

“Inspector” means the Resident Commissioner, any Fruit Inspector or Assistant Fruit Inspector, or any other person appointed in writing by the Resident Commissioner to be an Inspector for the purposes of these regulations.

(ii) These regulations shall apply only to the Island of Niue.

3. (i) No person shall introduce into the Island of Niue or liberate or allow to go at large or have in his possession any pest or disease.

(ii) No person shall, except with the written permission of the Inspector, import into the Island of Niue any plant, fruit, produce, mats, packages, or any other goods, things, or articles whatsoever that in the opinion of an Inspector may facilitate the entry into the Island of Niue of any pest or disease, or of any eggs, larvæ, or other form of such pest or disease.

(iii) The Inspector may as a condition of such permission require any such plant, fruit, produce, mats, packages, goods, things, or articles to be fumigated under his direction, and any such plant, fruit, produce, mats, packages, goods, things, or articles shall be forthwith removed to the fumigation-chamber and shall not be removed therefrom except by the authority of the Inspector.

(iv) Any such pest, disease, plant, fruit, produce, mats, packages, goods, things, or articles whatsoever imported into the Island of Niue in contravention of these regulations may be seized and destroyed or reshipped by the Inspector at the cost of the owner, the shipper, or consignor.

(v) Any such cost may be recovered in a Court of competent jurisdiction as a debt due to the Crown.

4. It shall be the duty of the master, owner, charterer, and agent of any vessel arriving at any port in the Island of Niue to prevent to the best of his ability any breach of these regulations.

5. For the purpose of these regulations an Inspector shall have the power to board any ship and to open any case, packages, or articles whatsoever.

6. (i) Notwithstanding anything to the contrary in these regulations no person shall import into the Island of Niue any of the following articles except after fumigation under the supervision of an Inspector, that is to say, personal belongings, baggage, mats and similar material, plants, cuttings of plants, seedlings, seeds, roots, soil, packing (such as straw, hay, or sacking), &c.

(ii) In order to prevent the introduction into the Island of Niue of any pest or disease the Resident Commissioner may, if he considers it necessary, direct the master of any vessel to put to sea and remain at sea for the period between sunset and sunrise, and every master of a vessel shall duly comply with any such direction.

(iii) Notwithstanding anything to the contrary in these regulations no person shall import into the Island of Niue any of the following articles, being the produce of or exported from any place which in the opinion of an Inspector is infected with a pest, that is to say, soil, roots, plants, seedlings, packing (such as straw, hay, or sacking), sacks.

7. The following fees shall be payable in respect of any article fumigated in accordance with these regulations: Up to and including 2 cub. ft., 6d.; exceeding 2 cub. ft., 1s.

8. Every person commits an offence against these regulations who directly or indirectly obstructs or uses abusive or improper language to an Inspector whilst in the performance of his duty under these regulations.

9. (i) Every person offending against any of the provisions of these regulations is liable to a penalty not exceeding £50 for every such offence.

(ii) All penalties and other moneys recovered or received under these regulations shall be paid into the Niue Island Account and shall form part of the general revenue of Niue.

F. D. THOMSON,
Clerk of the Executive Council.