

Commission Directive 2006/36/EC of 24 March 2006 amending Directive 2001/32/EC recognising protected zones exposed to particular plant health risks in the Community and repealing Directive 92/76/EEC

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THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Directive 2000/29/EC of 8 May 2000 on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community⁽¹⁾, and in particular the first subparagraph of Article 2(1)(h) thereof,

Whereas:

- (1) By Commission Directive 2001/32/EC⁽²⁾, certain Member States or certain areas in Member States were recognised as protected zones in respect of certain harmful organisms. In some cases recognition was granted provisionally, because the information necessary to show that the harmful organism in question was not present in the Member State or area concerned had not been provided.
- (2) Where the Member States concerned have now provided the necessary information, the zones in question should be recognised as permanent protected zones.
- (3) Certain regions of Portugal were recognised as protected zones with respect to *Bemisia tabaci* Genn. (European populations).
- (4) Portugal has submitted information showing that *Bemisia tabaci* Genn. (European populations) is now established in some parts of its territory. Those parts of the Portuguese territory should therefore no longer be recognised as a protected zone in respect of that harmful organism.
- (5) Various regions or parts of regions in Austria and Italy, and the whole territory of Ireland, Lithuania, Slovenia and Slovakia, were provisionally recognised as protected zones with respect to *Erwinia amylovora* (Burr.) Winsl. *et al.* until 31 March 2006.
- (6) From information supplied by Austria, Italy, Ireland, Lithuania, Slovenia and Slovakia, it appears that the provisional recognition of the protected zones for those countries in respect of *Erwinia amylovora* (Burr.) Winsl. *et al.* should exceptionally be extended for two years to give those countries the necessary time to submit information showing that *Erwinia amylovora* (Burr.) Winsl. *et al.* is not present or, where necessary, to complete their efforts to eradicate that organism.

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- (7) In addition, as *Erwinia amylovora* (Burr.) Winsl. *et al.* is now established in some parts of Italy, in the Gorenjska and Maribor regions of Slovenia and in some communes of the Dunajská Streda, Levice, Topoľčany, Poltár, Rožňava and Trebišov Counties in Slovakia, these respective parts of the Italian, Slovenian and Slovakian territory should no longer be recognised as a protected zone for *Erwinia amylovora* (Burr.) Winsl. *et al.*
- (8) Lithuania was provisionally recognised as a protected zone for beet necrotic yellow vein virus until 31 March 2006.
- (9) Lithuania has submitted information showing that beet necrotic yellow vein virus is now established in that country. Lithuania should therefore no longer be recognised as a protected zone in respect of that harmful organism.
- (10) Malta was provisionally recognised as a protected zone with respect to Citrus tristeza virus (European strains) until 31 March 2006.
- (11) From information supplied by Malta, it appears that the provisional recognition of the protected zone for that country in respect of Citrus tristeza virus (European strains) should exceptionally be extended for two years to give that country the necessary time to submit information showing that Citrus tristeza virus (European strains) is not present or, where necessary, to complete its efforts to eradicate that organism.
- (12) Cyprus was provisionally recognised as a protected zone with respect to *Daktulosphaira vitifoliae* (Fitch), *Ips sexdentatus* Börner and *Leptinotarsa decemlineata* Say until 31 March 2006.
- (13) From information supplied by Cyprus, it appears that the provisional recognition of the protected zone for that country in respect of *Daktulosphaira vitifoliae* (Fitch), *Ips sexdentatus* Börner and *Leptinotarsa decemlineata* Say should be extended for two years to give that country the necessary time to submit information showing that those harmful organisms, are not present or, where necessary, to complete its efforts to eradicate them.
- (14) Directive 2001/32/EC should therefore be amended accordingly.
- (15) The measures provided for in this Directive are in accordance with the opinion of the Standing Committee on Plant Health,

HAS ADOPTED THIS DIRECTIVE:

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- (1) [OJ L 169, 10.7.2000, p. 1](#). Directive as last amended by Commission Directive 2006/14/EC ([OJ L 34, 7.2.2006, p. 24](#)).
- (2) [OJ L 127, 9.5.2001, p. 38](#). Directive as last amended by Directive 2005/18/EC ([OJ L 57, 3.3.2005, p. 25](#)).