

2015 No. 128

PLANT HEALTH

The Plant Health (Amendment) Order (Northern Ireland) 2015

Made - - - - *6th March 2015*

Coming into operation - *27th March 2015*

The Department of Agriculture and Rural Development(a) makes the following Order in exercise of the powers conferred by sections 2 and 3(1) of the Plant Health Act (Northern Ireland) 1967(b) and paragraph 1A of Schedule 2 to the European Communities Act 1972(c).

This Order makes provision for a purpose mentioned in section 2(2) of the European Communities Act 1972(d), and it appears to the Department that it is expedient for the references to the European Union instruments mentioned in article 3(a) and (e) to be construed as references to those instruments as amended from time to time.

Citation and commencement

1. This Order may be cited as The Plant Health (Amendment) Order (Northern Ireland) 2015 and comes into operation on 27th March 2015.

Amendment of the Plant Health Order (Northern Ireland) 2006

2. The Plant Health Order (Northern Ireland) 2006(e) is amended in accordance with articles 3 to 12.

Article 2 (general interpretation)

3. In article 2(1)—

(a) after the definition of “Decision 2008/840/EC” (f)insert—

““Decision 2014/422/EU” means Commission Implementing Decision 2014/422/EU setting out measures in respect of certain citrus fruits originating in South Africa to

(a) The Ministry of Agriculture became known as the Department of Agriculture by virtue of section 7(5) of the Northern Ireland Constitution Act 1973 (c.36) and was renamed the Department of Agriculture and Rural Development by Article 3(4) of the Departments (Northern Ireland) Order 1999 (S.I. 1999/283 (N.I.1)).

(b) 1967 c.68 (N.I.); sections 2(1) and 3(1) were amended by S.R. & O. (N.I.) 1972 No. 351, art. 3 and Sch. 2. Section 2(2) was amended by 1979 c.2, s.177 (1) and Sch.4, Pt II. Sections 2 and 3 were also amended by S.I. 1984/702 (N.I.2), Arts 15(2), 24 and Sch.

(c) 1972 c.68. Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 (c.51) and amended by section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 (c.7).

(d) Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c.51) and section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 (c.7).

(e) S.R. 2006 No. 82; relevant amending instruments are S.R. 2006 No. 165, 2006 No. 435, 2007 No. 483, 2008 No. 205, 2008 No. 442, 2008 No. 493, 2009 No. 179, 2010 No. 197, 2011 No. 22, 2013 No. 7, 2013 No. 103.

(f) The definition of “Decision 2008/840/EC” was inserted by S.R. 2011 No 22, article 2(2).

prevent the introduction into and the spread within the Union of *Phyllosticta citricarpa* (McAlpine) Van der Aa, as amended from time to time;”(a);

(b) for the definition of “Directive 2000/29/EC” substitute—

““Directive 2000/29/EC” means Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community, as last amended by Regulation (EU) No 652/2014 of the European Parliament and of the Council laying down provisions for the management of expenditure relating to the food chain, animal health and animal welfare, and relating to plant health and plant reproductive material;”(b);

(c) after the definition of “Directive 2000/29/EC” insert—

““Directive 2007/33/EC” means Council Directive 2007/33/EC on the control of potato cyst nematodes and repealing Directive 69/465/EEC;”(c);

(d) for the definition of “protected zone” substitute—

““protected zone” means a member State or an area in a member State which is recognised as a protected zone exposed to particular plant health risks for the purposes of Directive 2000/29/EC, as listed in Annex I to Regulation (EC) No 690/2008;”

(e) after the definition of “registered” insert—

““Regulation (EC) No 690/2008” means Commission Regulation (EC) No 690/2008 recognising protected zones exposed to particular plant health risks in the Community, as last amended by Commission Regulation (EU) No 707/2014 and as amended from time to time;”(d).

Schedule 1 (plant pests which shall not be landed in or spread within Northern Ireland)

4.—(1) In Part A (plant pests not known to occur in any part of the European Community) of Schedule 1(e)—

(a) under the heading “Insects, mites and nematodes”—

(i) after item 1, insert—

“1a. *Agrilus anxius* Gory

1b. *Agrilus planipennis* Fairmaire;”

(ii) after item 5, insert—

“6. *Anthonomus eugenii* Cano;”

(iii) for item 15a substitute—

“15a. *Diaphorina citri* Kuway;”

(b) for item 1 under the heading “Bacteria” substitute—

“1. *Candidatus Liberibacter* spp., causal agent of Huanglongbing disease of citrus/citrus greening

2. *Xylella fastidiosa* (Wells and Raju);”

(a) OJ No L 196, 3.7.2014, p21.

(b) OJ No L 169, 10.7.2000, p1, as last amended by OJ No L 189, 27.6.2014, p1.

(c) OJ No L 156, 16.6.2007, p12.

(d) OJ No L 193, 22.7.2008, p1, as last amended by OJ No L 186, 26.6.2014, p56.

(e) Item 6 under the heading “Insects, mites and nematodes” was omitted by S.R. 2008 No. 493, article 2(2)(b) and item 15a was inserted by S.R. 2006 No. 435, article 2(7). There are other amendments to Part A of Schedule 1, but none is relevant.

(c) omit item 9 under the heading “Fungi”.

(2) In Part B (plant pests known to occur in the European Community), under the heading “Insects, mites and nematodes”—

(a) after item 1, insert—

“1a. *Bursaphelenchus xylophilus* (Steiner & Bühner) Nickle *et al.*;

1b. *Dryocosmus kuriphilus* Yasumatsu”;

(b) after item 12, insert—

“13. *Thaumtopoea processionea* L.

14. *Trioza erytrae* Del Guercio”.

Schedule 2 (relevant material which may not be landed in or moved within Northern Ireland if that material is carrying or infected with plant pests)

5.—(1) In Part A (plant pests not known to occur in the European Community) of Schedule 2(a)—

(a) omit items 1a, 8, 10 and 30 under the heading “Insects, mites and nematodes”;

(b) omit item 1 under the heading “Bacteria”;

(c) under the heading “Fungi”—

(i) omit item 8; and

(ii) in the third column of item 12 for “*Guignardia citricarpa* Kiely” substitute “*Phyllosticta citricarpa* (McAlpine) Van der Aa”;

(d) in the second column of item 15a under the heading “Viruses and virus-like organisms”, for “*Lycopersicon lycopersicum* (L.) Karsten ex Farw.” substitute “*Solanum lycopersicum* L.”.

(2) In Part B (plant pests known to occur in the European Community) of Schedule 2—

(a) in the second column of items 2 and 9 under the heading “Bacteria”, for “*Lycopersicon lycopersicum* (L.) Karsten ex Farw.” substitute “*Solanum lycopersicum* L.”;

(b) for the entry in the third column of item 1 under the heading “Fungi”, substitute “*Ceratocystis platani* (J.M. Walter) Engelbr. & T.C. Harr.”;

(c) under the heading “Viruses and virus-like organisms”—

(i) omit item 5;

(ii) in the second column of items 15 and 16, for “*Lycopersicon lycopersicum* (L.) Karsten ex Farw.” substitute “*Solanum lycopersicum* L.”(b).

Schedule 4 (restrictions on the landing in and movement within Northern Ireland of relevant material)

6.—(1) In Part A (relevant material, from third countries, which may only be landed in Northern Ireland if special requirements are satisfied) of Schedule 4—

(a) for items 7 and 7a substitute(c)—

(a) Item 1a under the heading “Insects, mites and nematodes” was inserted by S.R. 2009 No. 179, article 2(5). Item 15a under the heading “Viruses and virus-like organisms” was inserted by S.R. 2009 No. 179, article 2(6). There are other amendments to Part A of Schedule 2 but none is relevant.

(b) Item 15 was amended by S.R. 2006 No. 435, article 2(8).

(c) Item 7a was inserted by S.R. 2006 No. 435, article 2(10).

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| “7. | Plants, other than seeds, of <i>Castanea</i> Mill. or <i>Quercus</i> L., intended for planting, originating in any third country | Without prejudice to the requirements in items 5, 6, 61, 62 and 65, the plants shall be accompanied by an official statement that: (a) they originate in an area or areas known to be free from <i>Cryphonectria parasitica</i> (Murrill) Barr; or (b) no symptoms of <i>Cryphonectria parasitica</i> (Murrill) Barr have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation” |
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(b) for item 8a(a) substitute—

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| “8a. | Plants of <i>Fraxinus</i> L., <i>Juglans ailantifolia</i> Carr., <i>Juglans mandshurica</i> Maxim., <i>Ulmus davidiana</i> Planch. and <i>Pterocarya rhoifolia</i> Siebold & Zucc., other than fruit and seeds, but including cut branches with or without foliage, originating in Canada, China, Democratic People’s Republic of Korea, Japan, Mongolia, Republic of Korea, Russia, Taiwan and USA | Without prejudice to the requirements in item 8b, the plants shall be accompanied by an official statement that they originate in an area recognised as being free from <i>Agrilus planipennis</i> Fairmaire, in accordance with the procedure referred to in Article 18(2) of Directive 2000/29/EC. The name of the area shall be mentioned on the phytosanitary certificate or phytosanitary certificate for re-export”; |
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(c) for item 9 substitute—

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| “9. | Plants, other than seeds, of <i>Platanus</i> L. intended for planting, originating in Armenia, Switzerland or the USA | The plants shall be accompanied by an official statement that no symptoms of <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. & T.C. Harr have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation”; |
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(d) for item 13 substitute(b)—

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| “13. | Plants of <i>Betula</i> L., other than fruit or seeds, but including cut branches of <i>Betula</i> L., with or without foliage, originating in any third country | The plants shall be accompanied by an official statement that they originate in a country known to be free of <i>Agrilus anxius</i> Gory”; |
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(e) omit item 14;

(f) in item 18(c)—

(i) in the second column for “other than Brazil”, substitute “other than Brazil or South Africa”;

(a) Item 8a was inserted by S.R. 2009 No. 179, article 2(8).

(b) Item 13 was amended by S.R. 2006 No. 435, article 2(10).

(c) Item 18 was amended by S.R. 2006 No. 435, article 2(10) and S.R. 2008 No. 205, article 6(2).

(ii) in the third column for “*Guignardia citricarpa* Kiely”(a) where it appears, substitute “*Phyllosticta citricarpa* (McAlpine) Van der Aa”;

(g) after item 18a(b), insert—

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| “18b. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle, <i>Poncirus</i> Raf., other than fruits of <i>Citrus aurantium</i> L. or <i>Citrus latifolia</i> Tanaka, originating in South Africa | Without prejudice to the requirements in items 15 to 17 and 19, and by way of derogation from paragraphs (c) and (d) in the third column of item 18, the fruits shall be accompanied by a phytosanitary certificate which includes an official statement in accordance with point 1 of the Annex to Decision 2014/422/EU”; |
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(h) in the third column of item 36, after “35” insert “, 36b”;

(i) for items 36a and 36b(c) substitute—

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| “36a. | Tubers of <i>Solanum tuberosum</i> L., other than those intended for planting, originating in any third country | Without prejudice to the provisions applicable to tubers listed in items 33 to 35 and 36b, the tubers shall be accompanied by an official statement that they originate in an area or areas in which <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> is not known to occur |
| 36b. | Tubers of <i>Solanum tuberosum</i> L. originating in any third country | Without prejudice to the provisions applicable to tubers listed in items 33 to 36a, the tubers shall be accompanied by an official statement that the tubers originate: (a) in a country where <i>Scrobipalopsis solanivora</i> Povolny is not known to occur; or (b) in an area free from <i>Scrobipalopsis solanivora</i> Povolny, established by the national plant protection organisation in accordance with ISPM No. 4”; |

(j) in the second column of items 38 and 39, for “*Lycopersicon lycopersicum* (L.) Karsten ex Farw.” substitute “*Solanum lycopersicum* L.”;

(k) omit item 42a(d);

(l) for items 42 and 43(e) substitute—

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| “42. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L. or <i>Pelargonium</i> l’Hérit. ex Ait., intended for planting, originating in any third country | Without prejudice to the requirements in items 43 to 45, 47 to 49, 51, 56, 61, 65 and 67, the plants shall be accompanied by an official statement that: (a) they originate in an area free from <i>Helicoverpa armigera</i> (Hübner) and <i>Spodoptera littoralis</i> (Boisd.), established by the national plant protection organisation in accordance with ISPM No. 4; (b) no signs of <i>Helicoverpa armigera</i> (Hübner) or <i>Spodoptera littoralis</i> (Boisd.) have been |
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(a) The name of the pest “*Guignardia citricarpa* Kiely” referred to in Decision 20006/473/EC was changed to “*Phyllosticta citricarpa* (McAlpine) Van der Aa” by Decision 2014/422/EU.

(b) Item 18a was inserted by S.R. 2008 No. 205, article 6(2).

(c) Items 36a and 36b were inserted by S.R. 2009 No. 179, article 2(8).

(d) Item 42a was inserted by S.R. 2009 No. 179, article 2(8).

(e) Item 42 was amended by S.R. 2008 No. 442, article 3(13).

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| 43. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L. or <i>Pelargonium</i> l’Hérit. ex Ait., originating in any third country | <p>observed at the place of production since the beginning of the last complete cycle of vegetation; or</p> <p>(c) the plants have undergone appropriate treatment to protect them from the plant pests referred to in paragraphs (a) and (b)</p> <p>Without prejudice to the requirements in items 42, 44 to 45, 47 to 49, 51, 56, 61, 65 and 67, the plants shall be accompanied by an official statement that:</p> <p>(a) they originate in an area free from <i>Spodoptera eridania</i> (Cramer), <i>Spodoptera frugiperda</i> Smith and <i>Spodoptera litura</i> (Fabricius), established by the national plant protection organisation in accordance with ISPM No. 4;</p> <p>(b) no signs of <i>Spodoptera eridania</i> (Cramer), <i>Spodoptera frugiperda</i> Smith or <i>Spodoptera litura</i> (Fabricius) have been observed at the place of production since the beginning of the last complete cycle of vegetation; or</p> <p>(c) the plants have undergone appropriate treatment to protect them from the plant pests referred to in paragraphs (a) and (b)”;</p> |
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(m) in the third column of item 44, after “43”, insert “44a.”;

(n) after item 44, insert—

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| “44a. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul and <i>Solanum lycopersicum</i> L., intended for planting | <p>Without prejudice to the requirements applicable to the plants listed in items 37, 38, 39, 42 to 44, the plants shall be accompanied by an official statement that:</p> <p>(a) the plants have been grown throughout their life in a country free from Chrysanthemum stem necrosis virus;</p> <p>(b) the plants have been grown throughout their life in an area established by the plant protection organisation in the country of export as being free from Chrysanthemum stem necrosis virus in accordance with ISPM No. 4; or</p> <p>(c) the plants have been grown throughout their life in a place of production, established as being free from Chrysanthemum stem necrosis virus and verified through official inspections and, where appropriate, testing”</p> |
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(o) in the third column of item 49—

(i) omit the word “or” immediately preceding paragraph (c);

(ii) at the end of paragraph (c) add —

“; or

(d) they originate from plant material (explant) which is free from *Liriomyza sativae* (Blanchard) and *Amauromyza maculosa* (Malloch), are grown *in vitro* in a sterile medium under sterile conditions that preclude the possibility of infestation with *Liriomyza sativae* (Blanchard) or *Amauromyza maculosa* (Malloch) and are shipped in transparent containers under sterile conditions”;

- (p) in the third column of item 51—
 - (i) omit the word “or” immediately preceding paragraph (c);
 - (ii) at the end of paragraph (c) add —
 - “; or
 - (d) they originate from plant material (explant) which is free from *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess), are grown *in vitro* in a sterile medium under sterile conditions that preclude the possibility of infestation with *Liriomyza huidobrensis* (Blanchard) or *Liriomyza trifolii* (Burgess) and are shipped in transparent containers under sterile conditions”;
- (q) for item 52 substitute—

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| “52. | Plants with roots, planted or intended for planting, grown in the open air, originating in any third country | The plants shall be accompanied by an official statement that: <ul style="list-style-type: none"> (a) the place of production is known to be free from <i>Clavibacter michiganensis</i> ssp. <i>sepedonicus</i> (Spieckermann and Kotthoff) Davis <i>et al.</i> and <i>Synchytrium endobioticum</i> (Schilbersky) Percival; and (b) the plants originate from a field known to be free from <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens”; |
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- (r) in the third column of item 56—
 - (i) for “47, 49” substitute “47 to 49”;
 - (ii) omit the word “or” immediately preceding paragraph (c);
 - (iii) at the end of paragraph (c) add—
 - “; or
 - (d) they originate from plant material (explant) which is free from *Thrips palmi* Karny, are grown *in vitro* in a sterile medium under sterile conditions that preclude the possibility of infestation with *Thrips palmi* Karny and are shipped in transparent containers under sterile conditions”;
- (s) after item 57, insert—

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| <p>“57a. Fruits of <i>Capsicum</i> L. originating in Belize, Costa Rica, Dominican Republic, El Salvador, Guatemala, Honduras, Jamaica, Mexico, Nicaragua, Panama, Puerto Rico, USA or French Polynesia where <i>Anthonomus eugenii</i> Cano is known to occur</p> | <p>The fruits shall be accompanied by an official statement that they:</p> <p>(a) originate in an area free from <i>Anthonomus eugenii</i> Cano, established by the national plant protection organisation in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or the phytosanitary certificate for re-export under the rubric “Additional declaration”; or</p> <p>(b) originate in a place of production established in the country of export by the national plant protection organisation in that country as being free from <i>Anthonomus eugenii</i> Cano, in accordance with ISPM No. 10, and which is mentioned on the phytosanitary certificate or the phytosanitary certificate for re-export under the rubric “Additional declaration”, and declared free from <i>Anthonomus eugenii</i> Cano on official inspections carried out at least monthly during the two months prior to export at the place of production and its immediate vicinity”;</p> |
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- (t) omit item 59;
 - (u) in the third column of item 67—
 - (i) omit the word “or” immediately preceding paragraph (c);
 - (ii) at the end of paragraph (c) add —
 - “; or
 - (d) they originate from plant material (explant) which is free from *Bemisia tabaci* Genn. (non-European populations), are grown *in vitro* in a sterile medium under sterile conditions that preclude the possibility of infestation with *Bemisia tabaci* Genn. (non-European populations) and are shipped in transparent containers under sterile conditions”;
 - (v) in the second column of items 69 and 70, for “*Lycopersicon lycopersicum* (L.) Karsten ex Farw.”, substitute “*Solanum lycopersicum* L.”;
 - (w) in the third column of item 72—
 - (i) omit the word “or” immediately preceding paragraph (c);
 - (ii) at the end of paragraph (c) add —
 - “; or
 - (d) the plants originate from plant material (explant) which is free from *Bemisia tabaci* Genn. (non-European populations) and which did not show any symptoms of *Bemisia tabaci* Genn. (non-European populations), are grown *in vitro* in a sterile medium under sterile conditions that preclude the possibility of infestation with *Bemisia tabaci* Genn. (non-European populations) and are shipped in transparent containers under sterile conditions”;
 - (x) in the second column of item 74, for “*Lycopersicon lycopersicum* (L.) Karsten ex Farw.” substitute “*Solanum lycopersicum* L.”;
 - (y) in the third column of item 75—
 - (i) omit the word “or” immediately preceding paragraph (b);
 - (ii) at the end of paragraph (b) add —
 - “; or

(c) the seeds have been subjected to an appropriate physical treatment against *Ditylenchus dipsaci* (Kühn) Filipjev and have been found to be free of *Ditylenchus dipsaci* (Kühn) Filipjev after laboratory tests on a representative sample”;

(z) after item 83(a), add —

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| “84. | Plants of <i>Aegle</i> Corrêa, <i>Aeglopsis</i> Swingle, <i>Afraegle</i> Engl., <i>Atalantia</i> Corrêa, <i>Balsamocitrus</i> Stapf, <i>Burkillanthus</i> Swingle, <i>Calodendrum</i> Thunb., <i>Choisya</i> Kunth, <i>Clausena</i> Burm. f., <i>Limonia</i> L., <i>Microcitrus</i> Swingle, <i>Murraya</i> J. Koenig ex L., <i>Pamburus</i> Swingle, <i>Severinia</i> Ten., <i>Swinglea</i> Merr., <i>Triphasia</i> Lour. and <i>Vepris</i> Comm., other than fruit (but including seeds); and seeds of <i>Citrus</i> L., <i>Fortunella</i> Swingle and <i>Poncirus</i> Raf., originating in any third country | Without prejudice to the requirements in items 85 and 86, the plants shall be accompanied by an official statement that they originate in a country recognised as being free from <i>Candidatus Liberibacter</i> spp., causal agent of Huanglongbing disease of citrus/citrus greening in accordance with the procedure referred to in Article 18(2) of Directive 2000/29/EC |
| 85. | Plants, other than fruit or seeds, of <i>Casimiroa</i> La Llave, <i>Clausena</i> Burm. f., <i>Vepris</i> Comm. or <i>Zanthoxylum</i> L., originating in any third country | Without prejudice to the requirements in items 84 and 86, the plants shall be accompanied by an official statement that they originate: (a) in a country in which <i>Trioza erytreae</i> Del Guercio is known not to occur; or (b) in an area free from <i>Trioza erytreae</i> Del Guercio, established by the national plant protection organisation in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the rubric “Additional declaration” |

(a) Item 82 was inserted by S.R. 2008 No. 493, article 2(3) and subsequently substituted by items 82 and 83 by S.R. 2011 No 22, article 2(5).

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| 86. | Plants, other than fruit or seeds, of <i>Aegle</i> Corrêa, <i>Aeglopsis</i> Swingle, <i>Afraegle</i> Engl., <i>Amyris</i> P. Browne, <i>Atalantia</i> Corrêa, <i>Balsamocitrus</i> Stapf, <i>Choisya</i> Kunth, <i>Citropsis</i> Swingle & Kellerman, <i>Clausena</i> Burm. f., <i>Eremocitrus</i> Swingle, <i>Esenbeckia</i> Kunth., <i>Glycosmis</i> Corrêa, <i>Limonia</i> L., <i>Merrillia</i> Swingle, <i>Microcitrus</i> Swingle, <i>Murraya</i> J. Koenig ex L., <i>Naringi</i> Adans., <i>Pamburus</i> Swingle, <i>Severinia</i> Ten., <i>Swinglea</i> Merr., <i>Tetradium</i> Lour., <i>Toddalia</i> Juss., <i>Triphasia</i> Lour., <i>Vepris</i> Comm. or <i>Zanthoxylum</i> L., originating in any third country | Without prejudice to the requirements in items 84 and 85, the plants shall be accompanied by an official statement that they originate: (a) in a country in which <i>Diaphorina citri</i> Kuway is known not to occur; or (b) in an area free from <i>Diaphorina citri</i> Kuway, established by the national plant protection organisation in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the rubric “Additional declaration””; |
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(2) In Part B (relevant material, from another part of the European Community, which may only be landed in or moved within Northern Ireland if special requirements are satisfied) of Schedule 4—

(a) for items 4 and 4a(a) substitute—

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| “4. | Plants, other than seeds, of <i>Castanea</i> Mill. or <i>Quercus</i> L. intended for planting | The plants shall be accompanied by an official statement that: (a) they originate in an area known to be free from <i>Cryphonectria parasitica</i> (Murrill) Barr; or (b) no symptoms of <i>Cryphonectria parasitica</i> (Murrill) Barr have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation”; |
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(b) for item 5 substitute—

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| “5. | Plants, other than seeds, of <i>Platanus</i> L. intended for planting | The plants shall be accompanied by an official statement that: (a) they originate in an area known to be free from <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. & T.C. Harr.; or (b) no symptoms of <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. & T.C. Harr have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation”; |
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(c) for item 7 substitute—

(a) Item 4 was amended, and item 4a was inserted, by S.R. 2006 No. 435, article 2(11).

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| “7. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <p>Without prejudice to the requirements in item 7a, the plants shall be accompanied by an official statement that:</p> <p>(a) the plants originate in an area or areas known to be free from <i>Spiroplasma citri</i> Saglio <i>et al.</i>, <i>Phoma tracheiphila</i> (Petri) Kanchaveli and Gikashvili and <i>Citrus tristeza</i> virus (European strains); or</p> <p>(b) the plants derive from a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official individual testing for, at least, <i>Citrus tristeza</i> virus (European strains), using appropriate tests or methods in line with international standards, and has been growing permanently in an insect proof glasshouse or in an isolated cage on which no symptoms of <i>Spiroplasma citri</i> Saglio <i>et al.</i>, <i>Phoma tracheiphila</i> (Petri) Kanchaveli and Gikashvili or <i>Citrus tristeza</i> virus (European strains) have been observed; or</p> <p>(c) the plants—</p> <p>(i) have been derived from a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official individual testing for, at least, <i>Citrus tristeza</i> virus (European strains), using appropriate tests or methods in line with international standards, and has been found, in these tests, free from <i>Citrus tristeza</i> virus (European strains) and certified free from at least <i>Citrus tristeza</i> virus (European strains) in official individual tests carried out according to the methods mentioned in this paragraph, and</p> <p>(ii) have been inspected and no symptoms of <i>Spiroplasma citri</i> Saglio <i>et al.</i>, <i>Phoma tracheiphila</i> (Petri) Kanchaveli and Gikashvili or <i>Citrus tristeza</i> virus (European strains) have been observed since the beginning of the last complete cycle of vegetation</p> |
| 7a. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle, <i>Poncirus</i> Raf., <i>Casimiroa</i> La Llave, <i>Clausena</i> Burm f., <i>Vepris</i> Comm. or <i>Zanthoxylum</i> L. | <p>Without prejudice to the requirements in item 7, the plants shall be accompanied by an official statement that they originate in an area free from <i>Trioza erythrae</i> Del Guercio, established by the national plant protection organisation in accordance with ISPM No. 4”;</p> |

- (d) in the third column of item 15(a)—
- (i) for “16 and 19a” substitute “15a, 16 and 19a”;
 - (ii) in paragraphs (a) and (b) for “Community” substitute “European Union”;

(a) Item 15 was amended by S.R. 2013 No. 7, article 4.

- (iii) omit paragraph (c);
- (e) after item 15, insert—

| | | |
|-------|---|---|
| “15a. | Tubers of <i>Solanum tuberosum</i> L. intended for planting, other than those to be planted in accordance with Article 4.4(b) of Directive 2007/33/EC | Without prejudice to the requirements in items 15 and 16, the tubers shall be accompanied by an official statement that the European Union provisions to combat <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens are complied with”; |
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- (f) for item 19(a) substitute—

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| “19. | Tubers of <i>Solanum tuberosum</i> L., other than those mentioned in column 2 of items 15 to 18 | Without prejudice to the requirements in item 19a, there shall be evidence by a registration number put on the packaging, or in the case of loose-loaded potatoes transported in bulk, on the vehicle transporting the potatoes, that the potatoes have been grown by an officially registered producer, or originate from officially registered collective storage or dispatching centres located in the area of production, indicating that the tubers are free from <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> and that: <ul style="list-style-type: none"> (a) the European Union provisions to combat <i>Synchytrium endobioticum</i> (Schilbersky) Percival; (b) where appropriate, the European Union provisions to combat <i>Clavibacter michiganensis</i> ssp. <i>sepedonicus</i> (Spieckermann and Kotthoff) Davis <i>et al.</i>; and (c) the European Union provisions to combat <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens are complied with”; |
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- (g) for item 19A(b) substitute—

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| “19a. | Tubers of <i>Solanum tuberosum</i> L., other than those mentioned in column 2 of items 16 to 18, which originate in Poland | Without prejudice to item 19, the tubers shall be accompanied by a certificate issued by the responsible official body of Poland confirming that they have been found to be free from <i>Clavibacter michiganensis</i> ssp. <i>sepedonicus</i> (Spieckermann and Kotthoff) Davis <i>et al.</i> in official laboratory tests”; |
|-------|--|---|

- (h) after item 20a(c), insert—

(a) Item 19 was amended by S.R. 2013 No. 7, article 4.
 (b) Item 19A was inserted by S.R. 2013 No. 7, article 4.
 (c) Item 20a was inserted by S.R. 2008 No. 205, article 5(3)

| | | |
|-------|---|---|
| “20b. | Plants with roots of <i>Capsicum</i> spp., <i>Solanum lycopersicum</i> L. or <i>Solanum melongena</i> L. intended for planting, other than those to be planted in accordance with Article 4.4(a) of Directive 2007/33EC | Without prejudice to the requirements in items 20 and 21, the plants shall be accompanied by an official statement that the European Union provisions to combat <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens are complied with”; |
| (i) | in the second column of item 21, for “ <i>Lycopersicon lycopersicum</i> (L.) Karsten ex Farw.” substitute “ <i>Solanum lycopersicum</i> L.”; | |
| (j) | in the third column of item 23(a), for paragraphs (a) and (b) substitute— | |
| | “(a) they originate in an area free from <i>Helicoverpa armigera</i> (Hübner) and <i>Spodoptera littoralis</i> (Boisd.), established by the national plant protection organisation in accordance with ISPM No. 4; | |
| | (b) no signs of <i>Helicoverpa armigera</i> (Hübner) or <i>Spodoptera littoralis</i> (Boisd.) have been observed at the place of production since the beginning of the last complete cycle of vegetation; or | |
| | (c) they have undergone appropriate treatment to protect them from the plant pests mentioned in paragraphs (a) and (b)”; | |
| (k) | in the third column of item 27— | |
| | (i) omit the word “or” immediately preceding paragraph (c); | |
| | (ii) at the end of paragraph (c), add — | |
| | “; or | |
| | (d) they originate from plant material (explant) which is free from <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess), are grown <i>in vitro</i> in a sterile medium under sterile conditions that preclude the possibility of infestation with <i>Liriomyza huidobrensis</i> (Blanchard) or <i>Liriomyza trifolii</i> (Burgess) and are shipped in transparent containers under sterile conditions”; | |
| (l) | in the third column of item 28, omit “, <i>Globodera pallida</i> (Stone) Behrens, <i>Globodera rostochiensis</i> (Wollenweber) Behrens”; | |
| (m) | after item 28, insert— | |
| “28a. | Plants with roots grown in the open air of <i>Allium porrum</i> L., <i>Asparagus officinalis</i> L., <i>Beta vulgaris</i> L., <i>Brassica</i> spp. or <i>Fragaria</i> L. intended for planting, other than those plants to be planted in accordance with Article 4.4(a) or (c) of Directive 2007/33/EC | Without prejudice to the requirements in item 28, there shall be evidence that the European Union provisions to combat <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens are complied with |

(a) Item 23 was amended by S.R. 2008 No. 442, article 3(13).

| | | |
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| 28b. | Bulbs, tubers or rhizomes, grown in the open air, of <i>Allium ascalonicum</i> L., <i>Allium cepa</i> L., <i>Dahlia</i> spp., <i>Gladiolus</i> Tourn. ex L., <i>Hyacinthus</i> spp., <i>Iris</i> spp., <i>Lilium</i> spp., <i>Narcissus</i> L. or <i>Tulipa</i> L., other than those bulbs, tubers or rhizomes to be planted in accordance with Article 4.4(a) or (c) of Directive 2007/33/EC | There shall be evidence that the European Union provisions to combat <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens are complied with”; |
| <p>(n) in the second column of items 31 and 32, for “<i>Lycopersicon lycopersicum</i> (L.) Karsten ex Farw.” substitute “<i>Solanum lycopersicum</i> L.”;</p> <p>(o) in the third column of item 33—</p> <p>(i) omit the word “or” immediately preceding paragraph (b);</p> <p>(ii) at the end of paragraph (b), add —</p> <p>“; or</p> <p>(c) the seeds have been subjected to an appropriate physical treatment against <i>Ditylenchus dipsaci</i> (Kühn) Filipjev and have been found to be free of <i>Ditylenchus dipsaci</i> (Kühn) Filipjev after laboratory tests on a representative sample”.</p> | | |
| <p>(3) In Part C (relevant material which may only be landed in or moved within Northern Ireland (as a protected zone) if special requirements are satisfied) of Schedule 4—</p> | | |
| <p>(a) after item 6, insert—</p> | | |
| “6a. | Plants, other than seeds, of <i>Platanus</i> L. intended for planting, originating in the European Union or in Armenia, Switzerland or the USA | The plants shall be accompanied by an official statement that they have been grown throughout their life: (a) in an area free from <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. & T.C. Harr., established in accordance with ISPM No. 4; or (b) in a protected zone which is recognised as a protected zone for the plant pest mentioned in paragraph (a)”; |
| <p>(b) after item 9, insert—</p> | | |
| “9a. | Plants of <i>Castanea</i> Mill. intended for planting | Without prejudice to the requirements in item 24, the plants shall be accompanied by an official statement that they have been grown throughout their life: (a) in a place of production in a country where <i>Cryphonectria parasitica</i> (Murrill) Barr is known not to occur; (b) in an area free from <i>Cryphonectria parasitica</i> (Murrill) Barr, established by the national plant protection organisation in accordance with ISPM No. 4; or (c) in a protected zone which is recognised as a protected zone for the plant pest mentioned in paragraphs (a) and (b)”; |

- (c) in the third column of item 13(a), in paragraph (b) omit the words “the plants”;
- (d) after item 23, add—

| | | |
|------|--|--|
| “24. | Plants of <i>Castanea</i> Mill., other than plants in tissue culture, fruit or seeds | Without prejudice to the requirements in item 9a, the plants shall be accompanied by an official statement that the plants have been grown throughout their life: (a) in a place of production in a country where <i>Dryocosmus kuriphilus</i> Yasumatsu is known not to occur; (b) in an area free from <i>Dryocosmus kuriphilus</i> Yasumatsu, established by the national plant protection organisation in accordance with ISPM No. 4; or (c) in a protected zone which is recognised as a protected zone for the plant pest mentioned in paragraphs (a) and (b)”. |
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Schedule 5 (relevant material from a third country for which a phytosanitary certificate may be required)

7.—(1) In Part A (relevant material which may only be landed in Northern Ireland if accompanied by a phytosanitary certificate) of Schedule 5(b)—

- (a) in paragraph 1(c), for “*Helianthus annuus* L.” substitute “*Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Capsicum* spp., *Helianthus annuus* L., *Solanum lycopersicum* L.”;
- (b) in paragraph 2, for sub-paragraphs (e) and (f) substitute—
- “(e) cut flowers of *Aster* spp., *Eryngium* L., *Hypericum* L., *Lisianthus* L., *Rosa* L. or *Trachelium* L., originating in any country outside Europe;
- (f) leafy vegetables of *Apium graveolens* L., *Ocimum* L., *Limnophila* L. or *Eryngium* L.;
- (g) leaves of *Manihot esculenta* Crantz;
- (h) cut branches of *Betula* L. with or without foliage;
- (i) cut branches of *Fraxinus* L., *Juglans ailantifolia* Carr., *Juglans mandshurica* Maxim., *Ulmus davidiana* Planch. or *Pterocarya rhoifolia* Siebold & Zucc., with or without foliage, originating in Canada, China, Democratic People’s Republic of Korea, Japan, Mongolia, Republic of Korea, Russia, Taiwan or the USA; or
- (j) *Amyris* P. Browne, *Casimiroa* La Llave, *Citropsis* Swingle & Kellerman, *Eremocitrus* Swingle, *Esenbeckia* Kunth., *Glycosmis* Corrêa, *Merrillia* Swingle, *Naringi* Adans., *Tetradium* Lour., *Toddalia* Juss. or *Zanthoxylum* L.”;
- (c) after paragraph 2, insert—
- “2A. Parts of plants, other than fruit but including seeds, of *Aegle* Corrêa, *Aeglopsis* Swingle, *Afraegle* Engl., *Atalantia* Corrêa, *Balsamocitrus* Stapf, *Burkillanthus* Swingle, *Calodendrum* Thunb., *Choisya* Kunth, *Clausena* Burm. f., *Limonia* L., *Microcitrus* Swingle, *Murraya* J. Koenig ex L., *Pamburus* Swingle, *Severinia* Ten., *Swinglea* Merr., *Triphasia* Lour or *Vepris* Comm.”;
- (d) for paragraph 3 substitute—

(a) Item 13 was amended by S.R. 2010 No.197, article 4.

(b) Paragraph 1(c) of Part A of Schedule 5 was previously amended by S.R. 2006 No. 435, article 2(12) and S.R. 2013 No. 103, article 2(11). Paragraph 2 was previously amended by S.R. 2013 No. 103, article 2(11). There are other amendments to Schedule 5, but none are relevant.

“3. Fruits of—

- (a) *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Momordica* L., or *Solanum melongena* L.;
- (b) *Annona* L., *Cydonia* Mill., *Diospyros* L., *Malus* Mill., *Mangifera* L., *Passiflora* L., *Prunus* L., *Psidium* L., *Pyrus* L., *Ribes* L., *Syzygium* Gaertn. or *Vaccinium* L., originating in any country outside Europe; or
- (c) *Capsicum* L.”.

(2) In Part B (relevant material which, if destined for certain protected zones, may only be landed in Northern Ireland if accompanied by a phytosanitary certificate) of Schedule 5, in paragraph 5, after “Seeds of” insert “*Castanea* Mill.”.

Schedule 6 (prohibitions on the landing in and movement within Northern Ireland of relevant material without a plant passport)

8.—(1) In Part A (relevant material, from Northern Ireland or elsewhere in the European Community, which may only be landed in or moved within Northern Ireland if accompanied by a plant passport) of Schedule 6(a)—

- (a) in paragraph 1 omit “*Castanea* Mill.”;
- (b) for paragraph 4 substitute—

“4. Plants, other than fruit or seeds, of *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm. f., *Vepris* Comm., *Zanthoxylum* L. or *Vitis* L.”;

- (c) in paragraph 7—

- (i) in sub-paragraph (a), after “*Argyranthemum* spp.,” insert “*Asparagus officinalis* L.,” and after “*Brassica* spp.,” insert “*Castanea* Mill.”;
- (ii) in sub-paragraph (d), for “*Lycopersicon lycopersicum* (L.) Karsten ex Farw.” substitute “*Solanum lycopersicum* L.”;

- (iii) for sub-paragraph (e) substitute—

“(e) bulbs, corms, tubers or rhizomes of *Camassia* Lindl., *Chionodoxa* Boiss., *Crocus flavus* Weston “Golden Yellow”, *Dahlia* spp., *Galanthus* L., *Galtonia candicans* (Baker) Decne., miniature cultivars 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.), *Hyacinthus* L., *Iris* L., *Ismene* Herbert, *Lilium* spp., *Muscari* Miller, *Narcissus* L., *Ornithogalum* L., *Puschkinia* Adams, *Scilla* L., *Tigridia* Juss. or *Tulipa* L., intended for planting.”.

(2) In Part B (relevant material, from Northern Ireland or elsewhere in the European Community, which may only be landed in or moved within Northern Ireland if accompanied by a plant passport which is valid for Northern Ireland (as a protected zone)) of Schedule 6—

- (a) for paragraph 2 substitute—

“2. Plants, other than seeds, of *Beta vulgaris* L., *Platanus* L. and *Populus* L., intended for planting.”;

- (b) for paragraph 3 substitute—

“3. Plants, other than fruit and seeds, of *Amelanchier* Med, *Castanea* Mill., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. and *Sorbus* L.

(a) Paragraphs 1 and 7(a) of part A of Schedule 6 were amended by S.R. 2006 No. 435, articles 2(13) and (14). Sub-paragraph 7(d) was previously amended by S.R. 2006 No. 165, article 4(1). There are other amendments to Part A of Schedule 6, but none is relevant.

3A. Live pollen for pollination of *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cyclonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. and *Sorbus* L.”

(c) for paragraph 6 substitute—

“6. Soil from beet and unsterilised waste from beet (*Beta vulgaris* L.);”

(d) in paragraph 7, after “*Beta vulgaris* L.”, add “and *Castanea* Mill.”.

Schedule 7 (prohibitions on the consignment of relevant material to another part of the European Community without a plant passport)

9.—(1) In Part A (relevant material which may only be consigned to another part of the European Community if accompanied by a plant passport) of Schedule 7(a)—

(a) in paragraph 1 omit “*Castanea* Mill.”;

(b) for paragraph 4 substitute—

“4. Plants, other than fruit or seeds, of *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm. f., *Vepris* Comm., *Zanthoxylum* L. or *Vitis* L.”;

(c) in paragraph 7—

(i) in sub-paragraph (a), after “*Argyranthemum* spp.,” insert “*Asparagus officinalis* L.,” and after “*Brassica* spp.,” insert “*Castanea* Mill.”;

(ii) in sub-paragraph (d), for “*Lycopersicon lycopersicum* (L.) Karsten ex Farw.” substitute “*Solanum lycopersicum* L.”;

(iii) for sub-paragraph (e) substitute—

“(e) bulbs, corms, tubers or rhizomes of *Camassia* Lindl., *Chionodoxa* Boiss., *Crocus flavus* Weston “Golden Yellow”, *Dahlia* spp., *Galanthus* L., *Galtonia candicans* (Baker) Decne., miniature cultivars 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.), *Hyacinthus* L., *Iris* L., *Ismene* Herbert, *Lilium* spp., *Muscari* Miller, *Narcissus* L., *Ornithogalum* L., *Puschkinia* Adams, *Scilla* L., *Tigridia* Juss. or *Tulipa* L., intended for planting.”

(2) In 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) of Schedule 7(b)—

(a) for paragraph 2 substitute—

“2. Plants, other than seeds, of *Beta vulgaris* L., *Platanus* L. and *Populus* L., intended for planting.”;

(b) in paragraph 3, after “*Amelanchier* Med.,” insert “*Castanea* Mill.”;

(c) in paragraph 8, after “*Beta vulgaris* L.,” insert “*Castanea* Mill.”.

Schedule 8 (Swiss plant passports)

10.—(1) In paragraph 5(d)(c) of Part A (relevant material originating in Switzerland which may be landed in or moved within Northern Ireland if accompanied by a Swiss plant passport) of Schedule 8, for “*Lycopersicon lycopersicum*” substitute “*Solanum lycopersicum* L.”.

(2) In paragraph 3 of Part B (relevant material imported into Switzerland from another third country which, if it would normally be permitted to be landed in Northern Ireland if accompanied

(a) Paragraphs 1 and 7(a) of part A of Schedule 7 were amended by S.R. 2006 No. 435, articles (2)(13) and (14). Sub-paragraph 7(d) was previously amended by S.R. 2006 No. 165, article 4(2). There are other amendments to Part A of Schedule 7, but none is relevant.

(b) Paragraph 3 was previously amended by S.R. 2008 No. 205, article 7(b).

(c) Item 5(d) was previously substituted by S.R. 2008 No. 442, article 3(14).

by a phytosanitary certificate, may be accompanied by a Swiss plant passport or may be landed without phytosanitary documentation) of Schedule 8, for “*Lycopersicon lycopersicum* (L.) Karst. ex Farw.” substitute “*Solanum lycopersicum* L.”.

Schedule 9 (requirements for plant passports)

11. In paragraph 4 of Part B (requirements for plant passports permitted for certain material in Schedule 6 or 7) of Schedule 9, for “*Lycopersicon lycopersicum* (L.) Karsten. ex Farw.” substitute “*Solanum lycopersicum* L.”.

Schedule 17 (*Ralstonia solanacearum*)

12. In paragraph 1 of Part A (special measures for the control of *Ralstonia solanacearum*) of Schedule 17, for “*Lycopersicon lycopersicum* (L.) Karsten. ex Farw.” substitute “*Solanum lycopersicum* L.”.

Sealed with the Official Seal of the Department of Agriculture and Rural Development on 6th March 2015



Malcolm Beatty
A senior officer of the
Department of Agriculture and Rural Development

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends The Plant Health Order (Northern Ireland) 2006 (S.R. 2006/82) (“the principal Order”) to implement—

- (a) Commission Implementing Directive 2014/78/EU amending Annexes I, II, III, IV and V to Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community (OJ No L 183, 24.6.2014, p23);
- (b) Commission Implementing Directive 2014/83/EU amending Annexes I, II, III, IV and V to Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community (OJ No L 186, 26.6.2014, p64);
- (c) Commission Implementing Decision 2014/422/EU setting out measures in respect of certain citrus fruit originating in South Africa to prevent the introduction into and spread within the Union of *Phyllosticta citricarpa* (McAlpine) Van der Aa (OJ L No 196, 3.7.2014, p21).
- (d) Commission Implementing Decision 2014/690/EU repealing Decision 2006/464/EC on provisional emergency measures to prevent the introduction into and spread within the Community of *Dryocosmus kuriphilus* Yasumatsu (OJ L 288, 2.10.2014, p. 5).

Articles 4, 5 (other than article 5(1)(c)(ii)), 6 (other than article 6(1)(f) and (g)) and 7 to 12 amend Schedules 1, 2 and 4 to 7 to the principal Order so as to implement various amendments made by Commission Implementing Directives 2014/78/EU and 2014/83/EU to technical annexes I to V to Council Directive 2000/29/EC (OJ No L 169, 10.7.2000, p1).

Articles 3(a) and 6(1)(f) and (g) amend article 2(1) of, and Part A of Schedule 4 to, the Principal Order to implement Commission Implementing Decision 2014/422/EU.

Article 4(2) amends Schedule 1 to the principal Order to implement the amendments made by Commission Implementing Directive 2014/78/EU to Council Directive 2000/29/EC in relation to the plant pests *Dryocosmus kuriphilus* Yasumatsu, the oriental chestnut gall wasp, and *Thaumtopoea processionea* L., the Oak Processionary Moth. The amendments prohibit the landing or movement of *Dryocosmus kuriphilus* Yasumatsu and *Thaumtopoea processionea* L. in Northern Ireland, which is recognised as a protected zone in relation to these plant pests. Article 6(3)(d) amends Schedule 4 Part C to impose additional requirements on the movement of *Castanea* Mill. (chestnut) plants which are a host for *Dryocosmus kuriphilus* Yasumatsu.

In addition, the Order makes other minor amendments to the Principal Order.

Article 3(a) provides for references to Commission Implementing Decision 2014/422/EU to be read as references to that Decision as amended from time to time. Article 3(e) provides for references to Commission Regulation (EC) No 690/2008 to be read as references to that Regulation as amended from time to time.

An impact assessment has not been produced for this instrument as no impact on business or the private or voluntary sector is foreseen. The Explanatory Memorandum for this rule, together with a transposition note for Commission Implementing Directives 2014/78/EU and 2014/83/EU, is available alongside the rule at www.legislation.gov.uk.

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