

1995 No. 250

PLANT HEALTH

Plant Health (Amendment) Order (Northern Ireland) 1995

Made 13th June 1995

Coming into operation 14th June 1995

The Department of Agriculture, in exercise of the powers conferred on it by sections 2(a), 3(1)(b), 3A(c), 3B(1)(d) and 4(1)(e) of the Plant Health Act (Northern Ireland) 1967(f) and of all powers enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Plant Health (Amendment) Order (Northern Ireland) 1995 and shall come into operation on 14th June 1995.

Amendment of the Plant Health Order (Northern Ireland) 1993

2. The Plant Health Order (Northern Ireland) 1993(g) shall be amended in accordance with Articles 3 to 18.

3. In Article 3(1) (Interpretation)—

(a) after the definition of “inspector” there shall be inserted the following definition—

“ “Ireland” and “United Kingdom” shall have the same respective meanings as in Directive 77/93/EEC;”;

(b) after the definition of “responsible person” there shall be inserted the following definition—

“ “the ring rot Directive” means Council Directive 93/85/EEC of 4th October 1993 on the control of potato ring rot(h);”.

4. In Article 4(1) (Prohibition on landing from a third country of pests, plants etc) for the words “A person shall not land” there shall be substituted the words “There shall not be landed”.

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- (a) As amended by S.R. & O. (N.I.) 1972 No. 351 Art. 3 and Sch. 2; 1979 c. 2, s. 177(1) and Sch. 4 Pt. II; and S.I. 1984/702 (N.I. 2) Art. 15(2)
- (b) As amended by S.R. & O. (N.I.) 1972 No. 351 Art. 3 and Sch. 2
- (c) Inserted by S.I. 1975/1038 (N.I. 8) Art. 11(2)
- (d) Inserted by S.I. 1984/702 (N.I. 2) Art. 15(2)
- (e) As amended by S.I. 1984/702 (N.I. 2) Art. 15(2)
- (f) 1967 c. 28 (N.I.)
- (g) S.R. 1993 No. 256 as amended by S.R. 1994 No. 28 and S.R. 1995 No. 164
- (h) O.J. No. L.259, 18.10.93, p. 1

5. In Article 4(2)(d)(ii)(E) after the words "other plants" there shall be inserted "not being potatoes".

6. In Article 6 (Prohibition on introduction into protected zones of pests, plants etc)—

- (a) in paragraph (1) for the words "A person shall not introduce" there shall be substituted "There shall not be introduced"; and
- (b) in paragraph (2) for the words "a person shall not introduce" there shall be substituted "there shall not be introduced".

7. In Article 19(1) (Restriction on the planting of potatoes) the word "Austria," shall be deleted.

8. After Article 22(3) (Actions which may be required by an inspector) there shall be inserted a new paragraph 22(3A)—

"22(3A) An inspector may, by notice in writing served on the consignee of any plants, plant products or other objects which have been or are to be landed, specify premises and require the removal of those objects to those premises in such manner as may be specified in the notice."

9. For Articles 38 to 42 (Potato ring rot) there shall be substituted—
"Special measures for the control of potato ring rot"

38. It shall be the duty of the Department to give effect to the requirements of paragraphs (1) and (2) of article 2, paragraph (1) of article 4 and articles 5 and 6 of the ring rot Directive.

39. A person who suspects the occurrence or actual presence of potato ring rot in growing potatoes or harvested, stored or marketed tubers shall immediately notify the Department or an inspector who shall determine whether or not any further investigation is necessary.

40. Subject to Article 41(2), a person shall not—

- (a) hold or handle any plant or tuber affected with potato ring rot or any other object or material affected with it otherwise than in compliance with the provisions of Articles 39 to 42;
- (b) plant any tuber or plant designated to be contaminated with potato ring rot under article 5(1)(a) of the ring rot Directive and a notice under paragraph (1)(c) or (2)(i) of Article 22 may require any such tuber or plant to be disposed of otherwise than by destruction only by means of measures described in point 1 of Annex IV to the ring rot Directive and only if there is no identifiable risk of potato ring rot spreading;
- (c) plant any plant or tuber determined as probably contaminated with potato ring rot under article 5(1)(b) of the ring rot Directive and a notice under paragraph (1)(c) or (2)(i) of Article 22 may require any such tuber or plant to be put to an appropriate use or disposed

of only in accordance with point 2 of Annex IV to the ring rot Directive and only if there is no identifiable risk of potato ring rot spreading.

41.—(1) Subject to paragraph (2), a notice under paragraph (1)(c) or (2)(i) of Article 22 may require any machinery, vehicle, vessel, store or units thereof and any other objects including packaging material designated as contaminated under article 5(1)(a) of the ring rot Directive or determined as probably contaminated under paragraph (1)(b) of that article to be—

- (a) disposed of otherwise than by destruction; or
- (b) cleansed and disinfected using appropriate methods as specified in point 3 of Annex IV to the ring rot Directive, whereupon they shall not be treated as contaminated.

(2) The Department or an inspector may by notice in writing given to the person having possession of any plants or tubers exempt those plants or tubers from the requirements of article 6 of the ring rot Directive (as applied by Article 38) and of Article 40 and paragraphs (1) and (3) for experimental or scientific purposes or for work on varietal selection if it or he as the case may be is satisfied that any such exemption would not prejudice the control of potato ring rot or create a risk of its spread.

(3) Subject to paragraph (2) and without prejudice to the provisions of Article 40(b) and (c) and paragraph (1), a notice under Article 22 may require a series of measures as specified in point 4 of Annex IV to the ring rot Directive to be implemented.

42.—(1) A person shall not plant seed potatoes unless they—

- (a) meet the requirements of Directive 77/93/EEC on the protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community(a); and
- (b) derive in a direct line from material obtained under an officially approved programme which has been found free from potato ring rot in official or officially supervised testing pursuant to article 8(1) of the ring rot Directive using the method set out in Annex I to that Directive.

- (2) The testing referred to in paragraph (1)(b) shall be carried out—
 - (a) in a case where contamination affects seed potato production, on the plants in the initial clonal selection; and
 - (b) in any other case, either on the plants of the initial clonal selection or on representative samples of the basic seed potatoes or earlier propagations.”.

(a) O.J. No. L.26, 31.1.77, p. 20 as last amended by Commission Directive 95/4/EC (O.J. No. L.44, 28.2.95, p. 56)

10. In Schedule 1 (Pests prohibited)—

(a) in Part A, Section B, after Item 2 there shall be added the following new Item—

“3. *Pseudomonas solanacearum* (Smith) Smith”;

(b) in Part B, Section A—

(i) in column (3) opposite Item 1 there shall be inserted in alphabetical order “Finland, Sweden”;

(ii) after Item 1 there shall be inserted the following Item—

“1(a) *Globodera pallida* Finland”;
(Stone) Behrens

(iii) in column (3) opposite Item 2 after “Spain (Menorca and Ibiza)” there shall be inserted—

“Sweden (Malmöhus, Kristianstads, Blekinge, Kalmar and Gotlands län)”;

(c) In Part B, Section B in column (3)—

(i) opposite Item 1 there shall be inserted in alphabetical order—
“Finland, Sweden”;

(ii) opposite Item 2 after “Denmark” there shall be added—
“Finland, Sweden”.

11. In Schedule 2 (Pests prohibited on certain plants and plant products)—

(a) in Part A, Section A—

(i) for the words in column (3) opposite Item 15 there shall be substituted—

“Flower bulbs and corms of *Crocus* L., miniature cultivars and their hybrids of the genus *Gladiolus* Tourn. ex. L., such as *Gladiolus callianthus* Marais, *Gladiolus colvillei* Sweet, *Gladiolus nanus* hort., *Gladiolus ramosus* hort., *Gladiolus tubergenii* hort., *Hyacinthus* L., *Iris* L., *Tigridia* Juss., *Tulipa* L., intended for planting, and potato tubers (*Solanum tuberosum* L.), intended for planting.”;

(ii) in column (3) opposite Item 16 in column 1 for the words “Seeds and bulbs of: *Allium cepa* L., *Allium porrum* L. and *Allium schoenoprasum* L.” there shall be substituted “Seeds and bulbs of: *Allium ascalonicum* L., *Allium cepa* L. and *Allium schoenoprasum* L. intended for planting and plants of *Allium porrum* L. intended for planting.”;

(iii) in column (3) opposite Items 32 and 34 the words “fruit and” shall be deleted in both places where they occur;

(b) in Part A, Section B, Item 9 shall be deleted;

(c) in Part A, Section C, in column (3) for the words opposite Item 13 there shall be substituted—

“Plants of *Fortunella* Swingle, *Poncirus* Raf., and their hybrids, other than fruit and seeds and plants of *Citrus* L. and their hybrids, other than seeds and fruit, except fruit of *Citrus reticulata* Blanco and of *Citrus sinensis* (L.) Osbeck, originating in South America.”;

(d) in Part B, Section A

(i) in column (4) opposite Item 3 there shall be substituted —
 “Greece, Ireland, Portugal, Spain, United Kingdom (Scotland, Northern Ireland, England: the following counties: Bedfordshire, Berkshire, Buckinghamshire, Cambridgeshire, Cleveland, Cornwall, Cumbria, Devon, Dorset, Durham, East Sussex, Essex, Greater London, Hampshire, Hertfordshire, Humberside, Kent, Lincolnshire, Norfolk, Northamptonshire, Northumberland, Nottinghamshire, Oxfordshire, Somerset, South Yorkshire, Suffolk, Surrey, Tyne and Wear, West Sussex, West Yorkshire, the Isle of Wight, the Isle of Man, the Isles of Scilly, and the following parts of counties; Avon: that part of the county which lies to the south of the southern boundary of the M4 motorway; Cheshire: that part of the county which lies to the east of the eastern boundary of the Peak District National Park together with that part of the county which lies to the north of the northern boundary of the A52(T) road to Derby and that part of the county which lies to the north of the northern boundary of the A6(T) road; Gloucestershire: that part of the county which lies to the east of the eastern boundary of the Fosse Way Roman road; Greater Manchester: that part of the county which lies to the east of the eastern boundary of the Peak District National Park; Leicestershire: that part of the county which lies to the east of the eastern boundary of the Fosse Way Roman road together with that part of the county which lies to the east of the eastern boundary of the B411A road together with that part of the county which lies to the east of the eastern boundary of the M1 motorway; North Yorkshire: the whole county except that part of the county which comprises the district of Craven; Staffordshire: that part of the county which lies to the east of the eastern boundary of the A52(T) road; Warwickshire: that part of the county which lies to the east of the eastern boundary of the Fosse Way Roman road; Wiltshire: that part of the county which lies to the south of the southern boundary of the M4 motorway to the intersection of the M4 motorway and the Fosse Way Roman road, and that part of the county which lies to the east of the eastern boundary of the Fosse Way Roman road).”;

(ii) in column (4) opposite Item 6(a) the word “Italy” shall be deleted;

(e) in Part B, Section B in column (4) opposite Item 2 there shall be inserted in alphabetical order — “Austria, Finland”;

(f) in Part B, after Section C there shall be added the following new Section—

Viruses and Virus-like Organisms

Item	Description of pests	Description of plants and plant products	Protected zones
(1)	(2)	(3)	(4)
1.	Citrus tristeza virus (European isolates)	Fruits of <i>Citrus clementina</i> Hort. ex. Tanaka, with leaves and peduncles.	France (Corsica) Greece Italy Portugal”.

12. In Schedule 3 (Plants, plant products and other objects which may not be landed if they originate in certain countries)—

(a) in Part A, in column (3)—

- (i) opposite Item 5 the word “Austria” shall be deleted;
- (ii) opposite Item 7 after the words “third countries other than” the word “Austria” shall be deleted and after the word “Switzerland” there shall be inserted “Syria”;
- (iii) for the words opposite Item 8 there shall be substituted “Third countries other than European and Mediterranean countries.”;

(b) in Part B in column (3) opposite Item 1 there shall be inserted in alphabetical order — “Austria, Finland”.

13. In Schedule 4 (Conditions to be met before certain plants, plant products and other objects may be landed or moved within the European Community)—

(a) in Part A, Section 1—

- (i) for the words in column (3) opposite Item 33 there shall be substituted—

“Without prejudice to Schedule 3 Part A Items 5 to 7 and Schedule 4, Part A Section 1 Items 30 to 32, official statement that the tubers—

- (a) originate from a field known to be free from *Globodera rostochiensis* (Wollenweber) Behrens and *Globodera pallida* (Stone) Behrens; and
- (b) originate in areas in which *Pseudomonas solanacearum* (Smith) Smith is known not to occur, or where the tubers originate in areas where *Pseudomonas solanacearum* (Smith) Smith is known to occur, that the tubers originate from a place of production found free from *Pseudomonas solanacearum* (Smith) Smith, or considered to be free

thereof, as a consequence of the implementation of an appropriate procedure aiming at eradicating *Pseudomonas solanacearum* (Smith) Smith which shall be determined pursuant to the procedure laid down in Article 16a of Directive 77/93/EEC.”;

(ii) after Item 35 there shall be inserted the following new Items—

“35A. Plants of *Capsicum annuum* L., *Lycopersicon lycopersicum* (L.) Karsten ex Farw., *Musa* L., *Nicotiana* L. and *Solanum melongena* L., intended for planting, other than seeds, originating in countries where *Pseudomonas solanacearum* (Smith) Smith is known to occur.

Without prejudice to the provisions applicable to the plants listed in Schedule 3 Part A Items 6 and 8 and Schedule 4 Part A, Section 1 Items 34 and 35, and where appropriate, official statement that—

(a) the plants originate in areas which have been found free from *Pseudomonas solanacearum* (Smith) Smith; or

(b) no symptoms of *Pseudomonas solanacearum* (Smith) Smith have been observed on the plants at the place of production since the beginning of the last complete cycle of vegetation.

35B. Tubers of *Solanum tuberosum* L., other than those intended for planting.

Without prejudice to the provisions applicable to tubers listed in Schedule 3 Part A Item 7 and Schedule 4 Part A, Section 1, Items 30, 31 and 32, official statement that the tubers originate in areas in which *Pseudomonas solanacearum* (Smith) Smith is not known to occur.”;

(iii) for Item 50 there shall be substituted the following Items—

“50. Plants of *Ficus* L., intended for planting, other than seeds.

Official statement that:

(a) the place of production has been found free from *Thrips palmi* Karny on official inspections carried out at least

monthly during the three months prior to export; or

- (b) the consignment has undergone appropriate treatment to ensure freedom from Thysanoptera; or
- (c) the plants have been grown in greenhouses in which official measures have been taken to monitor the presence of *Thrips palmi* Karny during an appropriate period, and that during such monitoring no *Thrips palmi* Karny have been detected.

50A. Plants, other than *Ficus* L., intended for planting, and other than seeds.

Official statement that:

- (a) the plants originate in a country known to be free from *Thrips palmi* Karny; or
- (b) the place of production has been found free from *Thrips palmi* Karny on official inspections carried out at least monthly during the three months prior to export; or
- (c) the consignment has undergone appropriate treatment to ensure freedom from Thysanoptera.”;

(iv) in column (3) opposite Item 67 for the words “a country” there shall be substituted “areas”;

(b) in Part A, Section II—

(i) in column (3) opposite Item 15 at the end there shall be added—
“and

(d) either—

- (i) the tubers originate in areas in which *Pseudomonas solanacearum* (Smith) Smith is known not to occur; or
- (ii) where the tubers originate in areas where *Pseudomonas solanacearum* (Smith) Smith is known to occur, the

tubers originate from a place of production found free from *Pseudomonas solanacearum* (Smith) Smith, or considered to be free thereof, as a consequence of the implementation of an appropriate procedure aiming at eradicating *Pseudomonas solanacearum* (Smith) Smith.”;

- (ii) in column (3) opposite Item 17, in paragraph (2)(c)(ii) after the words “Davis et al.” there shall be inserted—

“*Pseudomonas solanacearum* (Smith) Smith”;

- (iii) after Item 20 there shall be inserted the following new Item—

“20A. Plants of *Capsicum annuum* L., *Lycopersicon lycopersicum* (L.) Karsten ex Farw., *Musa* L., *Nicotiana* L. and *Solanum melongena* L., intended for planting, other than seeds.

Without prejudice to the requirements applicable to the plants listed in Schedule 4 Part A, Section II, Item 20 where appropriate, official statement that:

- (a) the plants originate in areas which have been found free from *Pseudomonas solanacearum* (Smith) Smith, or
- (b) no symptoms of *Pseudomonas solanacearum* (Smith) Smith have been observed on the plants at the place of production since the beginning of the last complete cycle of vegetation.”;

- (iv) for the words in column (2) Item 35 there shall be substituted—

“Fruit of *Citrus* L., other than of *Citrus clementina* Hort. ex. Tanaka, *Fortunella* Swingle, *Poncirus* Raf. and their hybrids.”;

- (c) in Part B (Conditions to be met before plants, plant products and other objects may be introduced into or moved within certain protected zones)—

(i) in column (4)—

- (A) for the words opposite Item 1 there shall be substituted —
“Greece, Ireland, Portugal, Spain, United Kingdom(a).”;
- (B) opposite Items 2 and 4 the word “Italy” shall be deleted in
each place where it occurs;
- (C) opposite Item 15 there shall be inserted in alphabetical order
— “Austria, Finland”;

(ii) after Item 14 there shall be inserted the following new Item—

“14A. Tubers of <i>Solanum</i> <i>tuberosum</i> L.	Without prejudice to the requirements listed in Schedule 4 Part A, Section II Items 15 and 16, official statement that provisions are complied with in respect of <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens which are in accordance with those laid down in Directive 69/465/EEC.”;	Finland.
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(iii) in column (4) opposite Items 13, 14, 16, 17, 18, 19, 20, 21 and 25 respectively there shall be inserted in alphabetical order—
“Finland, Sweden”;

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- (a) Scotland, Northern Ireland, England: the following counties: Bedfordshire, Berkshire, Buckinghamshire, Cambridgeshire, Cleveland, Cornwall, Cumbria, Devon, Dorset, Durham, East Sussex, Essex, Greater London, Hampshire, Hertfordshire, Humberside, Kent, Lincolnshire, Norfolk, Northamptonshire, Northumberland, Nottinghamshire, Oxfordshire, Somerset, South Yorkshire, Suffolk, Surrey, Tyne and Wear, West Sussex, West Yorkshire, the Isle of Wight, the Isle of Man, the Isles of Scilly, and the following parts of counties: Avon: that part of the county which lies to the south of the southern boundary of the M4 motorway; Cheshire: that part of the county which lies to the east of the eastern boundary of the Peak District National Park together with that part of the county which lies to the north of the northern boundary of the A52(T) road to Derby and that part of the county which lies to the north of the northern boundary of the A6(T) road; Gloucestershire: that part of the county which lies to the east of the eastern boundary of the Fosse Way Roman road; Greater Manchester: that part of the county which lies to the east of the eastern boundary of the Peak District National Park; Leicestershire: that part of the county which lies to the east of the eastern boundary of the Fosse Way Roman road together with that part of the county which lies to the east of the eastern boundary of the B411A road together with that part of the county which lies to the east of the eastern boundary of the M1 motorway; North Yorkshire: the whole county except that part of the county which comprises the district of Craven; Staffordshire: that part of the county which lies to the east of the eastern boundary of the A52(T) road; Warwickshire: that part of the county which lies to the east of the eastern boundary of the Fosse Way Roman road; Wiltshire: that part of the county which lies to the south of the southern boundary of the M4 motorway to the intersection of the M4 motorway and the Fosse Way Roman road, and that part of the county which lies to the east of the eastern boundary of the Fosse Way Roman road

(iv) for Item 22 there shall be substituted—

“22.	Sugar and fodder beet seed of the species <i>Beta vulgaris</i> L.	Without prejudice to the provisions of Directive 66/400/EEC ^(a) where applicable, official statement that:	Denmark Finland Ireland Portugal (Azores) Sweden United Kingdom.
		(a) the seed of the categories “Basic seed” and “Certified seed” satisfies the conditions laid down in Annex I(B)(3) of Directive 66/400/EEC; or	
		(b) in the case of “seed not finally certified”, the seed:	
		— satisfies the conditions laid down in Article 15(2) of Directive 66/400/EEC; and	
		— is intended for processing that will satisfy the conditions laid down in Annex IB of Directive 66/400/EEC and delivered to a processing enterprise with officially approved controlled waste disposal, to prevent the spread of Beet necrotic yellow vein virus (BNYVV); or	

(a) O.J. No. L.125, 11.7.66, p. 2290 (S. edn 1965-66 p. 143)

22A.	Vegetable seed of the species <i>Beta Vulgaris</i> L.	<p>(c) the seed has been produced from a crop grown in an area where BNYVV is known not to occur.</p> <p>Without prejudice to the provisions of Directive 70/458/EEC(a), where applicable, official statement that:</p>	<p>Denmark Finland Ireland Portugal (Azores) Sweden United Kingdom.</p>
		<p>(a) the processed seed contains no more than 0.5% by weight of inert matter; in the case of pelleted seed this standard shall be met prior to pelleting; or</p> <p>(b) in the case of non-processed seed, the seed:</p> <ul style="list-style-type: none"> — shall be officially packed in such a manner as to ensure that there is no risk of spread of BNYVV; and — is intended for processing that will satisfy the conditions laid down in paragraph (a) and delivered to a processing enterprise with officially approved controlled waste disposal, to prevent the spread of BNYVV; or 	

(a) O.J. No. L.225, 12.10.70, p. 7

(c) the seed has been produced from a crop grown in an area where BNYVV is known not to occur.”;

(v) at the end insert a new Item 26 as follows—

“26.	Fruit of <i>Citrus clementina</i> Hort. ex Tanaka, originating in France (except Corsica), or Spain	Without prejudice to the provisions applicable to the fruits, where appropriate, listed in Schedule 3 Part B Items 2 and 3 or Schedule 4 Part A, Section II, Item 34:	France (Corsica) Greece Italy Portugal.
		(a) the fruit shall be free from leaves and peduncles; or	
		(b) in the case of fruit with leaves or peduncles, official statement that the fruit is packed in closed containers which have been officially sealed and shall remain sealed during their transport through a protected zone, recognised for these fruits, and shall bear a distinguished mark to be reported on the passport.”.	

14. In Schedule 5, Part A, Section 1—

(a) for paragraph 2(d) there shall be substituted—

“(d) seeds and bulbs of *Allium ascalonicum* L., *Allium cepa* L. and *Allium schoenoprasum* L. intended for planting and plants of *Allium porrum* L. intended for planting.”;

(b) in paragraph 3 for the words “*Gladiolus* Tourn. ex L.” there shall be substituted—

“miniature cultivars and their hybrids of the genus *Gladiolus* Tourn. ex L., such as *Gladiolus callianthus* Marais, *Gladiolus colvillei* Sweet, *Gladiolus nanus* hort., *Gladiolus ramosus* hort. and *Gladiolus tubergenii* hort.”.

15. In Schedule 8 (Zones in the European Community recognised as “Protected Zones” in respect of the pests listed against their names)—

- (v) in column (3) opposite Item 12 after the words “Spain (Menorca and Ibiza)” there shall be inserted—
 “Sweden (Malmöhus, Kristianstads, Blekinge, Kalmar, Gotlands län)”;
- (vi) in column (2) opposite Item 17 for the word “known” there shall be substituted “unknown”;
- (b) in Part B, in column (3) opposite Item 2 there shall be inserted in alphabetical order—
 “Austria, Finland”;
- (c) in Part D—
- (i) in column (3) opposite Item 1 there shall be inserted in alphabetical order—
 “Finland, Sweden”;
- (ii) in column (3) opposite Item 2 there shall be added—
 “Finland, Sweden”;
- (iii) after Item 3 there shall be added the following new Item—
- | | | |
|-----|---|---|
| “4. | Citrus tristeza virus (European isolates) harmful to fruit of <i>Citrus clementina</i> Hort. ex. Tanaka, with leaves and peduncules | France (Corsica)
Greece
Italy
Portugal”. |
|-----|---|---|

16. For Schedule 11 (Form of Phytosanitary Certificate) there shall be substituted the Schedule set out in Schedule 1.

17. For Schedule 12 (Form of re-forwarding Phytosanitary Certificate) there shall be substituted the Schedule set out in Schedule 2.

18. For Schedule 14 (Instruments amending and supplementing Council Directive 77/93/EEC) there shall be substituted the Schedule set out in Schedule 3.

Revocation

19. The Plant Health (Amendment) (Potatoes) Order (Northern Ireland) 1994(a) is hereby revoked.

Sealed with the Official Seal of the Department of Agriculture on 13th June 1995.

(L.S.)

L. Sinclair

Assistant Secretary

Form of Phytosanitary Certificate

1 Name and address of exporter:		2 PHYTOSANITARY CERTIFICATE No. EEC/ /	
3 Declared name and address of consignee:		4 Plant Protection Organisation of	
		to Plant Protection Organisation(s) of	
		5 Place of origin:	
6 Declared means of conveyance:			
7 Declared point of entry:			
8 Distinguishing marks; number and description; name of produce; botanical name of plants:		9 Quantity declared:	
10 This is to certify that the plants or plant products described above – have been inspected according to appropriate procedures; and – are considered to be free from quarantine pests and practically free from other injurious pests; and that they – are considered to conform with the current phytosanitary regulations of the importing country.			
11 Additional declaration:			
DISINFESTATION AND/OR DISINFECTION TREATMENT		Place of issue: Date: Name and signature of authorised officer: Stamp of Organisation:	
12 Treatment:			
13 Chemical (active ingredient):	14 Duration and temperature:		
15 Concentration:	16 Date:		
17 Additional information:			

Note: The certificate shall be completed in typescript or in block capitals.”.

Form of re-forwarding Phytosanitary Certificate

1 Name and address of exporter:		2 REFORWARDING PHYTOSANITARY CERTIFICATE No. EEC/ /	
3 Declared name and address of consignee:		4 Plant Protection Organisation of	
		to Plant Protection Organisation(s) of	
6 Declared means of conveyance:		5 Place of origin:	
7 Declared point of entry:			
8 Distinguishing marks; number and description of packages; name of produce; botanical name of plants:		9 Quantity declared:	
<p>10 This is to certify</p> <p>– that the plants or plant products described above were imported into (country of re-export) from (country of origin) covered by Phytosanitary Certificate No.</p> <ul style="list-style-type: none"> • <input type="checkbox"/> original <input type="checkbox"/> certified true copy of which is attached to this Certificate; – that they are • <input type="checkbox"/> packed <input type="checkbox"/> repacked in <input type="checkbox"/> original <input type="checkbox"/> new containers; – that based on the • <input type="checkbox"/> original Phytosanitary Certificate and <input type="checkbox"/> additional inspection, they are considered to conform with the current phytosanitary regulations of the importing country; and – that during storage in (country of re-export) the consignment has not been subjected to the risk of infestation or infection. • Insert tick in the appropriate boxes. 			
11 Additional declaration:			
DISINFESTATION AND/OR DISINFECTION TREATMENT		Place of issue:	
12 Treatment:		Date:	
13 Chemical (active ingredient):	14 Duration and temperature:	Name and signature of authorised officer:	Stamp of Organisation:
15 Concentration:	16 Date:		
17 Additional information:			

Note: The certificate shall be completed in typescript or in block capitals.”.

Instruments amending and supplementing Council Directive 77/93/EEC

<i>Instrument</i>	<i>Reference</i>
Act concerning the conditions of accession of the Hellenic Republic and the adjustment of the Treaties	O.J. No. L.291, 19.11.79, p. 86.
Council Directive 69/464/EEC	O.J. No. L.323, 24.12.69, p. 1.
Council Directive 69/465/EEC	O.J. No. L.323, 24.12.69, p. 3.
Council Directive 80/392/EEC	O.J. No. L.100, 17.4.80, p. 32.
Council Directive 80/393/EEC	O.J. No. L.100, 17.4.80, p. 35.
Council Directive 81/7/EEC	O.J. No. L.14, 16.1.81, p. 23.
Council Directive 84/378/EEC	O.J. No. L.207, 2.8.84, p. 1.
Council Directive 85/173/EEC	O.J. No. L.65, 6.3.85, p. 23.
Council Regulation (EEC) No. 3768/85	O.J. No. L.362, 31.12.85, p. 8.
Council Directive 85/574/EEC	O.J. No. L.372, 31.12.85, p. 25.
Commission Directive 86/545/EEC	O.J. No. L.323, 18.11.86, p. 14.
Commission Directive 86/546/EEC	O.J. No. L.323, 18.11.86, p. 16.
Commission Directive 86/547/EEC(a)	O.J. No. L.323, 18.11.86, p. 21.
Council Directive 86/651/EEC	O.J. No. L.382, 31.12.86, p. 13.
Council Directive 87/298/EEC	O.J. No. L.151, 11.6.87, p. 1.
Commission Directive 88/271/EEC(b)	O.J. No. L.116, 4.5.88, p. 13.
Commission Directive 88/272/EEC(c)	O.J. No. L.116, 4.5.88, p. 19.
Commission Directive 88/430/EEC	O.J. No. L.208, 2.8.88, p. 36.
Council Directive 88/572/EEC	O.J. No. L.313, 19.11.88, p. 39.
Council Directive 89/359/EEC	O.J. No. L.153, 6.6.89, p. 28.
Council Directive 89/439/EEC	O.J. No. L.212, 22.7.89, p. 106.
Council Directive 90/168/EEC	O.J. No. L.92, 7.4.90, p. 49.
Commission Directive 90/490/EEC	O.J. No. L.271, 3.10.90, p. 28.
Commission Directive 90/506/EEC	O.J. No. L.282, 13.10.90, p. 67.
Council Directive 90/654/EEC	O.J. No. L.353, 17.12.90, p. 48.
Commission Directive 91/27/EEC	O.J. No. L.16, 22.1.91, p. 29.
Council Directive 91/683/EEC	O.J. No. L.376, 31.12.91, p. 29.
Commission Directive 92/10/EEC	O.J. No. L.70, 17.3.92, p. 27.
Commission Directive 92/70/EEC	O.J. No. L.250, 29.8.92, p. 37.
Commission Directive 92/71/EEC	O.J. No. L.275, 18.9.92, p. 24.

- (a) As amended by Commission Directives 90/80/EEC (O.J. No. L.51, 27.2.90, p. 34); 91/103/EEC (O.J. No. L.52, 27.2.91, p. 51) and 91/661/EEC (O.J. No. L.363, 31.12.91, p. 40)
- (b) As amended by Commission Directive 89/83/EEC (O.J. No. L.32, 3.2.89, p. 29)
- (c) As amended by Commission Directives 90/113/EEC (O.J. No. L.67, 15.3.90, p. 51); 91/102/EEC (O.J. No. L.52, 27.2.91, p. 50) and 91/660/EEC (O.J. No. L.366, 31.12.91, p. 39)

Commission Directive 92/76/EEC	O.J. No. L.305, 21.10.92, p. 12.
Commission Directive 92/90/EEC	O.J. No. L.344, 26.11.92, p. 38.
Council Directive 92/98/EEC	O.J. No. L.352, 2.12.92, p. 1.
Commission Directive 92/103/EEC	O.J. No. L.363, 11.12.92, p. 1.
Commission Directive 92/105/EEC	O.J. No. L.4, 8.1.93, p. 22.
Council Directive 93/19/EEC	O.J. No. L.96, 22.4.93, p. 33.
Commission Directive 93/50/EEC	O.J. No. L.205, 17.8.93, p. 22.
Commission Directive 93/51/EEC	O.J. No. L.205, 17.8.93, p. 24.
Council Directive 93/85/EEC	O.J. No. L.259, 18.10.93, p. 1.
Commission Directive 93/106/EC	O.J. No. L.298, 3.12.93, p. 34.
Commission Directive 93/110/EC	O.J. No. L.303, 10.12.93, p. 19.
Commission Directive 95/4/EC	O.J. No. L.44, 28.2.95, p. 56."

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order which amends the Plant Health Order (Northern Ireland) 1993 implements as respects Northern Ireland—

- (a) Commission Directive 93/106/EC (O.J. No. L.298, 3.12.93, p. 34) which makes changes in Commission Directive 92/76/EEC (O.J. No. L.305, 21.10.92, p. 12);
- (b) Commission Directive 93/110/EC (O.J. No. L.303, 10.12.93, p. 19) which makes changes in Council Directive 77/93/EEC (O.J. No. L.26, 31.1.77, p. 20) relating to certain protected zones; and
- (c) Commission Directive 95/4/EC (O.J. No. L.44, 28.2.95, p. 56) which makes changes in Council Directive 77/93/EEC relating to the disease *Pseudomonas solanacearum* and the pest *Thrips palmi*.

The Order makes the following principal changes—

1. An inspector may require the consignee of a plant, plant product or other object to remove it to premises specified in a notice (Article 8).
2. Citrus tristeza virus is added to the list of pests which may not be introduced into certain protected zones and whose spread within those zones is prohibited if they are present on certain plants and plant products (Article 11(f)).
3. Amendments are made to the conditions to be met before certain plants, plant products and other objects may be landed or moved within the European Community or introduced or moved within certain protected zones.

The Order makes provisions consequential upon the Accession of Austria, Finland and Sweden to the plant health single market on 1st January 1995.

The Order also revokes the Plant Health (Amendment) (Potatoes) Order (Northern Ireland) 1994.