

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

House of Representatives,

11th September, 1908.

Hon. Mr. McNab.

AGRICULTURAL PRODUCE SALE AND IMPORTATION.

Title.
1. Short Title.
2. Interpretation.

ANALYSIS.

3. Offences.
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A BILL INTITULED

AN ACT for the Prevention of the Sale or Importation of Agricultural Produce affected by Pests. Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Agricultural Produce Sale and Importation Act, 1908. Short Title.

2. In this Act—

10 “Disease” means any of the diseases named in the *First* Schedule hereto: Interpretation.

“Injurious plant” means the plant named in the *Second* Schedule hereto:

15 “Produce” means any agricultural or horticultural seeds, and any grain, hay, straw, chaff, potatoes, or other agricultural or horticultural produce:

20 “Sell” includes barter, and also includes offering or attempting to sell or receiving for sale, or having in possession for sale, or exposing for sale, or sending or delivering for sale, or causing or allowing to be sold, offered, or exposed for sale.

25 3. (1.) Every person who, whether on his own account or as the servant or agent of any other person, sells or introduces into New Zealand or delivers to any person by way of gift any produce which he has reasonable cause to believe to contain the seed of any injurious plant or to be affected with disease is liable, on summary conviction before a Magistrate, to a fine not exceeding *ten pounds*. Offences.

30 (2.) On any such conviction the Magistrate may direct that the produce in respect of which the offence was committed shall be forfeited to the Crown, and everything so forfeited shall be disposed of as the Minister of Agriculture directs.

(3.) No proceedings shall be taken in respect of any breach of this Act except on the information of an Inspector of Stock.

(4.) On any conviction under this Act in respect of a sale of produce, and a forfeiture shall follow such conviction, such sale shall be annulled, and all purchase-money paid shall be recoverable by the purchaser from the vendor.

Schedules.

SCHEDULES.

FIRST SCHEDULE.

DISEASES.

Angumois grain moth (*Sitotroga cerealella*).
Mediterranean flour moth (*Ephestia kuhniella*).
Indian meal moth (*Plodia interpunctella*).
Meal snout moth (*Pyralis farinalis*).

SECOND SCHEDULE.

INJURIOUS PLANT.

Californian thistle (*Cnicus arvensis*).