

February 04, 2005

**IN THE MATTER OF AN EMERALD ASH BORER INFESTATION
IN THE COUNTY OF ESSEX IN THE PROVINCE OF ONTARIO;**

AND

**PURSUANT TO SUBSECTION 15(3)
OF THE *PLANT PROTECTION ACT*, S.C. 1990, C. 22;**

**THE COUNTY OF ESSEX EMERALD ASH BORER INFESTED PLACES
DECLARATION AND ORDER, 2004**

IT IS HEREBY DECLARED THAT the County of Essex in the Province of Ontario is infested with the Emerald Ash Borer (*Agrilus planipennis*);

AND IT IS HEREBY ORDERED THAT:

Interpretation

1. In this order,

“conveyance” means any aircraft, carriage, motor vehicle, trailer, railway car, vessel, cargo container or other contrivance used to move persons or things;

“inspector” means a person designated as an inspector pursuant to section 21 of the *Plant Protection Act*;

“Movement Certificate” means a certificate referred to in Part III of the *Plant Protection Regulations*, SOR/95-212;

“pest” means the Emerald Ash Borer (*Agrilus planipennis*) in all of its life stages; and

“regulated articles” means nursery stock, trees, logs, lumber and wood with bark attached, wood chips, bark or bark chips from trees in the genus *Fraxinus* (commonly known as Ash) or firewood of all species that has not been treated in a manner approved by the Canadian Food Inspection Agency to eliminate the pest.

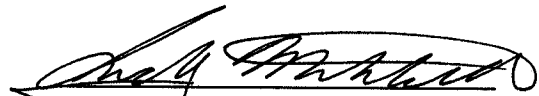
Prohibitions or Restrictions of Movement

2. (1) No person, except an inspector, shall move the pest into or out of the County of Essex unless authorized beforehand to do so in writing by an inspector under and in accordance with a Movement Certificate.

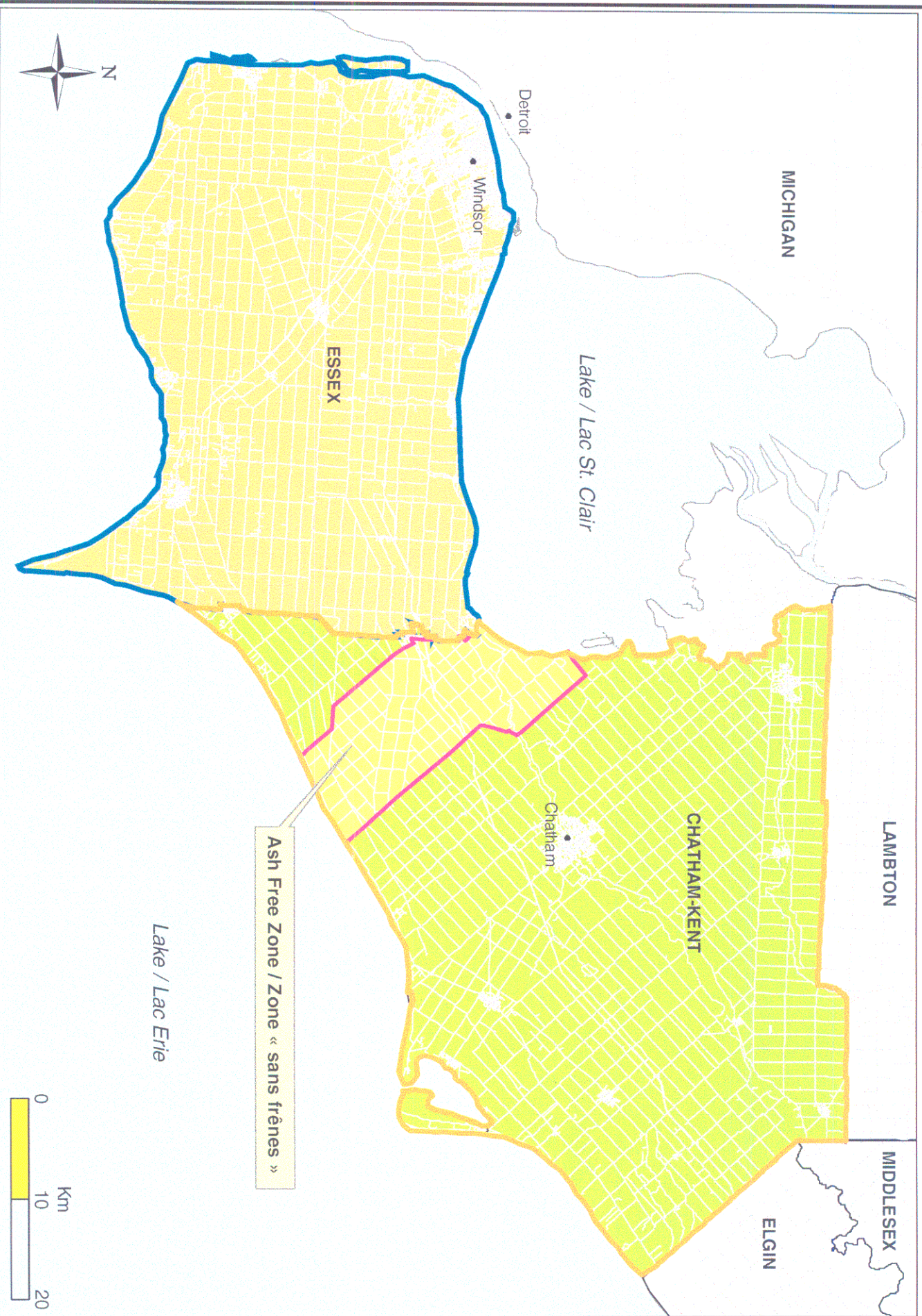
(2) Subject to subsection (4), no person, except an inspector, shall move regulated articles out of the County of Essex unless authorized beforehand to do so in writing by an inspector under and in accordance with a Movement Certificate.

(3) Subject to subsection (4), no person, except an inspector, shall move, or cause to be moved, any conveyance that is transporting regulated articles out of the County of Essex, unless authorized beforehand to do so in writing by an inspector under and in accordance with a Movement Certificate.

(4) No person shall move regulated articles through the County of Essex during the months of May, June, July or August unless they are transported without undue delay in a conveyance that is sealed or closed in a secure manner that prohibits them from becoming infested by the pest.
3. The *Emerald Ash Borer Infested Places Order* made on November 17, 2003 is revoked.



Andy Mitchell
Minister of Agriculture and Agri-Food



Areas Regulated by EAB Infested Places Order - January 2005
 Zones réglementées par l'Ordonnance sur les lieux infestés par l'agrile du frêne - Janvier 2005