

## AN ACT TO FURTHER IMPROVE THE SAN JOSE SCALE ACT.

*Assented to April 1st, 1899.*

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

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

Short title.

2. Section 7 of *The San Jose Scale Act, 1898*, is hereby amended by adding the following sub-section:

61 V. c. 33, s. 7 amended.

(a) If, in the case of an orchard or collection of plants, the inspector finds scale on plants located in several different parts of the orchard or collection, and decides that it is advisable in the public interest to destroy all the plants in such orchard or in any part or parts thereof and so reports to the Minister, the Minister may direct that an examination or inspection shall be made by an additional inspector, and upon their advice in writing he may direct that all the plants in such orchard or such collection of plants or in such part or parts thereof shall be destroyed without requiring that every plant in the said orchard or collection shall be first examined.

Destruction of diseased plants.

3. The owner or proprietor of any nursery shall not send out or permit any plant to be removed from his nursery without the same being first fumigated by hydrocyanic acid gas in accordance with regulations prescribed by order of the Lieutenant-Governor-in-Council.

Plants to be fumigated before leaving nursery.

4. No person shall sell or dispose of or offer for sale any plant obtained, taken, or sent out from a nursery unless the said plant has previously been fumigated in accordance with these regulations.

Sale of plants before fumigation prohibited.

5. In case the inspector finds scale in any nursery and so reports to the Minister, the Minister may thereupon inform, by writing, the owner or proprietor or manager of said nursery of the existence of scale in his nursery, and the owner or proprietor or manager of said nursery shall not thereafter permit any plant or plants to be removed from the said nursery until he is notified in writing from the Minister that the inspector has reported to the Minister that it is safe in the public interest to permit the said nursery stock to be removed after fumigation.

Scale in a nursery—stock not to be removed without leave of Minister.

6. This Act and *The San Jose Scale Act, 1898*, shall be read and construed as one Act.

Act incorporated with 61 V. c. 33

(For the San Jose Scale Act, 1898, see Report of 1897)