
STATUTORY INSTRUMENTS

1994 No. 3093

PLANT HEALTH

The Treatment of Spruce Bark (Amendment) Order 1994

Made - - - - *1st December 1994*
Laid before Parliament *8th December 1994*
Coming into force - - *29th December 1994*

The Forestry Commissioners, in exercise of the powers conferred on them by sections 2 and 3 of the Plant Health Act 1967(1), as read with section 20 of the Agriculture (Miscellaneous Provisions) Act 1972(2), and of all other powers enabling them in that behalf, hereby make the following Order:

Title, extent and commencement

1. This Order may be cited as the Treatment of Spruce Bark (Amendment) Order 1994, shall apply to England and Wales and shall come into force on 29th December 1994.

Amendment of the Treatment of Spruce Bark Order 1993

2. The Treatment of Spruce Bark Order 1993(3) shall be amended by substituting for the Schedule to that Order the Schedule to this Order.

In witness whereof the Official Seal of the Forestry Commissioners is hereunto affixed on

L.S.

1st December 1994.

T J D Rollinson
Secretary to the Forestry Commissioners

(1) 1967 c. 8; sections 2(1), 3(1) and (2) were amended by the European Communities Act 1972 (c. 68), Schedule 4, paragraph 8; section 3(4) was substituted by section 42 of the Criminal Justice Act 1982 (c. 48). The powers conferred by sections 2 and 3 of the Plant Health Act 1967 are conferred on “a competent authority”, which expression is defined in section 1(2), as regards the protection of forest trees and timber from attack by pests, as the Forestry Commissioners.
(2) 1972 c. 62.
(3) S.I. 1993/1282.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

Article 2

“SCHEDULE

Article 3(1)

AREAS WITHIN WHICH SPRUCE BARK MAY
NOT BE MOVED UNLESS IT HAS BEEN TREATED

| County | |
|------------------------|--|
| Avon | That part of the county which lies to the north of the southern boundary of the M4 motorway |
| Cheshire | That part of the county which lies to the west of the eastern boundary of the Peak District National Park |
| Clwyd | The whole county |
| Derbyshire | That part of the county which lies to the west of the eastern boundary of the Peak District National Park, together with that part of the county which lies to the south of the northern boundary of the A52(T) road to Derby and that part of the county which lies to the south of the northern boundary of the A6(T) road |
| Dyfed | The whole county |
| Gloucestershire | That part of the county which lies to the west of the eastern boundary of the Fosse Way Roman road |
| Greater Manchester | That part of the county which lies to the west of the eastern boundary of the Peak District National Park |
| Gwent | The whole county |
| Gwynedd | The whole county |
| Hereford and Worcester | The whole county |
| Lancashire | The whole county |
| Leicestershire | That part of the county which lies to the west of the eastern boundary of the Fosse Way Roman road, together with that part of the county which lies to the west of the eastern boundary of the B4114 road and that part of the county which lies to the west of the eastern boundary of the M1 motorway |
| Merseyside | The whole county |
| Mid Glamorgan | The whole county |
| North Yorkshire | That part of the county which comprises the district of Craven |
| Powys | The whole county |

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| County | |
|-----------------|--|
| Shropshire | The whole county |
| South Glamorgan | The whole county |
| Staffordshire | That part of the county which lies to the west of the eastern boundary of the A52(T) road |
| Warwickshire | That part of the county which lies to the west of the eastern boundary of the Fosse Way Roman road |
| West Glamorgan | The whole county |
| West Midlands | The whole county |
| Wiltshire | That part of the county which lies to the north of the southern boundary of the M4 motorway and to the west of the eastern boundary of the Fosse Way Roman road” |

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Treatment of Spruce Bark Order 1993 by substituting a new Schedule describing the areas in which the movement of spruce bark is prohibited unless treated against the tree pest *Dendroctonus micans* Kugelann (the Great Spruce Bark Beetle) (article 2).

The spread of *Dendroctonus micans* is also controlled by the Plant Health (Forestry) (Great Britain) Order 1993 (S.I. [1993/1283](#), amended by S.I. [1994/3094](#)).