

**IN THE MATTER OF A GOLDEN NEMATODE (*Globodera rostochiensis*)
INFESTATION LOCATED IN THE MUNICIPALITY OF SAINT-AMABLE AND ALSO IN
PORTIONS OF THE MUNICIPALITIES OF SAINTE-JULIE, SAINT-MARC SUR RICHELIEU AND
SAINT-MATHIEU-DE-BELOEIL IN THE PROVINCE OF QUÉBEC**

AND

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

GOLDEN NEMATODE INFESTED PLACES ORDER

IT IS HEREBY DECLARED THAT the Municipality of Saint-Amable and also portions of the Municipalities of Sainte-Julie (as depicted by number 2, 3 and 4 in Schedule 1 attached hereto), Saint-Marc sur Richelieu (as depicted by number 1 in Schedule 1 attached hereto) and Saint-Mathieu-de-Beloeil (as depicted by number 4 in Schedule 1 attached hereto), in the Province of Quebec, are infested with the Golden Nematode (*Globodera rostochiensis*);

AND IT IS HEREBY ORDERED THAT:

Interpretation

1. In this Order,

“exposed” in relation to land, means that the land is associated, by reason of its agricultural history or its location, with land where Golden Nematode has been found;

“Golden Nematode” means the Golden Nematode (*Globodera rostochiensis*) in all its life stages including cysts that contain viable eggs or larvae;

“infested place” means a place declared to be infested by the Minister under this Order;

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

“land” includes public and private thoroughfares.

“Movement Certificate” has the same meaning as in the *Plant Protection Regulations*;

“regulated thing” means:

- (a) Golden Nematode;
- (b) soil;
- (c) plants or parts thereof (other than those referred to in paragraphs (d) and (e)), including, without limiting the generality of the foregoing, root crops, hay, straw, soybeans, nursery stock, greenhouse plants, bedding plants, vegetable transplants and sod, unless they are cleaned and free of soil;
- (d) potato (*Solanum tuberosum*) plants or parts thereof;
- (e) tomato (*Lycopersicon esculentum*) or eggplant (*Solanum melongena*) (L) plants or parts thereof, other than their fruits;
- (f) machinery, implements and vehicles; or
- (g) manure.


“soil” means the loose surface of the earth in which plants grow, in most cases consisting of disintegrated rock with an admixture of organic matter, including related matter such as clay, silt, sand, soil minerals, humus, compost, earthworm castings, muck, plant litter and debris, either individually or in combination.

Prohibitions or Restrictions of Movement

2. (1) Subject to subsection (2), no person except an inspector shall move a regulated thing out of an infested place unless authorized beforehand to do so in writing by an inspector under and in accordance with a Movement Certificate.
- (2) Subsection (1) does not apply to:
 - (a) plants, and parts thereof, other than those referred to in paragraphs (d) and (e) of the definition “regulated thing”, grown for personal use on a land that has not been exposed to Golden Nematode;
 - (b) plants grown under a certification program administered by the Canadian Food Inspection Agency and parts thereof;
 - (c) machinery, implements and vehicles that meet the following criteria:
 - (i) they have only been used on land that has not been exposed to Golden Nematode, and
 - (ii) most of the vegetal debris and soil have been removed prior to movement, so that only a negligible quantity remains.
- (3) Subject to subsection (4) and unless authorized beforehand to do so in writing by an inspector under and in accordance with a Movement Certificate, no person except an inspector shall move a regulated thing within an infested place:

- (a) from land in which Golden Nematode has been found to land that has been exposed to Golden Nematode or land that has not been exposed to Golden Nematode;
 - (b) from land that has been exposed to Golden Nematode to land that has not been exposed to Golden Nematode.
- (4) Subsection (3) does not apply to the following things:
- (a) plants, and parts thereof, grown under a certification program administered by the Canadian Food Inspection Agency;
 - (b) machinery, implements and vehicles that meet the following criteria:
 - (i) they have only been used on land that has not been exposed to Golden Nematode, and
 - (ii) most of the vegetal debris and soil have been removed prior to movement, so that only a negligible quantity remains.
- (5) No person shall move potato plants or parts thereof, other than potatoes for consumption, commercially packed in containers of less than 25 kg, into the infested place, unless authorized beforehand to do so in writing by an inspector, under and in accordance with a Movement Certificate.

Dated at Ottawa OCT. 12 2006



 Chuck Strahl
 Minister of Agriculture and Agri-Food
 and Minister for the Canadian Wheat Board

SCHEDULE/ANNEXE 1

Declared infested Place/Lieux déclarés infestés

1. The entire municipality of Saint-Amable in the Province of Québec, as depicted in Map 1 and 2 attached hereto.

And four (4) parcels of land of irregular form, being regulated sites, as illustrated on a plan showing the declared infested place and prepared by La Financière agricole du Québec and the Canadian Food Inspection Agency on October 6, 2006 and being more particularly described as follows:

2. All that part of the municipality of Saint-Marc sur Richelieu in the Province of Québec, as identified by number 1 on Map 1 and 2 attached hereto, and consisted non-exhaustively of the following lots and part of lots : lots 380, 375, 376, 377, 383 and part of lots 371, 372, 374, 378, 379, 381, 382, 384 and 385, cadastre of Saint-Marc Parish, Registration division of Verchères, as more fully and particularly described as follows :

Parcel 1

Beginning at point "A", on the above mentioned plan, located at co-ordinates N 5,061,899.23 m and E 633,590.45 m.

From the said point of beginning, following a line having a direction of $135^{\circ} 29' 01''$, a distance of two thousand five hundred fifty-four meters and thirty-five hundredths (2,554.35 m) to point "D"; thence, following a line having a direction of $222^{\circ} 45' 48''$, a distance of three hundred and eighteen meters and thirty-three hundredths (318.33 m) to point "C"; thence, following a line having a direction of $315^{\circ} 43' 29''$, a distance of two thousand five hundred eighty-three meters and sixty-four hundredths (2,583.64 m) to point "B"; thence, following a line having a direction of $48^{\circ} 07' 20''$, a distance of three hundred and seven meters and forty-three hundredths (307.43 m) to point "A", the point of beginning.

The said parcel of land above described contains an area of eight hundred two thousand nine hundred and one square meters and one tenth (802,901.1 m²).

3. All that part of the municipality of Sainte-Julie in the Province of Québec, as identified by number 2 on Map 1 and 2 attached hereto, and consisted non-exhaustively of the following part of lot : part of lot 357, cadastre of Sainte-Julie Parish, Registration division of Verchères, as more fully and particularly described as follows :

Parcel 2

Beginning at point "E", on the above mentioned plan, located at co-ordinates N 5,055, 063.00 m and E 630,429.00 m.

From the said point of beginning, following a line having a direction of $135^{\circ} 46' 16''$, a distance of two hundred ninety-four meters and twenty-four hundredths (294.24 m) to point "H"; thence, following a line having a direction of $260^{\circ} 56' 09''$, a distance of one hundred nineteen meters and ninety-one hundredths (119.91 m) to point "G"; thence, following a line having a direction of $316^{\circ} 37' 04''$, a distance of two hundred thirty-nine meters and nineteen hundredths (239.19 m) to point "F"; thence, following a line having a direction of $54^{\circ} 11' 18''$, a distance of ninety-five meters and fifty-two hundredths (95.52 m) to point "E", the point of beginning.

The said parcel of land above described contains an area of twenty-five thousand seven hundred forty-five square meters and two tenths (25,745.2 m²).

4. All that part of the municipality of Sainte-Julie in the Province of Québec, as identified by number 3 on Map 1 and 2 attached hereto, and consisted non-exhaustively of the following part of lot : part of lot 229, cadastre of Sainte-Julie Parish, Registration division of Verchères, as more fully and particularly described as follows :

Parcel 3

Beginning at point "I", on the above mentioned plan, located at co-ordinates N 5,054,813.42 m and E 630,678.11 m.

From the said point of beginning, following a line having a direction of $138^{\circ} 14' 33''$, a distance of one hundred two meters and two hundredths (102.02 m) to point "N"; thence, following a line having a direction of $183^{\circ} 48' 56''$, a distance of fifty meters and nineteen hundredths (50.19 m) to point "M3"; thence, following a line having a direction of $179^{\circ} 24' 07''$, a distance of twenty-five meters and eighty-six hundredths (25.86 m) to point "M2"; thence, following a line having a direction of $158^{\circ} 40' 12''$, a distance of twenty-six meters and eighty-six hundredths (26.86 m) to point "M1"; thence, following a line having a direction of $131^{\circ} 18' 46''$, a distance of ninety-one meters and thirty-seven hundredths (91.37 m) to point "L"; thence, following a line having a direction of $245^{\circ} 25' 51''$, a distance of one hundred thirteen meters and fifty-two hundredths (113.52 m) to point "K"; thence, following a line having a direction of $315^{\circ} 29' 12''$, a distance of one hundred seventy-nine meters and eighty-one hundredths (179.81 m) to point "J"; thence, following a line having a direction of $28^{\circ} 49' 11''$, a distance of one hundred seventy-eight meters and forty-six hundredths (178.46 m) to point "I", the point of beginning.

The said parcel of land above described contains an area of twenty-nine thousand eight hundred ninety-six square meters and two tenths (29,896.2 m²).

5. All that part of the municipality of Sainte-Julie in the Province of Québec, as identified by number 4 on Map 1 and 2 attached hereto, and consisted non-exhaustively of the following lots and part of lots : lots 158, 159, 160, 161, 162, 163, 164 and part of lot 157 cadastre of Sainte-Julie Parish, and part of lots 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366 and 367, cadastre of Saint-Mathieu-de-Beloeil Parish, all of the Registration division of Verchères, as more fully and particularly described as follows :

Parcel 4

Beginning at point "O", on the above mentioned plan, located at co-ordinates N 5,054 281.83 m and E 632,474.50 m.

From the said point of beginning, following a line having a direction of $134^{\circ} 32' 05''$, a distance of one thousand eight hundred thirty-nine meters and sixty-three hundredths (1839.63 m) to point "U"; thence, following a line having a direction of $196^{\circ} 41' 02''$, a distance of eight hundred thirty-six meters and twenty-two hundredths (836.22 m) to point "T"; thence, following a line having a direction of $213^{\circ} 46' 49''$, a distance of one hundred seventy-two meters and eighty-eight hundredths (172.88 m) to point "S"; thence, following a line having a direction of $314^{\circ} 54' 31''$, a distance of eighty-four meters and thirty-one hundredths (84.31 m) to point "R"; thence, following a line having a direction of $204^{\circ} 16' 15''$, a distance of three hundred eleven meters and ninety-three hundredths (311.93 m) to point "Q"; thence, following a line having a direction of $314^{\circ} 49' 52''$, a distance of one thousand seven hundred seventy-two meters and nineteen hundredths (1,772.19 m) to point "P"; thence, following a line having a direction of $21^{\circ} 12' 21''$, a distance of one thousand two hundred and ninety-eight meters and twenty-four hundredths (1,298.24 m) to point "O", the point of beginning.

The said parcel of land above described contains an area of two million two hundred and eighteen thousand eight hundred and nineteen square meters and nine tenths (2,218,819.9 m²).

All directions, distances and co-ordinates shown on the above mentioned plan and mentioned in this description are in reference to the Universal Transverse Mercator system (U.T.M.), central meridian 75° W, zone 18, NAD 83; also, all dimensions are given in International Measures (I.M.).