

THE DESTRUCTIVE INSECTS AND PESTS ACT, 1914

ARRANGEMENT OF SECTIONS

SECTIONS

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2. Definitions.
3. Power of Central Government to regulate or prohibit the import of articles likely to infect.
4. Operation of notification under section 3.
 - 4A. Power of Central Government to regulate or prohibit transport from State to State of insects or articles likely to infect.
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 - 4C. [*Omitted.*].
 - 4D. Power of Central Government to make rules.
5. Power of State Government to make rules.
 - 5A. Penalties.
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5. Power of State Government to make rules.—(1) The State Government may ¹[, by notification in the Official Gazette.] ^{2***} make rules for the detention, inspection, disinfection or destruction ³[of any insect or class of insects or] of any article or class of articles in respect of which a notification has been issued under section 3 ³[or under section 4A] or of any article which may have been in contact or proximity thereto, and for regulating the powers and duties of the officers whom it may appoint in this behalf.

(2) In making any rule under this section the State Government may direct that a breach thereof shall be punishable with fine, which may extend to one thousand rupees.

¹[(3) Every rule made by the State Government under this section shall be laid, as soon as may be after it is made, before the State Legislature.]

⁴**5A. Penalties.**—Any person who knowingly exports any article or insect from a State or transports any article or insect from one State to another ^{5***} in contravention of a notification issued under section 4A, or attempts so to export or transport any article or insect ^{6***} and any person responsible for the booking of goods or parcels at a railway or inland steam vessel station who knowingly contravenes the provisions of section 4B shall be punishable with fine which may extend to two hundred and fifty rupees and, upon any subsequent conviction, with fine which may extend to two thousand rupees.]

6. Protection to persons acting under Act.—No suit, prosecution or other legal proceeding shall lie against any person for anything in good faith done or intended to be done under this Act.

1. Ins. by Act 4 of 1986, s. 2 and the Schedule (w.e.f. 15-5-1986).

2. The words “subject to the control of the G.G. in C.” were omitted by the A.O. 1937.

3. Ins. by Act 6 of 1938, s. 6.

4. Ins. by s. 7, *ibid.*

5. The words “in British India” were omitted by the A.O. 1948.

6. The words “or exports or attempts to export from India to the State of Jammu and Kashmir any article or insect in respect of which a notification under section 4C has been issued,” omitted by Act 62 of 1956 s. 2 and the Schedule (w.e.f. 1-11-1956).