STATUTORY INSTRUMENTS

# 1974 No. 1159

# PLANT HEALTH

## The Wart Disease of Potatoes (Great Britain) Amendment Order 1974

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| *Made - - - -* | *7th July 1974* |
| *Laid before Parliament* | 18*th July* 1974 |
| *Coming into Operation* | 8*th August* 1974 |

The Minister of Agriculture, Fisheries and Food and the Secretary of State, by virtue and in exercise of the powers vested in them respectively by section 3(1) and (2) of the Plant Health Act 1967**(a)**, as amended by section 4(1) of, and paragraph 8 of Schedule 4 to, the European Communities Act 1972**(b)**, and of every other power enabling them in that behalf, hereby make the following order:—

*Citation, extent and commencement*

**1.** This order, which may be cited as the Wart Disease of Potatoes (Great Britain) Amendment Order 1974, shall apply to England and Wales and Scotland and shall come into operation on 8th August 1974.

*Amendment to Principal Order*

**2.** The Wart Disease of Potatoes (Great Britain) Order 1973**(c)** is hereby amended as follows:—

(*a*) in Article 3(1) the definition of "allotment garden" shall be omitted;

(*b*) in Article 6(1) and 6(3) for the words "on which wart disease is present" there shall be substituted the words "in respect of which a notice has been served under Article 5(1)";

(*c*) Article 8 shall be omitted;

(*d*) in Article 9(2) the words "or 8" shall be omitted.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 5th July 1974.

(L.S.)

*Frederick Peart*,
Minister of Agriculture, Fisheries and Food.

*William Ross*,
Secretary of State for Scotland.

7th July 1974.

(a) 1967 c. 8.
(b) 1972 c. 68.
(c) 1973/1060 (1973 II, p. 3179).

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This order amends the Wart Disease of Potatoes (Great Britain) Order 1973 (S.I. 1973/1060). The order removes the prohibition on the planting in private gardens and allotment gardens of any potatoes not of an approved immune variety. The order also amends the principal order in certain minor respects.

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