

**PHORMIUM (CROP PROTECTION AND
SOIL CONSERVATION) RULES – SECTION 5**

(Legal Notices 3 of 1947 and 17 of 1956)

Short title

1. These rules may be cited as the Phormium (Crop Protection and Soil Conservation) Rules.

Interpretation

2. In these rules, unless the context otherwise requires—
“**phormium**” shall mean the plant *Phormium tenax*;
“**sucker**” shall mean all living parts of the plant *Phormium tenax*, including the roots and the base of the leaves, but excluding those parts of the leaves normally used for manufacture in the production of fibre.

Permission to remove suckers

3. (1) Any person desiring to dig up or otherwise remove any growing sucker, for any purpose whatsoever, must previously obtain the consent of the Chief Agricultural and Natural Resources Officer¹¹.

(2) The Chief Agricultural and Natural Resources Officer may in his discretion grant or refuse his consent, or grant his consent under such restrictions or conditions as he considers necessary.

Penalties

4.¹² Any person who shall—
(a) dig up or otherwise remove any growing sucker, for any purpose whatsoever, without the consent of the Chief Agricultural and Natural Resources Officer¹³ previously obtained; or
(b) for the purpose of obtaining his consent, make any false or misleading statement to the Chief Agricultural and Natural Resources Officer or to any other person engaged or employed under his directions,
shall be guilty of an offence and liable on conviction to a fine not exceeding £1.

¹¹ *Gazette Notice No. 63 of 1 July 2011: Title changed to Director of Agriculture and Natural Resources*

¹² *Rule 4 amended by L.N. 17/1956*

¹³ *Gazette Notice No. 63 of 1 July 2011: Title changed to Director of Agriculture and Natural Resources*