

1991 No. 439**PLANT HEALTH****Plant Health (Amendment No. 2) Order (Northern Ireland) 1991**

Made 26th September 1991

Coming into operation 7th November 1991

The Department of Agriculture in exercise of the powers conferred on it by sections 2(a) and 3(1)(b) of the Plant Health Act (Northern Ireland) 1967(c) and of every other power enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Plant Health (Amendment No. 2) Order (Northern Ireland) 1991 and shall come into operation on 7th November 1991.

Amendment of Plant Health Order (Northern Ireland) 1988

2. The Plant Health Order (Northern Ireland) 1988(d) shall be amended as provided in Articles 3 to 6.

Pests which may not be landed or kept etc

3. In Schedule 1 Part 1A, after paragraph 34 there shall be inserted the following paragraph—

“35. *Bemisia tabaci* (Gennadius) — Tobacco Whitefly or Sweet Potato Whitefly.”.

Conditions subject to which plants may be landed

4. In Schedule 3 Part VI, there shall be deleted Item 84A.

5. In Schedule 3 Part VIIB, in column (3) of Item 90A after the words “originates in the Netherlands” there shall be inserted “or a third country”.

Instruments amending Council Directive 77/93/EEC

6. For Schedule 5 there shall be substituted the Schedule to this Order.

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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) 1967 c. 28 (N.I.) as amended by S.I. 1975/1038 (N.I. 8) Art. 11(2) and S.I. 1984/702 (N.I. 2) Art. 15(2)
- (d) S.R. 1988 No. 175 as amended by S.R. 1989 No. 426, S.R. 1989 No. 473 and 1991 No. 128

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Plant Health

No. 439

Sealed with the Official Seal of the Department of Agriculture on 26th
September 1991.

(L.S.)

I. C. Henderson

Assistant Secretary

Instruments amending 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 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.
Commission Directive 91/27/EEC	O.J. No. L.16, 22.1.91, p. 29."

(a) As amended by Commission Directives 90/80/EEC (O.J. No. L.51, 27.2.90, p. 34) and 91/103/EEC (O.J. No. L.52, 27.2.91, p. 51).

(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) and 91/102/EEC (O.J. No. L.52, 27.2.91, p. 50)

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order further amends the Plant Health Order (Northern Ireland) 1988 (which imposes controls on the import and export of certain plant pests, plants, plant products, soil, growing medium, agricultural machinery and genetically manipulated material and contains controls to prevent the spread of specified pests within Northern Ireland) by—

- (a) adding the pest which is known as Tobacco Whitefly or Sweet Potato Whitefly to the list of pests which may not be landed or kept in Northern Ireland and whose presence or suspected presence must be notified to the Department of Agriculture (Article 3);
- (b) removing the requirement that consignments of raw horseradish and radish originating in the Netherlands may only be imported when free of foliage (Article 4);
- (c) extending the requirement that cut flowers of the genera *Achillea*, *Anemone* (Mona Lisa type only), *Antirrhinum*, *Aster*, *Calendula*, *Callistephus*, *Carthamus*, *Centaurea*, *Cirsium*, *Liatris*, *Lisianthus*, *Solidago*, *Solidaster* and *Zinnia* may only be imported when accompanied by a phytosanitary certificate to such flowers originating in third countries (Article 5); and
- (d) revising the definition of “Directive 77/93/EEC” (Article 6).