

Serial Number 1952/29



THE GRAPE VINE DISEASES REGULATIONS 1952

FREYBERG, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 3rd day of
March 1952

Present :

THE RIGHT HON. S. G. HOLLAND PRESIDING IN COUNCIL

PURSUANT to the Orchard and Garden Diseases Act 1928, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Grape Vine Diseases Regulations 1952.

(2) These regulations shall come into force on the seventh day after the date of their notification in the *Gazette*.

2. In these regulations, unless the context otherwise requires,—
“Insect” means the insect known as vine louse or phylloxera (*Phylloxera vastatrix*):

“Inspector” means an Inspector appointed under the Orchard and Garden Diseases Act 1928:

“Prescribed area” means all that portion of the North Island comprising all that area of land lying within the boundaries of the counties of Tauranga, Matamata, Waipa, and Raglan, and all that portion of the North Island lying to the north of those counties:

“Vine” means any vine of the genus *Vitis* and any portion thereof except the fruit.

3. Every person commits an offence against the Orchard and Garden Diseases Act 1928 and shall be liable accordingly on summary conviction to a fine not exceeding twenty pounds who, directly or indirectly by himself or his servant or his agent, removes or causes to be removed, or attempts to remove or cause to be removed, any vine or insect from the prescribed area:

Provided that any vine may be removed from the prescribed area if it is accompanied by a certificate signed by an Inspector that it has been treated as directed by him and to his satisfaction :

Provided also that any Inspector may remove, or cause to be removed, any vine or insect from the prescribed area for the purpose of the identification of disease or suspected disease.

4. (1) The Grape Vine Diseases Regulations 1939* are hereby revoked.

(2) All certificates, and generally all acts of authority, and all other matters, acts, and things which originated under the regulations hereby revoked and are of continuing effect at the time of the coming into force of these regulations shall enure for the purpose of these regulations as fully and effectually as if they had originated under the corresponding provisions of these regulations, and accordingly shall, where necessary, be deemed to have so originated.

T. J. SHERRARD,
Clerk of the Executive Council.

* Statutory Regulations 1939, Serial number 1939/173, page 751.

EXPLANATORY NOTE

[*This note is not part of the regulations, but is intended to indicate their general effect.*]

These regulations are designed to prevent the spread of vine louse or phylloxera from the infected area in the north of the North Island. They forbid the removal of grape vines and the offending insects from the area.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette* : 6th day of March 1952.

These regulations are administered in the Department of Agriculture.

(Notice No. Ag. 5218.)