

SUPPLEMENT.

AN ACT TO PROTECT CANADA AGAINST THE INTRODUCTION OF THE
INSECT PEST KNOWN AS THE SAN JOSÉ SCALE.*Assented to March 18th, 1898.*

Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows :—

Short title.

1. This Act may be cited as *The San Jose Scale Act*.

Importation of
nursery stock
from certain
places
prohibited.

2. The importation of any trees, shrubs, plants, vines, grafts, cuttings or buds, commonly called nursery stock, from any country or place to which this Act applies is prohibited.

Penalty.

3. Any nursery stock so imported shall be forfeited to the Crown, and may be destroyed, and any person importing nursery stock from any such country or place, or causing or permitting it to be so imported, shall be deemed to be guilty of an offence under section 6 of *The Customs Tariff, 1897*, and shall be liable to the penalty prescribed by that section.

Application
of Act to be
regulated by
Governor in
Council.

4. The Governor in Council may from time to time declare that this Act applies to any country or place as to which it has been made to appear that San José Scale exists therein ; and, when satisfied that the importation of nursery stock from any country or place to which this Act has been applied may safely be permitted, he may in like manner declare that this Act no longer applies to such country or place.

Exemption of
plants which
are not liable
to San José
Scale.

5. The Governor in Council, upon its being made to appear to his satisfaction that any class of plants is not liable to the attack of the San José Scale, may exempt plants of such class, and grafts, cuttings or buds thereof from the operation of this Act.

Importation
for scientific
purposes.

6. The Governor in Council may from time to time, notwithstanding anything contained in this Act, permit the importation from any country or place to which this Act applies, of any such nursery stock as is required for scientific purposes.

Publication of
Orders-in-
Council.

7. All Orders in Council made under sections 4 and 5 of this Act shall be published in *The Canada Gazette*.

ORDERS IN COUNCIL.

*At the Government House at Ottawa,**Friday, the 18th day of March, 1898.*

PRESENT: HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

His Excellency, in virtue of the provisions of section 4 of the Act passed during the present session of Parliament, cited as "The San José Scale Act," and by and with the advice of the Queen's Privy Council, is pleased to declare that the United States of America, Australia, Japan and the Hawaiian Islands shall be and the same are hereby declared to be countries to which this Act applies owing to the existence of the San José Scale in them.

JOHN J. MCGEE,

Clerk of the Privy Council.

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