

ORDER OF THE BOARD OF
AGRICULTURE AND FISHERIES.

(DATED 21ST OCTOBER 1907.)

DERBYSHIRE, LEICESTERSHIRE AND
NOTTINGHAMSHIRE (GOOSEBERRY MIL-
DEW) ORDER OF 1907.

The Board of Agriculture and Fisheries, by virtue and in exercise of the powers vested in them under the Destructive Insects and Pests Acts, 1877 and 1907, do order, and it is hereby ordered, as follows:

Application of the Order.

1. This Order shall apply to the administrative counties of Derby, Leicester and Nottingham and the county boroughs of Derby, Leicester and Nottingham.

Definitions.

2. In this Order—

“The Board” means the Board of Agriculture and Fisheries:

“The Local Authority” means as regards any District described in the first column of the schedule hereto, the council mentioned in the second column of that schedule:

“Disease” means the disease affecting gooseberry and currant bushes which is known as *Sphaerotheca mors-uvae* or American gooseberry mildew; and “diseased” means affected with disease:

“Bush” includes a cutting, seedling, or other plant.

Notification of Disease.

3.—(1.) The occupier of any premises on which there is a bush which is diseased or suspected of being diseased shall forthwith notify the fact to the clerk to the Local Authority, or to some person authorised by the Local Authority to receive such notices, and where practicable a specimen showing the disease or suspected disease shall accompany the notice.

(2.) If any person knowingly fail to give a notice required by this Order to be given by him he shall be liable on conviction to a penalty not exceeding ten pounds.

Measures for Prevention of the Spread of Disease.

4.—(1.) The Local Authority on receiving in any manner notice of the existence or supposed existence of disease shall take such steps as may be necessary to determine whether the disease exists, and the area covered by diseased bushes, or by bushes to which the disease is likely to spread, and shall cause a notice to be served on the occupier of any land within that area requiring him to adopt such measures for prevention of the spread of the disease as are authorised by this Article.

(2.) A notice under this Article shall require—

(i.) the immediate spraying of all diseased bushes which have not shed their leaves and of all bushes in contact with such diseased bushes with a solution of liver of sulphur (containing not less than 1 oz. of liver of sulphur to two gallons of water) or with some other fungicide approved by or on behalf of the Local Authority for that purpose;

(ii.) as soon as is practicable after such spraying the burning or other effective destruction of all diseased bushes, including the fruit on such bushes (if any);

(iii.) the thorough spraying as soon as possible with a solution of copper sulphate (containing at least one pound of copper sulphate to a gallon of water) or with some other fungicide approved by or on behalf of the Local Authority for that purpose of the site of any bush that has been destroyed;

(iv.) the thorough spraying of all gooseberry and currant bushes on the area defined in the notice with a fungicide approved by or on behalf of the Local Authority for that purpose and so that the spraying shall be carried out at such time or times as an inspector of the Local Authority shall direct and to his satisfaction;

(v.) that no gooseberry or currant bush or any part of any such bush shall be removed or permitted to be removed out of the area defined in the notice except with, and subject to the conditions (if any) of, a licence authorising such removal, but this restriction shall not apply to fruit of a bush that is not diseased.

(3.) Any notice may be altered or withdrawn by the Local Authority if and when they are satisfied that this may be done without risk of the spread of disease.

(4.) If any person fail to adopt any measure for prevention of the spread of the disease required by a notice served on him under this Article he shall be liable on conviction to a penalty not exceeding ten pounds.

Returns of Proceedings.

5. The Local Authority shall in a form to be provided by the Board notify the Board of any outbreak of disease, and shall as soon as may be after the expiration of each year report to the Board the proceedings taken by the Local Authority under this Order in the preceding year.

Powers of Entry.

6. Any inspector or other officer appointed in that behalf by the Local Authority, and any inspector of the Board, may upon production if so required of his appointment or authority enter any land on which he has reason to believe that disease exists or has recently existed and examine any gooseberry or currant bush on such land and any person who wilfully obstructs or impedes any inspector or other officer in the course of his duties under this Order shall be liable on conviction to a penalty not exceeding ten pounds.

Notification of Order.

7. This Order shall be published by the Local Authority by advertisement in a newspaper circulating in the district of the Local Authority or in such other manner as the Local Authority consider best fitted to insure publicity for the same.

Execution of the Order.

8.—(1.) The Local Authority of each District mentioned in the schedule hereto shall carry into effect this Order within that District, and shall appoint such inspectors or other officers for that purpose as may be necessary.

(2.) For the purposes of this Order a notice shall be deemed to be served on a person if it is delivered to him personally or left for him at his