

*Regulations in regard to the Importation of Fruit or Plants into New Zealand.—Notice No. 1794.*

LIVERPOOL, Governor.

ORDER IN COUNCIL.

At the Government House at Wellington, this twenty-third day of August, 1915.

Present :

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by section four of the Orchard and Garden Diseases Act, 1908 (hereinafter termed "the said Act") it is provided that the Governor may from time to time, by Order in Council gazetted, prohibit, either absolutely or except in accordance with regulations under the said Act, the introduction into New Zealand, either generally or from any specified colony, country, port, or place, of any plant, fruit, fungus, parasite, insect, or any other thing which in his opinion is likely to introduce any disease as defined in the said Act, into New Zealand: And whereas in the opinion of the Governor the unrestricted introduction into New Zealand of fruit and plants is likely to introduce such diseases into New Zealand:

Now, therefore, His Excellency the Governor of the Dominion of New Zealand, in pursuance and exercise of the powers and authorities conferred upon him by the said Act, and acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby revoke the several Orders in Council specified in the First Schedule hereto, and doth hereby declare that the introduction into New Zealand of any fruit or plants is absolutely prohibited except when such introduction takes place in accordance with the following regulations made under the said Act; and it is hereby declared that these regulations shall come into force on the day of the publication thereof in the *New Zealand Gazette*.

REGULATIONS.

1. For the purpose of these regulations,—
  - "Disease" means any disease as defined in the said Act, and includes any disease declared to be a disease within the meaning of that Act;
  - "Fruit" means the edible product of any plant, and includes the peel, skin, or shell of such product, and also the seeds of such plant, whether such fruit is or is not attached to the plant;
  - "Plant" means any tree, flower, shrub, vegetable, or other vegetation;
  - "Fruit or plants infected with disease" means any fruit or plant (including cuttings, buds, or any other portion of a plant), or package or wrapping containing the same, in or on which such disease is or has been present in any form or stage of development, or any fruit or plant (including cuttings, buds, or any other portion of a plant), or package or wrapping containing the same, infected with such disease, or with which any such fruit, plant, package, or wrapping has come in contact.
2. For the purpose of the said Act the Ports of Auckland, Wellington, Lyttelton, Dunedin, and Bluff are hereby appointed to be the only ports of entry for fruit or plants:
 

Provided that in the case of direct consignments of fruit or plants for any other port than those above mentioned the whole consignment or any portion thereof, as may be required by the Inspector, shall be actually landed by the owner or person in charge thereof, at the owner's expense, for examination at a port of entry; and on a permit being issued by such Inspector, after examination, authorizing their release, such fruit or plants shall be allowed to land on production of such permit to the Customs officer at the port of destination. The form of permit shall be as set out in the Second Schedule hereto.

ADMISSION OF FRUIT.

*Grapes from Australia.*

3. Grapes may be introduced into New Zealand from the Commonwealth of Australia, provided that every shipment of grapes must be accompanied by a certificate as set out in form No. 1 of the Third Schedule hereto, signed by the shipper, setting forth the number and kind of packages, the shipping-marks, the name of the grower of such grapes, the locality and the State where such grapes were grown, and certifying that no phylloxera is known to exist in or within one mile of the vineyard where such grapes were grown, that no grape-vine foliage or wood is attached to such grapes, that no grapes from any other vineyard than the one specified as

aforesaid have been mixed with the consignment, and that such grapes are contained in clean new packages not previously used for any purpose; also by a certificate, as set out in form No. 2 of the Third Schedule hereto, signed by an officer of the Department of Agriculture in the State where such grapes were grown, certifying that such grapes are clean and free from disease, that no phylloxera is known to exist in or within one mile of the vineyard where such grapes are certified by the shipper to have been grown, and that no grape-vine foliage or wood is attached to such grapes.

*Pine-apples, Passion-fruit, Lemons, or Bananas in a Green Condition from Australia or the Pacific Islands.*

4. Pine-apples, passion-fruit, lemons, or bananas shipped in a green and thoroughly unripe condition may be introduced into New Zealand from the Commonwealth of Australia or from the islands in the Pacific Ocean, provided that every shipment of such pine-apples, passion-fruit, lemons, or bananas as aforesaid must be accompanied by a certificate as set out in the Fourth Schedule hereto, signed by the shipper, setting forth the shipping-marks, the number of packages of each class of fruit shipped under each mark, the name of the grower of such fruit, the locality and the State or island where such fruit was grown, and certifying that such fruit was shipped in a green and thoroughly unripe condition, and that such fruit is contained in clean new packages not previously used for any purpose:

Provided further that if the Inspector at the port of entry, on examination, is of opinion that such fruit was not shipped in the condition as aforesaid, he may direct that such fruit, together with any packages, wrappings, &c., containing it, shall either be reshipped at once to a port or place beyond New Zealand by the person introducing or attempting to introduce it, or be disinfected or destroyed at the port of entry, as provided for in section 9 of the said Act:

Provided further, however, that no such fruit, packages, or wrappings, &c., shall be reshipped without the consent of an Inspector under the said Act first had and obtained.

*Pine-apples, Passion-fruit, or Lemons, not Green, from Australia or the Pacific Islands.*

5. Pine-apples, passion-fruit, or lemons other than green and thoroughly unripe pine-apples, passion-fruit, or lemons as hereinbefore mentioned may be introduced into New Zealand from the Commonwealth of Australia or from the islands in the Pacific Ocean, provided that every shipment of such pine-apples, passion-fruit, or lemons as aforesaid must be accompanied by a certificate as set out in form No. 1 of the Fifth Schedule hereto, signed by the shipper, setting forth the shipping-marks, the number of packages of each class of fruit shipped under each mark, the name of the grower of such fruit, and the locality and the State or island where such fruit was grown, and certifying that such fruit is contained in clean new packages not previously used for any purpose; also by a certificate as set out in form No. 2 of the said Fifth Schedule, signed by an officer of the Department of Agriculture, or other Department performing the functions or duties relating to horticulture, in the State or island where such fruit was grown, certifying that such fruit is clean and free from disease.

*General Provisions relating to the Admission of Fruit other than Grapes.*

6. Any fruit, other than grapes, in respect of which provision has not been made in the preceding regulations may be introduced into New Zealand, provided that every shipment of such fruit must be accompanied by a certificate, as set out in form No. 1 of the Sixth Schedule hereto, signed by the shipper, setting forth the shipping-marks, the number of packages of each class of fruit shipped under each mark, the name of the grower of such fruit and of the locality and of the country or place where such fruit was grown, and certifying that no species of fruit-fly is known to exist in or within one mile of the orchard where such fruit was grown, and that such fruit is contained in clean new packages not previously used for any purpose; also by a certificate, as set out in form No. 2 of the Sixth Schedule hereto, signed by an officer of the Department of Agriculture, or other Department performing the functions or duties relating to horticulture, in the country or place where such fruit was grown, certifying that such fruit is clean and free from disease, and that no species of fruit-fly is known to exist in or within one mile of the orchard where such fruit is certified by the shipper to have been grown.

ADMISSION OF PLANTS.

*Grape-vine Cuttings from Australia.*

7. Fresh grape-vine cuttings, not being rooted vines, may be introduced into New Zealand from any of the States of