

Serial Number **1953/38**

**THE STOCK (AGRICULTURAL SEEDS) IMPORTATION
REGULATIONS 1939, AMENDMENT NO. 3**

C. W. M. NORRIE, Governor-General

ORDER IN COUNCIL

At the Government Buildings at Wellington, this 13th day of April 1953

Present:

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

PURSUANT to the Stock Act 1908, 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 Stock (Agricultural Seeds) Importation Regulations 1939, Amendment No. 3, and shall be read together with and deemed part of the Stock (Agricultural Seeds) Importation Regulations 1939* (hereinafter referred to as the principal regulations).

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

2. (1) Regulation 4 of the principal regulations is hereby amended by omitting the definition of the term "agricultural seed", and substituting the following definition:—

“ ‘Agricultural seed’ means the seed of any grain or pasture crop or any forage crop, whether a root crop, pulse, or other forage crop, but does not include any agricultural seed to which the Customs Import Prohibition Order 1937, No. 8†, applies: ”.

(2) The Stock (Agricultural Seeds) Importation Regulations 1939, Amendment No. 1, are hereby revoked.

3. Regulation 7 of the principal regulations is hereby amended by omitting the words " Subject to the provisions of regulation 9 hereof ”.

* Statutory Regulations 1939, Serial number 1939/16, page 91.

Amendment No. 1: Statutory Regulations 1939, Serial number 1939/109, page 545.

Amendment No. 2: Statutory Regulations 1952, Serial number 1952/160, page 819.

† Statutory Regulations 1937, Serial number 147/1937, page 533.

4. The principal regulations are hereby amended by inserting, after regulation 9, the following regulation:—

“9A. (1) Notwithstanding the provisions of regulation 7, regulation 8, and regulation 9 hereof, it shall be lawful for any person with a prior permit in writing from the Director-General of Agriculture, or from any officer of the Department of Agriculture acting with the authority of the Director-General, and subject to such conditions (if any) as the Director-General or other authorized officer thinks fit to impose, to import agricultural seed grown in that part of the Commonwealth of Australia referred to in those regulations of the kind, quantity, quality, or other description and in accordance with the conditions, if any, specified in the permit.

“(2) The Director-General of Agriculture, or any officer of the Department of Agriculture acting with the authority of the Director-General, may, on such grounds as the Director-General or other authorized officer in his discretion deems sufficient, refuse to grant any permit under this regulation.”

5. Regulation 12 of the principal regulations is hereby amended as follows:—

(a) By omitting the words “or certificate”, and substituting the words “certificate, or permit”.

(b) By inserting, after the words “of these regulations”, the following words: “or of any permit granted under these regulations”.

6. The principal regulations are hereby amended by adding, after regulation 12, the following regulation:—

“13. Every person commits an offence against these regulations, and shall be liable on summary conviction to a fine not exceeding £50, who fails to comply with or acts in contravention of any of the provisions of these regulations or of any permit granted under these regulations.”

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

EXPLANATORY NOTE

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

These regulations extend the definition of the term “agricultural seed” so as to include grain, and relax the principal regulations so as to allow any agricultural seed to be imported under permit and subject to certain safeguards from the prohibited area and the restricted area of the Commonwealth of Australia. They impose a penalty not exceeding £50 for breach of the regulations.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 16 April 1953.

These regulations are administered in the Department of Agriculture.

(Notice No. Ag. 5410.)