



Prevention of Damage by Pests Act 1949

1949 CHAPTER 55 12 13 and 14 Geo 6

PART III

SUPPLEMENTAL

28 Interpretation.

(1) In this Act, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say:—

“agricultural land” has the same meaning as in the ^{M1}Agriculture Act 1947, or, in Scotland, the ^{M2}Agriculture (Scotland) Act 1948;

“container” includes sacks, boxes, tins and other similar articles;

“defendant”, in relation to Scotland, means defender;

“food” includes any substance ordinarily used in the composition or preparation of food, the seeds of any cereal or vegetable, and any feeding stuffs for animals, but does not include growing crops;

“infestation” means the presence of rats, mice, insects or mites in numbers or under conditions which involve an immediate or potential risk of substantial loss of or damage to food, and “infested” shall be construed accordingly;

“land” includes land covered with water, and any building or part of a building;

“manufacture” includes processing;

“the Minister” means [^{F1}the Minister of Agriculture, Fisheries and Food], or, in relation to Scotland, the Secretary of State;

[^{F2}“owner” has the same meaning as in the ^{M3}Public Health Act 1936, or, in Scotland, the ^{M4}Public Health (Scotland) Act 1897.]

(2) For the purposes of Part I of this Act, any land which is vested in or under the control of a local authority (whether or not being the local authority for the purposes of that Part) and is not occupied by any other person shall be deemed to be occupied by that authority.

Changes to legislation: There are currently no known outstanding effects for the
Prevention of Damage by Pests Act 1949, Section 28. (See end of Document for details)

Textual Amendments

- F1** Words substituted by virtue of [S.I. 1955/554](#) (1955 I, p. 1200), art. 3
- F2** Words in s. 28(1) repealed (S.) (1.10.2009) by [Public Health etc. \(Scotland\) Act 2008 \(Commencement No. 2, Savings and Consequential Provisions\) Order 2009 \(No. 319\)](#), art. 2, [Sch. 3 Pt. 1](#)
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Marginal Citations

- M1** [1947 c. 48](#).
- M2** [1948 c. 45](#).
- M3** [1936 c. 49](#).
- M4** [1897 c. 38](#).

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There are currently no known outstanding effects for the Prevention of Damage by Pests Act 1949, Section 28.