

New Zealand.



ANALYSIS.

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1927, No. 39.

AN ACT to control or prohibit the Introduction of Harmful or New Plants into New Zealand. Title.
[11th November, 1927.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Introduction of Plants Act, 1927, and shall come into force on the first day of April, nineteen hundred and twenty-eight. Short Title and commencement.

2. In this Act, if not inconsistent with the context,— Interpretation.
 "Import" includes receiving from beyond New Zealand:
 "Minister" means the Minister of Agriculture.

3. (1) No person shall import or be concerned in importing into New Zealand— Conditions governing introduction of certain plants.
 (a) Any plant named in any of the Schedules to the Noxious Weeds Act, 1908:

(b) Water-hyacinth (*Eichhornia speciosa*) or any other plant declared by the Governor-General in Council to be a prohibited plant within the meaning of this Act.

(2) Subject to the foregoing provisions as to prohibited plants, every person desiring to import into New Zealand any plant which, or any variety of which, is not commonly grown in or imported into New Zealand shall first obtain a written permit from the Minister to import such plant.

(3) The Minister may grant such permit unconditionally or subject to such conditions as he thinks fit to impose.

(4) Every person who imports any plant into New Zealand in breach of the provisions of this section, or who fails to observe any condition imposed by the Minister on granting a permit, commits an offence, and is liable to a fine of fifty pounds.

How plants to be dealt with by recipient when forwarded from abroad without his consent.

4. (1) A person shall not be deemed to have imported a plant if he receives such plant from beyond New Zealand without his prior consent to its despatch, but in any such case he shall take the following steps:—

(a) If the plant is one the importation of which is prohibited, he shall forthwith destroy the plant by fire.

(b) If the plant is one for the introduction of which a permit is required, he shall forthwith make application to the Minister for such permit, or shall destroy such plant by fire.

(2) Any person who in breach of the provisions of this section fails to destroy any prohibited plant, or, not having received a permit, grows or enables or allows any other person to grow any plant for which he should have obtained a permit, commits an offence, and is liable to a fine of fifty pounds.

Definition of term "plant."

5. For the purposes of this Act in the application of its provisions to plants of any particular species or variety the term "plant" means any viable plant, and includes the seed or any viable portion of a plant.

Orchard and Garden Diseases Act not affected.

6. Nothing in this Act shall affect the operation of the provisions of the Orchard and Garden Diseases Act, 1908.

Prohibited plants may be declared.

7. The Governor-General may from time to time, by Order in Council, declare any plant named in the Order to be a prohibited plant within the meaning of this Act.