

growing, requiring him within ten days from the receipt of the notice to deal with such trees in the manner provided by section 3 of this Act.

Inspector to ascertain and report as to existence of diseases.

5—(1) It shall be the duty of every inspector appointed under this Act, by personal inspection, to ascertain from time to time whether either of the diseases mentioned in this Act exists in the municipality, and to report thereon at least once a year to the municipal council, and wherever he is satisfied of the presence of either disease he shall proceed in the same manner as in case of a complaint made under section 4 of this Act.

Report to Minister of Agriculture.

(2) A copy of the annual report of the inspector shall be forwarded by the clerk of the municipality to the Minister of Agriculture.

Appeal to board of fruit tree inspection.

6.—(1) An owner or occupant to whom notice regarding yellow has been given by the inspector, under section 5 of this Act, may appeal therefrom, within the ten days limited therein, to the board of fruit tree inspection of the municipality.

Notice of appeal.

(2) The owner or occupant so appealing, shall, within the said ten days, give notice in writing to the inspector that he requires an examination of the trees, in respect of which complaint is made, by the board of the fruit tree inspection, and shall name the day and hour at which the examination will take place.

Notice to board to attend and examine trees.

(3) The person appealing shall also within the said ten days give notice in writing to three members of the said board that he requires the attendance of the members notified at the time and place named for the examination of the said fruit trees, and the date so fixed shall be not less than three days after the service of notice on the inspector and on the last member of the board so served.

Examination by board.

(4) At the day and hour named in the notice of appeal, the members notified shall attend and examine the trees in question and determine whether or not the notice given by the inspector to the owner or occupant, under section 5 of this Act, was rightly given, and the decision of the said board or of a majority of the members present shall be final.

Decision by board.

(5) The decision of the board shall be in writing, signed by the members agreeing thereto, and a duplicate thereof shall be given to the person appealing and to the inspector, and pending such decision all proceedings against the owner or occupant appealing shall be stayed, and if the said board decides that the notice given by the inspector was wrongly given and was unnecessary no further proceedings shall be taken thereon.

(6) Each municipality for every examination shall be paid by the municipality and the amount of the board, found liable,

7.—(1) Any person who remains on the other trees in the municipality shall upon conviction be liable to a fine of more than \$20.

(2) Any person who ships the fruit of such trees, or who, in connection therewith, is liable to a fine of more than \$20.

(3) Every person who is required by section 5 of this Act to give notice in writing to the inspector of the duties imposed on him shall be liable to a fine of more than \$20.

8.—Every person who is punished, and who is levied, on and one-half of the other person liable to the municipality shall be liable to a fine of more than \$20.

9.—The cost of the examination or inspectors to the municipality shall be paid by the municipality.