus *Phytophthora fragariae* (Hickman).

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

Notice of Infection

4. The occupier or other person in charge of any land who knows or suspects that any strawberry plants growing on such land are infected with red core disease shall forthwith give to the Minister notice in writing of the infection or suspected infection.

(a) 40 & 41 Vict. c. 68. (b) 7 Edw. 7. c. 4. (c) 17 & 18 Geo. 5. c. 32.
(d) S.I. 1952/1920 (1952 II p. 2427). (e) 52 & 53 Vict. c. 63.

Declaration of Infected Land

5.—(1) If it appears to the Minister that strawberry plants infected with red core disease are growing or have at any time been grown in any field, garden or allotment the Minister may by notice in writing served upon the occupier or other person in charge of the field, garden or allotment declare the whole or such part thereof as he shall deem appropriate to be infected land for the purposes of this Order.

(2) A notice served under paragraph (1) of this Article shall define by reference to a map or plan or otherwise the extent of the area declared to be infected land.

(3) A notice served under paragraph (1) of this Article may be amended, modified or withdrawn by the Minister by a further notice in writing served upon the occupier or other person in charge of the land declared to be infected land.

Control of Infected Plants

6. No person shall

(*a*) sell or deliver to any other person, or

(*b*) plant or cause to be planted on any land other than land declared in a notice served under paragraph (1) of Article 5 of this Order to be infected land for the purposes of this Order,

any strawberry plant or strawberry plant runner which he knows or suspects to be infected with red core disease or which he knows or suspects to have been grown on land declared in a notice served under paragraph (1) of Article 5 of this Order to be infected land for the purposes of this Order.

Powers of Entry

7. An authorised officer may for the purposes of this Order upon production if so required of his appointment or authority enter upon any land and examine any strawberry plants growing thereon and may take without payment samples of such plants or parts of such plants.

Licences

8. Notwithstanding any provisions of this Order any strawberry plants or strawberry plant runners may be delivered or planted for instructional or scientific purposes under and in accordance with the conditions of a licence issued by the Minister.

Service of Notices

9. For the purposes 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 place of abode or business or sent through the post in a letter addressed to him there.

Offences

10. Any person who fails to comply with or who acts in contravention of this Order or of the terms or conditions of a licence issued thereunder 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 this twenty-ninth day of April, nineteen hundred and fifty-seven.

(L.S.) *D. Heathcoat Amory,*
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 re-enacts with amendments the Red Core Disease of Strawberry Plants Order, 1952, which it revokes.

Growers in England and Wales of strawberry plants which are infected with red core disease are required to notify the Minister of Agriculture, Fisheries and Food of the fact. The Minister may serve a notice declaring the whole or part of a field, garden or allotment to be infected land for the purposes of the Order. Strawberry plants infected with the disease or which have been grown on land declared to be infected land may not be sold nor may they be planted except on land declared to be infected land. Officers appointed by the Minister may inspect and take samples of growing strawberry plants. Infected plants may be grown or delivered for instructional or scientific purposes under a licence from the Minister. Penalties are provided for breaches of the Order.

The principal amendments enable the Minister to perform certain formal functions previously given to County Agricultural Executive Committees.

PETROLEUM

1957 No. 859

The Petroleum (Liquid Methane) Order, 1957

Made - - - - 17*th May*, 1957
Coming into Operation 1*st June*, 1957

At the Court at Buckingham Palace, the 17th day of May, 1957

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue of the powers conferred on Her by section nineteen of the Petroleum (Consolidation) Act, 1928(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows :—

1.—(1) The provisions of the Petroleum (Consolidation) Act, 1928, except the provisions specified in the Schedule to this Order, shall apply to liquid methane subject to the modifications specified in paragraph (2) of this Article.

(a) 18 & 19 Geo. 5. c. 32.