



**BILLE NA BHFEITHIDÍ MILLTEACHA AGUS NA LOTNAIDÍ
(LEASÚ), 1990
DESTRUCTIVE INSECTS AND PESTS (AMENDMENT) BILL,
1990**

EXPLANATORY AND FINANCIAL MEMORANDUM

General

The purpose of the Bill is to give effect to the Government's decision to provide effective deterrents under the Destructive Insects and Pests (Consolidation) Act, 1958 against the introduction or spreading of destructive insects and pests which could have devastating economic effects through crop losses and/or the need for expensive eradication measures.

Specific Provisions

Section 1 defines the term "Principal Act".

Section 2 provides for offences against orders which may be made under section 2 or 3 of the Principal Act. There is no provision at present for offences against orders which may be made under section 2 of the Principal Act which provides for preventing the introduction into the State of any destructive insect and pest, as against the spreading of diseases or pests covered by section 3. This section of the Bill also provides that the power granted to the Minister to make an order under section 2 or 3 of the Principal Act shall include power to make such incidental, supplementary and consequential provisions as appear to the Minister to be necessary for the purposes of the order. Provision is also made for amendment or revocation by the Minister of orders made under the Principal or amending Act.

Section 3 provides for offences under section 8 of the Principal Act for failing to comply with instructions to spray potatoes.

Section 4 provides for maximum fines under the Principal or amending Act of £1,000 or imprisonment for a term not exceeding 3 months or both. The existing amounts of fines under the Principal Act are £10 and £20.

Section 5 provides for the liability for offences in certain circumstances of the director, manager, secretary or other officer of a body corporate.

Section 6 repeals subsections (2) (e) and (3) of section 3 of the Principal Act so as to remove existing provisions in relation to offences and the imposition of penalties by an order made under section 3.

Section 7 provides for a short title, collective citation, construction and commencement.

Financial Implications

The proposals in the Bill will not entail State funding or recruitment of staff.

*An Roinn Talmhaíochta agus Bia,
Deireadh Fomhair, 1990.*

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