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STATUTORY INSTRUMENTS

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**2005 No. 2530**

**The Plant Health (England) Order 2005**

**PART 2**

**IMPORTS FROM THIRD COUNTRIES**

**Interpretation of Part 2**

**3.** In this Part—

“approved place of inspection” means a place of destination of relevant material approved by the Secretary of State under article 17;

“Customs Code” means Council Regulation (EEC) No 2913/92(1) establishing the Community Customs Code;

“customs document” means a document required by the Commissioners for Her Majesty’s Revenue and Customs for placing relevant material under one of the procedures specified in Article 4(16)(a) and (d) to (g) of the Customs Code;

“electronic communications” has the same meaning as in the Electronic Communications Act 2000(2)

“identity check” means an examination of a consignment of relevant material for the purposes of determining whether it corresponds to its description in the documents that accompany it being an examination of that consignment—

- (a) in its entirety; or
- (b) on the basis of one or more representative samples from the consignment or from each lot forming part of the consignment;

“working day”, in relation to the notice requirements in articles 6(3)(b)(ii) and 16(3) and the period for which material may be detained under article 14(1), means a period of twenty-four hours which is not a Saturday, Sunday, Christmas Day, Good Friday or a bank holiday in England under the Banking and Financial Dealings Act 1971(3); and

“working hour” means a period of one hour during a working day.

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**Commencement Information**

**II** Art. 3 in force at 3.10.2005, see [art. 1\(1\)](#)

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(1) OJNo. L 302, 19.10.1992, p.1.  
(2) [2000 c. 7](#); the definition of electronic communication in section 15(1) was amended by the Communications Act [2003 \(c. 21\)](#), section 406(1) and Schedule 17, paragraph 158.  
(3) [1971 c. 80](#).

### Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Plant Health (England) Order 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

### Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Order revoked by [S.I. 2015/610 art. 49\(1\)](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Pt. 7A inserted by [S.I. 2008/2411 art. 2\(5\)](#)
- Pt. 7A omitted by [S.I. 2014/979 art. 4\(1\)](#)
- Sch. 1 Pt. C inserted by [S.I. 2014/2385 art. 14\(3\)](#)
- Sch. 5 Pt. A para. 2A inserted by [S.I. 2013/2687 art. 11](#)
- Sch. 5 Pt. A para. 2A substituted by [S.I. 2014/2385 art. 17\(1\)\(c\)](#)
- Sch. 5 Pt. A para. 2(e)-(j) substituted for 2(e)-(f) by [S.I. 2014/2385 art. 17\(1\)\(b\)](#)
- Sch. 6 Pt. A para. 7(ca) inserted by [S.I. 2009/587 art. 2\(10\)](#)
- Sch. 6 Pt. A para. 3B inserted by [S.I. 2013/1477 art. 11\(a\)](#)
- Sch. 6 Pt. A para. 1011 inserted by [S.I. 2013/1477 art. 11\(c\)](#)
- Sch. 6 Pt. B para. A1-A3 inserted by [S.I. 2014/2385 art. 18\(2\)](#)
- Sch. 6 Pt. A para. 8 substituted by [S.I. 2013/1477 art. 11\(b\)](#)
- Sch. 6 Pt. A para. 8 word substituted by [S.I. 2014/2385 art. 18\(1\)\(c\)](#)
- Sch. 7 Pt. A para. 3B inserted by [S.I. 2013/1477 art. 12\(a\)](#)
- Sch. 7 Pt. A para. 1011 inserted by [S.I. 2013/1477 art. 12\(c\)](#)
- Sch. 8 Pt. A para. 5(ea) inserted by [S.I. 2012/697 reg. 4\(2\)\(b\)](#)
- Sch. 16 para. 10(b)(c) substituted by [S.I. 2007/1893 art. 2\(6\)\(g\)](#)
- Sch. 16 para. 12(b)-(d) substituted for Sch. 16 para. (b)(c) by [S.I. 2007/1893 art. 2\(6\)\(i\)\(ii\)](#)
- Sch. 17 Pt. A para. 14(aa) inserted by [S.I. 2007/1893 art. 2\(7\)\(i\)](#)
- Sch. 17 Pt. B para. 6(a)(iv) inserted by [S.I. 2007/1893 art. 2\(8\)\(d\)](#)
- Sch. 17 Pt. A para. 10(b)(c) substituted by [S.I. 2007/1893 art. 2\(7\)\(f\)\(ii\)](#)
- Sch. 17 Pt. A para. 10(a)(ii)(aa) words substituted by [S.I. 2007/1893 art. 2\(7\)\(f\)\(i\)](#)
- art. 5(1A) inserted by [S.I. 2014/2385 art. 4\(b\)](#)
- art. 12(2)(aa) inserted by [S.I. 2006/2307 art. 2\(4\)\(a\)](#)
- art. 12(2)(aa) substituted by [S.I. 2013/1477 art. 5\(a\)](#)
- art. 12(2)(cc) inserted by [S.I. 2006/2307 art. 2\(4\)\(b\)](#)
- art. 12(2)(cc) substituted by [S.I. 2013/1477 art. 5\(c\)](#)
- art. 12(2)(cc) word substituted by [S.I. 2014/2385 art. 6\(b\)](#)
- art. 19(1A) inserted by [S.I. 2014/2385 art. 7\(b\)](#)
- art. 19(3) inserted by [S.I. 2008/2411 art. 2\(3\)](#)
- art. 19(3)-(5) substituted for art. 19(3) by [S.I. 2012/3033 art. 2\(2\)](#)
- art. 19(5) substituted by [S.I. 2013/23 art. 2\(2\)](#)
- art. 19(6)-(8) inserted by [S.I. 2013/23 art. 2\(3\)](#)
- art. 19(6) substituted by [S.I. 2014/979 art. 3\(1\)](#)
- art. 19(6)(a) words inserted by [S.I. 2013/2687 art. 5\(a\)](#)
- art. 19(6)(b) words inserted by [S.I. 2013/2687 art. 5\(b\)](#)
- art. 19(8) substituted by [S.I. 2014/979 art. 3\(2\)](#)
- art. 20(1)(a)(aa) substituted for art. 20(1)(a) by [S.I. 2014/2385 art. 8](#)
- art. 21(8)(9) inserted by [S.I. 2013/2687 art. 6](#)
- art. 21(8) substituted for art. 21(8)(9) by [S.I. 2014/2385 art. 9](#)
- art. 22(1)(1A) substituted for art. 22(1) by [S.I. 2013/2687 art. 7](#)
- art. 22(3)(4) inserted by [S.I. 2013/1477 art. 6](#)
- art. 22(4) substituted by [S.I. 2014/2385 art. 10\(b\)](#)
- art. 24(5) added by [S.I. 2006/2307 art. 2\(6\)](#)
- art. 24(5) words inserted by [S.I. 2013/2687 art. 8](#)

- art. 42(1A) inserted by S.I. 2006/2307 art. 2(8)(b)
- art. 42(2)(bb) inserted by S.I. 2014/2385 art. 13
- art. 43(1A) inserted by S.I. 2006/2307 art. 2(9)(b)
- art. 44A inserted by S.I. 2012/697 reg. 3(1)
- art. 45(1)(a)(viA) inserted by S.I. 2006/2307 art. 2(10)(a)
- art. 45(1)(a)(xiB) inserted by S.I. 2008/2411 art. 2(7)
- art. 45(1)(a)(xiva) inserted by S.I. 2012/697 reg. 3(2)(a)(ii)
- art. 45(1)(a)(xiA) words inserted by S.I. 2006/2307 art. 2(10)(b)
- art. 45(1)(a)(xiii)-(xv) substituted for art. 45(1)(a)(xiii)(xiv) by S.I. 2010/1510 art. 6
- art. 45(4A) inserted by S.I. 2012/697 reg. 3(2)(b)