
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 613

The Plant Health (Scotland) Order 2005

PART 2

IMPORTS FROM THIRD COUNTRIES

Exceptions from certain prohibitions and requirements

8.—(1) The prohibitions on landing relevant material in article 5(1)(e) and (f), the requirement for advance notification in article 6(1) and the requirements of article 7 for relevant material to be accompanied by a phytosanitary certificate or phytosanitary certificate for re export shall not apply to relevant material of a description in paragraph (2), not showing any signs of the presence of any plant pest, landed in Scotland in the baggage of a passenger or other traveller and which—

- (a) is not intended for use in the course of a trade or business; and
- (b) is intended for household use.

(2) The relevant material referred to in paragraph (1) is material which is—

- (a) in one of the following categories, not exceeding the stated quantities—
 - (i) fruit and raw vegetables (other than potatoes), together not exceeding 2 kilogrammes in weight;
 - (ii) cut flowers which may include any parts of plants, together forming a single bouquet; or
 - (iii) seeds (other than seeds of potatoes), not exceeding 5 retail packets or packets of a similar size; or
- (b) in one of the following categories, not exceeding the stated quantities, and which has been grown in and consigned to Scotland from the Euro-Mediterranean area—
 - (i) bulbs, corms, tubers (other than potatoes) and rhizomes, together not exceeding 2 kilogrammes in weight; or
 - (ii) plants for planting, other than those in sub paragraph (i), not exceeding 5 in number.

(3) For the purpose of paragraph (2)(a)(iii), a retail packet in relation to a particular seed is one which is of a type normally sold to the consumer other than for use in the course of a trade or business.