
WELSH STATUTORY INSTRUMENTS

2018 No. 1064

The Plant Health (Wales) Order 2018

PART 2

Imports from third countries

Interpretation of Part 2

3. In this Part—

“approved place of inspection” (“*man arolygu cymeradwy*”) means a place which has been approved by the Welsh Ministers under article 17;

“area of plant health control” (“*ardal rheolaeth iechydd planhigion*”), in relation to notifiable relevant material which has been landed, means—

- (a) its point of entry; or
- (b) where the material has been moved under appropriate customs procedures to a designated area of plant health control or an approved place of inspection, the designated area of plant health control or the approved place of inspection;

“the Customs Code” (“*y Cod Tollau*”) means Regulation (EU) No 952/2013 of the European Parliament and of the Council laying down the Union Customs Code⁽¹⁾;

“designated area of plant health control” (“*ardal rheolaeth iechydd planhigion ddynodedig*”) means a place close to a point of entry which has been designated as an area of plant health control by the Welsh Ministers and the Commissioners for Her Majesty’s Revenue and Customs;

“notifiable relevant material” (“*deunydd perthnasol hysbysadwy*”) means any relevant material—

- (a) of a description specified in Part A of Schedule 5; or
- (b) of a description specified in Part B of Schedule 5 and which is—
 - (i) specified in column 2 of Part C of Schedule 4;
 - (ii) listed in the second column of Annex II Part B and in the course of its consignment to a protected zone that is recognised as a protected zone for the plant pests specified in respect of that relevant material in the first column of Annex II Part B; or
 - (iii) listed in the first column of Annex IV Part B and in the course of its consignment to a protected zone that is recognised as a protected zone for the plant pests specified in respect of that relevant material in Annex IV Part B;

“official body of destination” (“*corff swyddogol y gyrchfan*”) has the same meaning as in Article 2(1)(l) of [Directive 2000/29/EC](#);

“point of entry” (“*man cyrraedd*”) means—

(1) OJ No L 269, 10.10.2013, p. 1, as amended by Regulation (EU) 2016/2339 of the European Parliament and of the Council (OJ No L 354, 23.12.2016, p. 32).

- (a) in the case of relevant material which arrives by air, the airport at which the material first arrives;
- (b) in the case of relevant material which arrives by maritime or fluvial transport, the port at which the material first arrives; or
- (c) in the case of relevant material which arrives by rail, the rail freight terminal at which the material first arrives;

“working day” (“*diwrnod gwaith*”), in relation to the notice requirements in articles 6(2)(c) (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 Wales under the Banking and Financial Dealings Act 1971(2).

(2) 1971 c. 80, to which there are amendments not relevant to this Order.