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WELSH STATUTORY INSTRUMENTS

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**2006 No. 1643 (W.158)**

**PLANT HEALTH, WALES**

**The Plant Health (Wales) Order 2006**

*Made* - - - - - *20 June 2006*

*Coming into force* *27 June 2006*

**THE PLANT HEALTH (WALES) ORDER 2006**

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SCHEDULE 1 **PLANT PESTS WHICH MUST NOT BE LANDED IN OR SPREAD WITHIN WALES**  
PART A — **PLANT PESTS NOT KNOWN TO OCCUR IN ANY PART OF THE EUROPEAN COMMUNITY**

1. Insects, mites and nematodes
2. *Amauromyza maculosa* (Malloch)
3. *Anomala orientalis* Waterhouse
4. *Anoplophora chinensis* (Thomson)
5. *Anoplophora glabripennis* (Motschulsky)
6. *Anoplophora malasiaca* (Forster)
7. *Arrhenodes minutus* Drury
8. *Bemisia tabaci* Genn. (non-European populations) vector of viruses such as:...
9. Cicadellidae (non-European) known to be vectors of Pierce's disease (caused...)
10. *Choristoneura* subsp. (non-European)
11. *Conotrachelus nenuphar* (Herbst)
12. *Diabrotica barberi* Smith and Lawrence
13. *Diabrotica undecimpunctata howardi* Barber
14. *Diabrotica undecimpunctata undecimpunctata* Mannerheim
15. *Diabrotica virgifera* Le Conte
16. *Heliothis zea* (Boddie)
17. *Hirschmanniella* subsp., other than *Hirschmanniella gracilis* (de Man) Luc and...
18. *Liriomyza sativae* Blanchard
19. *Longidorus diadecturus* Eveleigh and Allen
20. *Monoctonus* subsp. (non-European)
21. *Myndus crudus* Van Duzee

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22. *Nacobbus aberrans* (Thorne) Thorne and Allen
23. *Naupactus leucoloma* Boheman
24. *Premnotrypes* subsp. (non-European)
25. *Pseudopityophthorus minutissimus* (Zimmermann)
26. *Pseudopityophthorus pruinus* (Eichhoff)
27. *Scaphoideus luteolus* Van Duzee
28. *Spodoptera eridania* (Cramer)
29. *Spodoptera frugiperda* (Smith)
30. *Spodoptera litura* (Fabricius)
31. *Thrips palmi* Karny
32. Tephritidae (non-European) such as: *Anastrepha fraterculus* (Wiedemann), *Anastrepha ludens* (Loew),...
33. *Xiphinema americanum* Cobb sensu lato (non-European populations)
34. *Xiphinema californicum* Lamberti and Bleve-Zacheo
  1. Bacteria
  1. Fungi
  2. *Chrysomyxa arctostaphyli* Dietel
  3. *Cronartium* subsp. (non-European)
  4. *Endocronartium* subsp. (non-European)
  5. *Guignardia loricata* (Saw.) Yamamoto and Ito
  6. *Gymnosporangium* subsp. (non-European)
  7. *Inonotus weirii* (Murril) Kotlaba and Pouzar
  8. *Melampsora farlowii* (Arthur) Davis
  9. *Monilinia fructicola* (Winter) Honey
  10. *Mycosphaerella larici-leptolepsis* Ito et al.
  11. *Mycosphaerella populorum* G E Thompson
  12. *Phoma andina* Turkensteen
  13. *Phyllosticta solitaria* Ell. and Ev.
  14. *Septoria lycopersici* Speg. var *malagutii* Ciccarone and Boerema
  15. *Thecaphora solani* Barrus
  16. *Tilletia indica* Mitra
  17. *Trechispora brinkmannii* (Bresad.) Rogers
    1. Viruses and virus-like organisms
    2. Potato viruses and virus-like organisms such as: Andean potato latent...
    3. Tobacco ringspot virus
    4. Tomato ringspot virus
    5. Viruses and virus-like organisms of *Cydonia* Mill., *Fragaria* L., *Malus*...
    6. Viruses transmitted by *Bemisia tabaci* Genn., such as: Bean golden...
    1. Parasitic plants

**PART B — PLANT PESTS KNOWN TO OCCUR IN THE EUROPEAN COMMUNITY**

1. Insects, mites and nematodes
2. *Globodera pallida* Stone Behrens
3. *Globodera rostochiensis* (Wollenweber) Behrens
4. *Heliothis armigera* (Hübner)
5. *Leptinotarsa decemlineata* Say
6. *Meloidogyne chitwoodi* Golden et al. (all populations)
7. *Meloidogyne fallax* Karssen
8. *Opogona sacchari* (Bojer)
9. *Popilia japonica* Newman

10. Rhizocus hibisci Kawai and Takagi
  11. Spodoptera littoralis (Boisduval)
    1. Bacteria
    2. Ralstonia solanacearum (Smith) Yabuuchi et al.
    1. Fungi
    2. Synchytrium endobioticum (Schilbersky) Percival
    1. Viruses and virus like organisms
    2. Apricot chlorotic leaf roll mycoplasma
    3. Pear decline mycoplasma
- SCHEDULE 2 **RELEVANT MATERIAL WHICH MAY NOT BE LANDED IN OR MOVED WITHIN WALES IF THAT MATERIAL IS CARRYING OR INFECTED WITH PLANT PESTS**
- PART A — **PLANT PESTS NOT KNOWN TO OCCUR IN THE EUROPEAN COMMUNITY**
- PART B — **PLANT PESTS KNOWN TO OCCUR IN THE EUROPEAN COMMUNITY**
- SCHEDULE 3 **RELEVANT MATERIAL WHICH MAY NOT BE LANDED IN WALES IF THAT MATERIAL ORIGINATES IN CERTAIN THIRD COUNTRIES**
- SCHEDULE 4 **RESTRICTIONS ON THE LANDING IN AND MOVEMENT WITHIN WALES OF RELEVANT MATERIAL**
- PART A — **RELEVANT MATERIAL, FROM THIRD COUNTRIES, WHICH MAY ONLY BE LANDED IN WALES IF SPECIAL REQUIREMENTS ARE SATISFIED**
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- PART C — Relevant material which may only be landed in or moved within Wales (as a protected zone) if special requirements are satisfied
- SCHEDULE 5 **RELEVANT MATERIAL FROM A THIRD COUNTRY FOR WHICH A PHYTOSANITARY CERTIFICATE MAY BE REQUIRED**
- PART A — Relevant material which may only be landed in Wales if accompanied by a phytosanitary certificate
1. Plants, intended for planting, other than seeds but including seeds...
  2. Parts of plants, other than fruit or seeds, of—
  3. Fruits of— (a) Citrus L., Fortunella Swingle, Poncirus Raf., Momordica...
  4. Tubers of Solanum tuberosum L.
  5. Soil or growing medium, which consists in whole or in...
  6. Soil or growing medium attached to or appears to have...
  7. Grain of the genera Triticum, Secale or X Triticosecale originating...
- PART B — Relevant material which, if destined for certain protected zones, may only be landed in Wales if accompanied by a phytosanitary certificate
1. Plants of Beta vulgaris L. intended for industrial processing.
  2. Without prejudice to paragraphs 5 and 6 of Part A,...
  3. Live pollen for pollination of Amelanchier Med., Chaenomeles Lindl., Cotoneaster...
  4. Parts of plants, other than fruit or seeds, of Amelanchier...
  5. Seeds of Dolichos Jacq., Magnifera subsp., Beta vulgaris L. or...
  6. Seeds or fruits (bolls) of Gossypium subsp. or unginned cotton....
  7. Fruits of Vitis L.

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8. Parts of plants of Eucalyptus L'Hérit.
- SCHEDULE 6 Prohibitions on the landing in and movement within Wales of relevant material without a plant passport
- PART A — Relevant material, from Wales or elsewhere in the European Community, which may only be landed in or moved within Wales if accompanied by a plant passport
1. Plants, intended for planting, other than seeds, of Amelanchier Med.,...
  2. Plants, other than seeds, of Beta vulgaris L. or Humulus...
  3. Plants of stolon or tuber forming species of Solanum L.,...
  4. Plants, other than fruit or seeds, of Fortunella Swingle, Poncirus...
  5. Plants, other than fruit or seeds, of Citrus L.
  6. Fruits of Citrus L., Fortunella Swingle or Poncirus Raf., with...
  7. Plants in paragraphs (a) to (e) which are produced by...
- PART B — Relevant material, from Wales or elsewhere in the European Community, which may only be landed in or moved within Wales if accompanied by a plant passport which is valid for Wales (as a protected zone)
1. Plants in paragraphs (a) and (b) which are produced by...
- SCHEDULE 7 Prohibitions on the consignment of relevant material to another part of the European Community without a plant passport
- PART A — Relevant material which may only be consigned to another part of the European Community if accompanied by a plant passport
1. Plants, intended for planting, other than seeds, of Amelanchier Med.,...
  2. Plants, other than seeds, of Beta vulgaris L. or Humulus...
  3. Plants of stolon or tuber forming species of Solanum L.,...
  4. Plants, other than fruit or seeds, of Fortunella Swingle, Poncirus...
  5. Plants, other than fruit or seeds, of Citrus L.
  6. Fruits of Citrus L., Fortunella Swingle or Poncirus Raf., with...
  7. Plants in paragraphs (a) to (e) which are produced by...
- PART B — Relevant material which may only be consigned to a protected zone in another part of the European Community if accompanied by a plant passport which is valid for that protected zone
1. Plants of Abies Mill., Larix Mill., Picea A. Dietr., Pinus...
  2. Plants, other than seeds, of Populus L. or Beta vulgaris...
  3. Plants, other than fruit or seeds, of Amelanchier Med., Chaenomeles...
  4. Live pollen for pollination of Amelanchier Med., Chaenomeles Lindl., Cotoneaster...
  5. Tubers of Solanum tuberosum L., intended for planting.
  6. Plants of Beta vulgaris L., intended for industrial processing.
  7. Soil from beet or unsterilised waste from beet (Beta vulgaris...
  8. Seeds of Beta vulgaris L., Dolichos Jacq., Gossypium subsp. or...
  9. Fruits (bolls) of Gossypium subsp. or unginned cotton or fruits...
  10. The plants in paragraphs (a) and (b) which are produced...
- SCHEDULE 8 **SWISS PLANT PASSPORTS**
- PART A — Relevant material originating in Switzerland which may be landed in or moved within Wales if accompanied by a Swiss plant passport
1. Plants, other than seeds, of Beta vulgaris L., Humulus lupulus...
  2. Plants, other than fruit or seeds, but including live pollen...

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3. Plants of stoloniferous and tuberous species intended for planting of...
  4. Plants, other than fruit, of *Vitis* L.
  5. Plants in sub-paragraphs (a) to (f), produced by producers authorised...
- PART B — Relevant material imported into Switzerland from another third country which, if it would normally be permitted to be landed in Wales if accompanied by a phytosanitary certificate, may be accompanied by a Swiss plant passport or may be landed without phytosanitary documentation
1. Plants, other than seeds, intended for planting, other than—
  2. Seeds of Cruciferae, Gramineae other than *Oryza* subsp. or *Trifolium*...
  3. Seeds of *Allium ascalonicum* L., *Allium cepa* L., *Allium porrum*...
  4. Seeds of *Triticum*, *Secale* and X *Triticosecale* originating in Afghanistan,...
  5. Parts of plants, other than fruit or seeds, of—
  6. Fruit of— (a) *Momordica* L. or *Solanum melongena* L.; or...
  7. Tubers of *Solanum tuberosum* L. other than for planting.
  8. Soil or growing medium, which consists in whole or in...
  9. Soil or growing medium attached to or appears to have...
  10. Grains of the genera *Triticum*, *Secale* or X *Triticosecale* originating...

SCHEDULE **REQUIREMENTS FOR PLANT PASSPORTS**

9

PART A — Requirements for plants passports for any relevant material in Schedule 6 or 7

1. A plant passport may only be issued in respect of...
2. Subject to Part B, a plant passport must comprise either...
3. The references in paragraph 1 above to an official label...
4. (1) The information contained in a plant passport must be—...
5. Where a plant passport comprises only an official label, it...
6. Where the plant passport comprises an official label and an...
7. The information referred to in paragraph 5 and 6 above...

PART B — REQUIREMENTS FOR PLANT PASSPORTS PERMITTED FOR CERTAIN MATERIAL IN SCHEDULE 6 OR 7

1. A plant passport in respect of any relevant material referred...
2. The official label in paragraph 1 in respect of tubers...
3. The official label in paragraph 1 in respect of seeds...
4. The official label in paragraph 1 in respect of seeds...
5. The official label in paragraph 1 in respect of seeds...

SCHEDULE **FORM OF PHYTOSANITARY CERTIFICATE AND FORM OF PHYTOSANITARY CERTIFICATE FOR RE-EXPORT REQUIRED BY ARTICLE 15(1)**

10

SCHEDULE **FORM OF PHYTOSANITARY CERTIFICATE AND FORM OF PHYTOSANITARY CERTIFICATE FOR RE-EXPORT PERMITTED BY ARTICLE 15(1)**

11

SCHEDULE Notice of landing

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SCHEDULE **PLANT HEALTH MOVEMENT DOCUMENT**

13

SCHEDULE **SPECIAL MEASURES FOR THE CONTROL OF POTATO WART DISEASE**

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1. If, as a result of an official test, *Synchytrium endobioticum*...
2. A plot must be regarded as being contaminated for the...
3. A notice under article 32 may require any potato tubers...
4. Where an inspector is satisfied that any potato tubers or...
5. Where a contaminated plot is demarcated under paragraph 1—
6. Where a safety zone is demarcated under paragraph 1 potatoes...
7. A potato variety must be considered to be resistant to...
8. Where an inspector is satisfied that *Synchytrium endobioticum* is no...

SCHEDULE 15 **SPECIAL MEASURES FOR THE CONTROL OF POTATO CYST NEMATODE**

1. If, as a result of an official test, Potato Cyst...
2. Subject to paragraph 5, a person must not distribute as...
3. Subject to paragraph 5, where contaminated land is demarcated under...
4. Where an inspector is satisfied that Potato Cyst Nematode is...
5. Provided there is no risk of the spread of Potato...
6. A potato variety must be regarded as being resistant to...

SCHEDULE 16 **SPECIAL MEASURES FOR THE CONTROL OF POTATO RING ROT**

1. In this Schedule— “specified plant material” means tubers or plants...
2. Where specified plant material is designated by an inspector to...
3. The methods by which material can be required to be...
4. Where specified plant material is determined by an inspector to...
5. The methods by which material can be required to be...
6. A notice under article 32 may require that any machinery,...
7. Anything cleansed and disinfected in accordance with paragraph 6(b) must...
8. Without prejudice to paragraph 6, a notice under article 32...
9. Subject to paragraph 13, where a place of production is...
10. The measures referred to in paragraph 9 are—
11. The measures referred to in paragraph 9 are—
12. Where an inspector is satisfied that a place of production...
13. Where an inspector is satisfied that a place of production...
14. The measures referred to in paragraph 13(b) are—
15. The authorisation referred to in paragraph 13(a) may require that...
16. Where a place of production is designated by an inspector...

SCHEDULE 17 ***RALSTONIA SOLANACEARUM***

**PART A — SPECIAL MEASURES FOR THE CONTROL OF *RALSTONIA SOLANACEARUM***

1. In this Schedule— “agricultural land” means land used or capable...
2. Where specified plant material is designated by an inspector to...
3. The methods by which material can be required to be...
4. Where specified plant material is determined by an inspector to...
5. The methods by which material can be required to be...
6. A notice under article 32 may require that any machinery,...
7. Anything cleansed and, where appropriate disinfected in accordance with paragraph...
8. Without prejudice to paragraph 6, a notice under article 32...
9. Subject to paragraph 12, where a place of production is...
10. The measures referred to in paragraph 9 are—



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11. The measures referred to in paragraph 9 are—
12. Where a place of production is designated by an inspector...
13. The measures referred to in paragraph 12(b) are—
14. The authorisation referred to in paragraph 12(a) may require that—...
15. Where a place of production is designated by an inspector...
16. Where a place of production is designated by an inspector...

**PART B — Demarcation of zones for the control of *Ralstonia solanacearum***

1. The National Assembly must, where it considers it necessary to...
2. The zone must remain demarcated for the purposes of this...
3. For the purposes of this Order, a notice made available...
4. Any premises which are partly inside and partly outside a...
5. Paragraph 4 does not apply in respect of any part...
6. When a declaration has been made pursuant to paragraph 1...

**SCHEDULE**

**NOTIFICATION REQUIREMENTS**

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1. Live organisms of the animal kingdom
2. *Ditylenchus dipsaci* (Kühn) Filipjev — Stem nematode
3. *Globodera rostochiensis* (Wollenweber) Behrens and *Globodera pallida* Stone Behrens —...
4. Bacteria
5. *Clavibacter michiganensis* subsp. *michiganensis* (Smith) Davis et al. (syn. *Corynebacterium*...
6. *Erwinia amylovora* (Burr.) Winslow et al., the cause of Fire...
7. *Erwinia chrysanthemi* pv. *dianthicola* (Hellmers) Dickey — Slow wilt of...
8. *Xanthomonas campestris* pv. *vesicatoria* (Diodge) Dye — Tomato bacterial spot...
9. Cryptograms
10. *Phialophora cinerescens* (Wollenweber) Van Beyma — a carnation wilt
11. *Puccinia horiana* P. Henn — Chrysanthemum white rust
12. *Verticillium albo-atrum* Reinke and Berth. — *Verticillium* wilt disease
13. *Verticillium dahliae* Klebahn — *Verticillium* wilt of hops
14. Viruses and virus-like pathogens
15. Chrysanthemum stunt viroid
16. Plum pox virus
17. Raspberry ringspot virus
18. Strawberry crinkle virus
19. Strawberry latent ringspot virus
20. Strawberry mild yellow edge virus
21. Tomato black ring virus
22. Tomato spotted wilt virus

**SCHEDULE**

**REVOCATION OF ORDERS**

19

Explanatory Note