



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2018 Rhif 1064 (Cy. 223)

2018 No. 1064 (W. 223)

**IECHYD PLANHIGION,
CYMRU**

PLANT HEALTH, WALES

**Gorchymyn Iechyd Planhigion
(Cymru) 2018**

**The Plant Health (Wales) Order
2018**

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)

EXPLANATORY NOTE

(This note is not part of the Order)

Mae'r Gorchymyn hwn yn disodli Gorchymyn Iechyd Planhigion (Cymru) 2006 (O.S. 2006/1643 (Cy. 158)) a Gorchymyn Iechyd Planhigion (*Phytophthora ramorum*) (Cymru) 2006 (O.S. 2006/1344 (Cy. 134)).

This Order replaces the Plant Health (Wales) Order 2006 (S.I. 2006/1643 (W. 158)) and the Plant Health (*Phytophthora ramorum*) (Wales) Order 2006 (S.I. 2006/1344 (W. 134)).

Mae'n gweithredu Cyfarwydddeb y Cyngor 2000/29/EC ar fesurau gwarchod yn erbyn cyflwyno i'r Gymuned organeddau sy'n niweidiol i blanhigion neu gynhyrchion planhigion ac yn erbyn eu lledaenu o fewn y Gymuned (OJ Rhif L 169, 10.7.2000, t. 1) a deddfwriaeth gysylltiedig yr Undeb Ewropeaidd ar iechyd planhigion. Mae hefyd yn gweithredu offerynnau sy'n cynnwys:

It implements Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community (OJ No L 169, 10.7.2000, p. 1) and related European Union plant health legislation. It also implements instruments including:

- (a) Penderfyniad Gweithredu'r Comisiwn 2014/690/EU sy'n diddymu Penderfyniad 2006/464/EC ar fesurau brys dros dro i atal cyflwyno i'r Gymuned a lledaenu o fewn y Gymuned *Dryocosmus kuriphilus* Yasumatsu (OJ Rhif L 288, 2.10.2014, t. 5);
- (b) Penderfyniad Gweithredu'r Comisiwn (EU) 2015/749 sy'n diddymu Penderfyniad 2007/410/EC ar fesurau i atal cyflwyno i'r Gymuned a lledaenu o fewn y Gymuned Firoid y gloronen bigfain (OJ Rhif L 119, 12.5.2015, t. 25);
- (c) Penderfyniadau Gweithredu'r Comisiwn (EU) 2015/789, (EU) 2016/764 ac (EU) 2017/2352 o ran mesurau i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Xylella fastidiosa* (Wells et al.) (OJ Rhif L 125, 21.5.2015, t. 36), (OJ Rhif L 126, 14.5.2016, t. 77) ac (OJ Rhif L 336, 16.12.2017, t. 31);

- (a) Commission Implementing Decision 2014/690/EU repealing Decision 2006/464/EC on provisional emergency measures to prevent the introduction into and the spread within the Community of *Dryocosmus kuriphilus* Yasumatsu (OJ No L 288, 2.10.2014, p. 5);
- (b) Commission Implementing Decision (EU) 2015/749 repealing Decision 2007/410/EC on measures to prevent the introduction into and the spread within the Community of Potato spindle tuber viroid (OJ No L 119, 12.5.2015, p. 25);
- (c) Commission Implementing Decisions (EU) 2015/789, (EU) 2016/764 and (EU) 2017/2352 as regards measures to prevent the introduction into and the spread within the Union of *Xylella fastidiosa* (Wells et al.) (OJ No L 125, 21.5.2015, p. 36), (OJ No L 126, 14.5.2016, p. 77) and (OJ No L 336, 16.12.2017, p. 31);

- (d) Penderfyniad Gweithredu'r Comisiwn (EU) 2015/893 o ran mesurau i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Anoplophora glabripennis* (Motschulsky) (OJ Rhif 146, 11.6.2015, t. 16);
- (e) Penderfyniad Gweithredu'r Comisiwn (EU) 2015/1199 sy'n cydnabod bod Bosnia a Herzegovina yn rhydd rhag *Clavibacter michiganensis ssp. sepedonicus* (Spieckerman a Kotthof) Davis et al. (OJ Rhif L 194, 22.7.2015, t. 42);
- (f) Penderfyniadau Gweithredu'r Comisiwn (EU) 2016/715 ac (EU) 2017/801 sy'n nodi mesurau mewn cysylltiad â ffrwythau penodol sy'n tarddu o drydydd gwledydd penodol i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb yr organedd niweidiol *Phyllosticta citricarpa* (McAlpine) Van der Aa (OJ Rhif L 125, 13.5.2016, t. 16) ac (OJ Rhif L 120, 11.5.2017, t. 26);
- (g) Penderfyniad Gweithredu'r Comisiwn (EU) 2016/1359 sy'n diwygio Penderfyniad Gweithredu 2012/270/EU o ran mesurau brys i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Epitrix cucumeris* (Harris), *Epitrix similaris* (Gentner), *Epitrix subcrinata* (Lec.) ac *Epitrix tuberis* (Gentner) (OJ Rhif L 215, 10.8.2016, t. 29);
- (h) Penderfyniad Rhif 1/2015 y Cyd-bwyllgor ar Amaethyddiaeth ynglŷn â diwygio Ychwanegiadau 1, 2 a 4 i Atodiad 4 i'r Cytundeb rhwng y Gymuned Ewropeaidd a Chyddfederasiwn y Swistir ar fasnachu cynhyrchion amaethyddol (OJ Rhif L 27, 1.2.2017, t. 155);
- (i) Penderfyniad Gweithredu'r Comisiwn (EU) 2017/198 o ran mesurau i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Pseudomonas syringae* pv. *actinidiae* Takikawa, Serizawa, Ichikawa, Tsuyumu a Goto (OJ Rhif L 31, 4.2.2017, t. 29);
- (j) Penderfyniad Gweithredu'r Comisiwn (EU) 2017/2374 sy'n nodi amodau ar gyfer symud, storio a phrosesu ffrwythau penodol a'u cymysgrywiau sy'n tarddu o drydydd gwledydd i atal cyflwyno i'r Undeb organeddau niweidiol penodol (OJ Rhif L 337, 19.12.2017, t. 60); a
- (d) Commission Implementing Decision (EU) 2015/893 as regards measures to prevent the introduction into and the spread within the Union of *Anoplophora glabripennis* (Motschulsky) (OJ No 146, 11.6.2015, p. 16);
- (e) Commission Implementing Decision (EU) 2015/1199 recognising Bosnia and Herzegovina as being free from *Clavibacter michiganensis ssp. sepedonicus* (Spieckerman and Kotthof) Davis et al. (OJ No L 194, 22.7.2015, p. 42);
- (f) Commission Implementing Decisions (EU) 2016/715 and (EU) 2017/801 setting out measures in respect of certain fruits originating in certain third countries to prevent the introduction into and the spread within the Union of the harmful organism *Phyllosticta citricarpa* (McAlpine) Van der Aa (OJ No L 125, 13.5.2016, p. 16) and (OJ No L 120, 11.5.2017, p. 26);
- (g) Commission Implementing Decision (EU) 2016/1359 amending Implementing Decision 2012/270/EU as regards emergency measures to prevent the introduction into and the spread within the Union of *Epitrix cucumeris* (Harris), *Epitrix similaris* (Gentner), *Epitrix subcrinata* (Lec.) and *Epitrix tuberis* (Gentner) (OJ No L 215, 10.8.2016, p. 29);
- (h) Decision No 1/2015 of the Joint Committee on Agriculture concerning the amendment to Appendices 1, 2 and 4 to Annex 4 to the Agreement between the European Community and the Swiss Confederation on trade in agricultural products (OJ No L 27, 1.2.2017, p. 155);
- (i) Commission Implementing Decision (EU) 2017/198 as regards measures to prevent the introduction into and the spread within the Union of *Pseudomonas syringae* pv. *actinidiae* Takikawa, Serizawa, Ichikawa, Tsuyumu & Goto (OJ No L 31, 4.2.2017, p. 29);
- (j) Commission Implementing Decision (EU) 2017/2374 setting out conditions for movement, storage and processing of certain fruits and their hybrids originating in third countries to prevent the introduction into the Union of certain harmful organisms (OJ No L 337, 19.12.2017, p. 60); and

(k) Cyfarwydddebau Gweithredu'r Comisiwn (EU) 2017/1279 ac (EU) 2017/1920 sy'n diwygio Atodiadau I i V i Gyfarwydddeb y Cyngor 2000/29/EC ar fesurau gwarchod yn erbyn cyflwyno i'r Gymuned organeddau sy'n niweidiol i blanhigion neu gynhyrchion planhigion ac yn erbyn eu lledaenu o fewn y Gymuned (OJ Rhif L 184, 15.7.2017, t. 33) ac (OJ Rhif L 271, 20.10.2017, t. 34).

Cyflwyniad yw Rhan 1 ac mae'n cynnwys diffiniadau. Mae erthygl 2(5) yn darparu bod cyfeiriadau at offerynnau'r Undeb Ewropeaidd a restrir yn y ddarpariaeth honno i'w darllen fel cyfeiriadau at yr offerynnau hynny fel y'u diwygir o bryd i'w gilydd.

Mae Rhan 2 yn gymwys i blâu planhigion a deunydd perthnasol sy'n dod o wledydd y tu allan i'r Undeb Ewropeaidd, gan gynnwys deunydd perthnasol o drydydd gwledydd sy'n dod drwy ran arall o'r Undeb Ewropeaidd pan fo Gweinidogion Cymru wedi cytuno i gynnal gwiriadau penodol ar y deunydd hwnnw. Diffinnir "deunydd perthnasol" yn erthygl 2(1).

Mae erthygl 5 yn gwahardd glanio plâu planhigion a deunydd perthnasol penodol yng Nghymru ac yn gosod cyfyngiadau ar ddeunydd perthnasol arall y caniateir iddo gael ei fewnforio i Gymru o drydydd gwledydd. Mae erthygl 6 yn ei gwneud yn ofynnol i fewnforwyr mewnforyn deunydd perthnasol a reolir hysbysu Gweinidogion Cymru ymlaen llaw y byddant yn cael eu glanio ac mae erthygl 7 yn ei gwneud yn ofynnol i'r dystysgrif ffytoiechydol briodol fynd gyda'r mewnforyn hynny. Mae erthyglau 10 i 12 yn gwahardd symud y deunydd perthnasol hwn o ardal rheolaeth iechyd planhigion hyd nes y bydd arolygydd wedi arolygu'r deunydd ac wedi ei fodloni y gellir gollwng y deunydd.

Mae erthygl 8 yn eithrio deunydd perthnasol penodol a ddygir i Gymru ym mhaciau person rhag y gofynion yn erthygl 5 a gofynion cysylltiedig eraill.

Mae Rhan 3 yn gymwys i blâu planhigion a deunydd perthnasol o'r Undeb Ewropeaidd (pa un a yw'n tarddu o'r Undeb Ewropeaidd neu o drydydd gwledydd). Mae erthyglau 18 i 20 yn gwahardd cyflwyno plâu planhigion a deunydd perthnasol penodol i Gymru o ran arall o'r Undeb Ewropeaidd ac yn cynnwys gwaharddiadau a chyfyngiadau ar symud plâu planhigion a deunydd perthnasol a gweithgareddau eraill yng Nghymru. Mae erthygl 21 yn ei gwneud yn ofynnol i basbort planhigion fynd gyda deunydd perthnasol penodol pan fo'n cael ei symud o fewn Cymru neu'n cael ei draddodi i ran arall o'r Undeb Ewropeaidd.

(k) Commission Implementing Directives (EU) 2017/1279 and (EU) 2017/1920 amending Annexes 1 to V to Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community (OJ No L 184, 15.7.2017, p. 33) and (OJ No L 271, 20.10.2017, p. 34).

Part 1 is introductory and includes definitions. Article 2(5) provides for references to the European Union instruments listed in that provision to be read as references to those instruments as amended from time to time.

Part 2 applies to plant pests and relevant material coming from countries outside the European Union, including relevant material from third countries coming via another part of the European Union where the Welsh Ministers have agreed to carry out certain checks on that material. "Relevant material" is defined in article 2(1).

Article 5 prohibits the landing in Wales of certain plant pests and relevant material and imposes restrictions on other relevant material which may be imported into Wales from third countries. Article 6 requires importers of controlled imports of relevant material to provide the Welsh Ministers with advance notice of their landing and article 7 requires those imports to be accompanied by the appropriate phytosanitary certificate. Articles 10 to 12 prohibit the removal of this relevant material from an area of plant health control until an inspector has inspected the material and is satisfied that the material can be discharged.

Article 8 exempts certain relevant material which is brought into Wales in a person's baggage from the requirements in article 5 and other related requirements.

Part 3 applies to plant pests and relevant material from the European Union (whether originating in the European Union or in third countries). Articles 18 to 20 prohibit the introduction into Wales of certain plant pests and relevant material from another part of the European Union and contain prohibitions and restrictions on the movement of plant pests and relevant material and other activities in Wales. Article 21 requires certain relevant material to be accompanied by a plant passport when it is moved within Wales or consigned to another part of the European Union.

Mae Rhan 4 yn gosod gofyniad ar fasnachwyr planhigion i fod yn gofrestredig o ran unrhyw weithgaredd y maent yn ymgymryd ag ef ac sy'n cael ei reoleiddio gan y Gorchymyn (erthyglau 25 i 28) ac yn gwneud darpariaeth i Weinidogion Cymru awdurdodi masnachwyr planhigion i ddyroddi pasbortau planhigion (erthygl 29).

Mae Rhan 5 yn cynnwys trefniadau arbennig sy'n llywodraethu deunydd perthnasol o'r Swistir.

Mae Rhan 6 yn cynnwys pwerau gorfodi cyffredinol a roddir i arolygwyr iechyd planhigion.

Mae Rhan 7 yn gosod gofynion ychwanegol mewn perthynas â rhywogaethau mochlysaidd penodol (tatws a thomatos).

Mae Rhan 8 yn gwneud darpariaeth i Weinidogion Cymru roi trwyddedau sy'n awdurdodi gweithgareddau a fyddai'n cael eu gwahardd gan y Gorchymyn hwn fel arall.

Mae Rhan 9 yn ei gwneud yn ofynnol hysbysu Gweinidogion Cymru neu arolygydd am blâu planhigion penodol sy'n bresennol neu yr amheuir eu bod yn bresennol yng Nghymru ac yn gwneud darpariaeth i arolygwyr ofyn am wybodaeth ynglŷn â materion iechyd planhigion penodol.

Mae Rhan 10 yn cynnwys troseddau o beidio â chydymffurfio â'r Gorchymyn ac â'r gofynion a osodir o dan erthygl 46. Mae erthygl 47 yn nodi'r cosbau am y troseddau. (Mae torri unrhyw waharddiad ar lania o osodir gan y Gorchymyn hwn yn drosedd o dan Ddeddf Rheoli Tollau Tramor a Chartref 1979 (p. 2)).

Mae Rhan 11 yn ymdrin â dirymiadau a darpariaethau trosiannol.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Aseidiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal aseiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn.

Part 4 imposes a requirement on plant traders to be registered in respect of any activity which they carry out and which is regulated by the Order (articles 25 to 28) and makes provision for the Welsh Ministers to authorise plant traders to issue plant passports (article 29).

Part 5 contains special arrangements governing relevant material from Switzerland.

Part 6 contains general enforcement powers given to plant health inspectors.

Part 7 imposes additional requirements in relation to certain solanaceous species (potatoes and tomatoes).

Part 8 makes provision for the Welsh Ministers to grant licences authorising activities which would otherwise be prohibited by the Order.

Part 9 requires certain plant pests which are present or suspected to be present in Wales to be notified to the Welsh Ministers or an inspector and makes provision for inspectors to request information about certain plant health matters.

Part 10 contain offences for non-compliance with the Order and with requirements imposed under article 46. Article 47 sets out the penalties for the offences. (Contravention of any prohibition on landing imposed by this Order is an offence under the Customs and Excise Management Act 1979 (c. 2)).

Part 11 deals with revocations and transitional provisions.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to this Order. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with this Order.

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2018 No. 1064 (W. 223)

**IECHYD PLANHIGION,
CYMRU**

PLANT HEALTH, WALES

**Gorchymyn Iechyd Planhigion
(Cymru) 2018**

**The Plant Health (Wales) Order
2018**

Gwnaed 9 Hydref 2018

Made 9 October 2018

*Gosodwyd gerbron Cynulliad Cenedlaethol
Cymru* 11 Hydref 2018

Laid before the National Assembly for Wales
11 October 2018

Yn dod i rym 2 Tachwedd 2018

Coming into force 2 November 2018

CYNNWYS

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| RHAN A - | Plâu planhigion na wyddys eu bod yn bresennol yn yr Undeb Ewropeaidd | PART A - | Plant pests not known to occur in the European Union |
| RHAN B - | Plâu planhigion y gwyddys eu bod yn bresennol yn yr Undeb Ewropeaidd | PART B - | Plant pests known to occur in the European Union |
| ATODLEN 3 - | Deunydd perthnasol na chaniateir dod ag ef i Gymru os yw'r deunydd hwnnw'n tarddu o drydydd gwledydd penodol | SCHEDULE 3 - | Relevant material which may not be introduced into Wales if that material originates in certain third countries |
| ATODLEN 4 - | Cyfyngiadau ar ddod â deunydd perthnasol i Gymru a'i symud o fewn Cymru | SCHEDULE 4 - | Restrictions on the introduction into and movement within Wales of relevant material |
| RHAN A - | Deunydd perthnasol, sy'n tarddu o drydydd gwledydd, na chaniateir ei lanio oni chydymffurfir â gofynion arbennig | PART A - | Relevant material, originating in third countries, which may only be landed if special requirements are complied with |
| RHAN B - | Deunydd perthnasol, o'r Undeb Ewropeaidd, na chaniateir dod ag ef i Gymru na'i symud o fewn Cymru oni chydymffurfir â gofynion arbennig | PART B - | Relevant material, from the European Union, which may only be introduced into or moved within Wales if special requirements are complied with |
| RHAN C - | Deunydd perthnasol na chaniateir ei lanio yng Nghymru na'i symud o fewn Cymru (fel parth gwarchod) oni chydymffurfir â gofynion arbennig | PART C - | Relevant material which may only be landed in or moved within Wales (as a protected zone) if special requirements are complied with |

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| ATODLEN 5 - | Deunydd perthnasol o drydedd wlad y gallai tystysgrif ffytoiechydol fod yn ofynnol ar ei gyfer | SCHEDULE 5 - | Relevant material from a third country for which a phytosanitary certificate may be required |
| RHAN A - | Deunydd perthnasol na chaniateir iddo gael ei lanio onid yw tystysgrif ffytoiechydol yn mynd gydag ef | PART A - | Relevant material which may only be landed if accompanied by a phytosanitary certificate |
| RHAN B - | Deunydd perthnasol, os bwriedir iddo fynd i barthau gwarchod penodol, na chaniateir iddo gael ei lanio onid yw tystysgrif ffytoiechydol yn mynd gydag ef | PART B - | Relevant material which, if destined for certain protected zones, may only be landed if accompanied by a phytosanitary certificate |
| ATODLEN 6 - | Gwaharddiadau ar gyflwyno deunydd perthnasol i Gymru neu ei symud o fewn Cymru heb basbort planhigion | SCHEDULE 6 - | Prohibitions on the introduction into or movement within Wales of relevant material without a plant passport |
| RHAN A - | Deunydd perthnasol na chaniateir iddo gael ei lanio yng Nghymru na'i symud o fewn Cymru onid yw pasbort planhigion yn mynd gydag ef | PART A - | Relevant material which may only be landed or moved within Wales if accompanied by a plant passport |
| RHAN B - | Deunydd perthnasol na chaniateir ei lanio yng Nghymru na'i symud o fewn Cymru onid yw pasbort planhigion yn mynd gydag ef sy'n ddilys i Gymru fel parth gwarchod | PART B - | Relevant material which may only be landed or moved within Wales if accompanied by a plant passport which is valid for Wales as a protected zone |
| ATODLEN 7 - | Gwaharddiadau ar draddodi deunydd perthnasol i ran arall o'r Undeb Ewropeaidd heb basbort planhigion | SCHEDULE 7 - | Prohibitions on the consignment of relevant material to another part of the European Union without a plant passport |
| RHAN A - | Deunydd perthnasol na chaniateir iddo gael ei draddodi i ran arall o'r Undeb Ewropeaidd onid yw pasbort planhigion yn mynd gydag ef | PART A - | Relevant material which may only be consigned to another part of the European Union if accompanied by a plant passport |

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| RHAN B - | Deunydd perthnasol na chaniateir iddo gael ei draddodi i barth gwarchod mewn rhan arall o'r Undeb Ewropeaidd ond gan basbort planhigion sy'n ddilys ar gyfer y parth gwarchod hwnnw | PART B - | Relevant material which may only be consigned to a protected zone in another part of the European Union by a plant passport which is valid for that protected zone |
| ATODLEN 8 - | Pasbortau planhigion y Swistir | SCHEDULE 8 - | Swiss plant passports |
| RHAN A - | Deunydd perthnasol sy'n tarddu o'r Swistir y caniateir ei lanio yng Nghymru neu ei symud o fewn Cymru os yw pasbort planhigion y Swistir yn mynd gydag ef | PART A - | Relevant material originating in Switzerland which may be landed or moved within Wales if accompanied by a Swiss plant passport |
| RHAN B - | Deunydd perthnasol a gafodd ei fewnforio i'r Swistir o drydedd wlad arall, pe bai caniatâd i'w lanio yng Nghymru fel arfer pe bai tystysgrif ffytoiiechydol yn mynd gydag ef, y caniateir i basbort planhigion y Swistir fynd gydag ef neu y caniateir ei lanio heb ddogfennaeth ffytoiiechydol | PART B - | Relevant material imported into Switzerland from another third country which, if it would normally be permitted to be landed in Wales if accompanied by a phytosanitary certificate, may be accompanied by a Swiss plant passport or may be landed without phytosanitary documentation |
| ATODLEN 9 - | Y gofynion o ran pasbortau planhigion | SCHEDULE 9 - | Requirements for plant passports |
| RHAN A - | Y gofynion o ran pasbortau planhigion ar gyfer unrhyw ddeunydd perthnasol yn Atodlen 6 neu 7 | PART A - | Requirements for plant passports for any relevant material in Schedule 6 or 7 |
| RHAN B - | Y gofynion o ran pasbortau planhigion a ganiateir ar gyfer deunydd perthnasol penodol yn Atodlen 6 neu 7 | PART B - | Requirements for plant passports permitted for certain relevant material in Schedule 6 or 7 |
| ATODLEN 10 - | Ffurf tystysgrif ffytoiiechydol a ffurf tystysgrif ffytoiiechydol ar gyfer ailallforio | SCHEDULE 10 - | Form of phytosanitary certificate and form of phytosanitary certificate for re-export |

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| RHAN A - | Ffurf tystysgrif ffytoiechydol | PART A - | Form of phytosanitary certificate |
| RHAN B - | Ffurf tystysgrif ffytoiechydol ar gyfer ailallforio | PART B - | Form of phytosanitary certificate for re-export |
| ATODLEN 11 - | Hysbysiad glanio | SCHEDULE 11 - | Notice of landing |
| ATODLEN 12 - | Dogfen symud iechyd planhigion | SCHEDULE 12 - | Plant health movement document |
| ATODLEN 13 - | Mesurau arbennig ar gyfer rheoli Clefyd y ddafaden tatws | SCHEDULE 13 - | Special measures for the control of Potato wart disease |
| ATODLEN 14 - | Mesurau arbennig ar gyfer rheoli poblogaethau Ewropeaidd o Lyngyr tatws | SCHEDULE 14 - | Special measures for the control of European populations of Potato cyst nematode |
| ATODLEN 15 - | Mesurau arbennig ar gyfer rheoli Pydredd cylch tatws | SCHEDULE 15 - | Special measures for the control of Potato ring rot |
| ATODLEN 16 - | Pydredd coch tatws | SCHEDULE 16 - | Potato brown rot |
| RHAN A - | Mesurau arbennig ar gyfer rheoli Pydredd coch tatws | PART A - | Special measures for the control of Potato brown rot |
| RHAN B - | Pennu ffiniau parthau rheoli Pydredd coch tatws | PART B - | Demarcation of zones for the control of Potato brown rot |
| ATODLEN 17 - | Gofynion hysbysu | SCHEDULE 17 - | Notification requirements |
| ATODLEN 18 - | Dirymu Gorchmynion | SCHEDULE 18 - | Revocation of Orders |

Mae Gweinidogion Cymru yn gwneud y Gorchymyn hwn drwy arfer—

- (a) y pwerau a roddir iddynt gan adrannau 2 a 3 o Ddeddf Iechyd Planhigion 1967(1), ac i'r Gweinidog Amaethyddiaeth, Pysgodfeydd a Bwyd gan adran 4(1) o'r Ddeddf honno, a freinir bellach ynddynt hwy(2); a
- (b) y pwerau a roddir gan baragraff 1A o Atodlen 2 i Ddeddf y Cymunedau Ewropeaidd 1972(3).

Mae'r Gorchymyn hwn yn gwneud darpariaeth at ddiben a grybwyllir yn adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972(4). Ymddengys i Weinidogion Cymru ei bod yn hwylus i'r cyfeiriadau at offerynnau'r Undeb Ewropeaidd y cyfeirir atynt yn erthygl 2(5) gael eu dehongli fel cyfeiriadau at yr offerynnau hynny fel y'u diwygir o bryd i'w gilydd.

RHAN 1

Cyffredinol

Enwi, cychwyn a chymhwyso

1. —(1) Enw'r Gorchymyn hwn yw Gorchymyn Iechyd Planhigion (Cymru) 2018.

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- (1) 1967 p. 8; diwygiwyd adran 2 gan baragraff 8(2)(a) o Atodlen 4 i Ddeddf y Cymunedau Ewropeaidd 1972 (p. 68), Rhan 1 o'r tabl ym mharagraff 12 o Atodlen 4 i Ddeddf Rheoli Tollau Tramor a Chartref 1979 (p. 2), O.S. 1990/2371 ac O.S. 2011/1043. Diwygiwyd adran 3(1) gan baragraff 8(2)(a) a (b) o Atodlen 4 i Ddeddf y Cymunedau Ewropeaidd 1972 ac O.S. 2011/1043. Amnewidiwyd adran 3(4) gan adran 42 o Ddeddf Cyfiawnder Troseddol 1982 (p. 48) ac fe'i diwygiwyd gan Ran 14 o Atodlen 1 i Ddeddf Cyfraith Statud (Diddymiadau) 1993 (p. 50). Diwygiwyd adran 4(1) gan baragraff 8(3) o Atodlen 4 i Ddeddf y Cymunedau Ewropeaidd 1972. Mae'r pwerau a roddir gan adrannau 2 a 3 yn cael eu rhoi i "competent authority" ("awdurdod cymwys") a ddiffinnir yn adran 1(2). Diwygiwyd adran 1(2) gan baragraff 43 o Atodlen 2 i O.S. 2013/755 (Cy. 90). Mae adran 1(2), fel y'i diwygiwyd, yn darparu mai'r awdurdod cymwys ar gyfer Cymru yw Gweinidogion Cymru.
 - (2) Trosglwyddwyd swyddogaethau'r Gweinidog Amaethyddiaeth, Pysgodfeydd a Bwyd o dan Ddeddf Iechyd Planhigion 1967, i'r graddau yr oeddent yn arferadwy o ran Cymru, i'r Ysgrifennydd Gwladol gan erthygl 2 o Orchymyn Trosglwyddo Swyddogaethau (Cymru) (Rhif 1) 1978 (O.S. 1978/272) ac Atodlen 1 iddo. Trosglwyddwyd y swyddogaethau hynny o'r Ysgrifennydd Gwladol i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac Atodlen 1 iddo. Trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru gan adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraff 30 o Atodlen 11 iddi.
 - (3) 1972 p. 68. Mewnosodwyd paragraff 1A o Atodlen 2 gan adran 28 o Ddeddf Diwygio Deddfwriaethol a Rheoleiddiol 2006 (p. 51).
 - (4) Diwygiwyd adran 2(2) gan adran 27(1)(a) o Ddeddf Diwygio Deddfwriaethol a Rheoleiddiol 2006 a Rhan 1 o'r Atodlen i Ddeddf yr Undeb Ewropeaidd (Diwygio) 2008 (p. 7).

The Welsh Ministers make this Order in exercise of—

- (a) the powers conferred on them by sections 2 and 3 of the Plant Health Act 1967(1), and on the Minister of Agriculture, Fisheries and Food by section 4(1) of that Act, now vested in them(2); and
- (b) the powers conferred by paragraph 1A of Schedule 2 to the European Communities Act 1972(3).

This Order makes provision for a purpose mentioned in section 2(2) of the European Communities Act 1972(4). It appears to the Welsh Ministers that it is expedient for the references to the European Union instruments referred to in article 2(5) to be construed as references to those instruments as amended from time to time.

PART 1

General

Title, commencement and application

1. —(1) The title of this Order is the Plant Health (Wales) Order 2018.

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- (1) 1967 c. 8; section 2 was amended by paragraph 8(2)(a) of Schedule 4 to the European Communities Act 1972 (c. 68), Part 1 of the table in paragraph 12 of Schedule 4 to the Customs and Excise Management Act 1979 (c. 2), S.I. 1990/2371 and S.I. 2011/1043. Section 3(1) was amended by paragraph 8(2)(a) and (b) of Schedule 4 to the European Communities Act 1972 and S.I. 2011/1043. Section 3(4) was substituted by section 42 of the Criminal Justice Act 1982 (c. 48) and amended by Part 14 of Schedule 1 to the Statute Law (Repeals) Act 1993 (c. 50). Section 4(1) was amended by paragraph 8(3) of Schedule 4 to the European Communities Act 1972. The powers conferred by sections 2 and 3 are conferred on a "competent authority", which is defined in section 1(2). Section 1(2) was amended by paragraph 43 of Schedule 2 to S.I. 2013/755 (W. 90). Section 1(2), as amended, provides that the competent authority for Wales is the Welsh Ministers.
 - (2) The functions of the Minister of Agriculture, Fisheries and Food under the Plant Health Act 1967 were, so far as exercisable in relation to Wales, transferred to the Secretary of State by article 2 of, and Schedule 1 to, the Transfer of Functions (Wales) (No. 1) Order 1978 (S.I. 1978/272). Those functions were transferred from the Secretary of State to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).
 - (3) 1972 c. 68. Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006 (c. 51).
 - (4) Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 and Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c. 7).

(2) Mae'r Gorchymyn hwn yn gymwys o ran Cymru a daw i rym ar 2 Tachwedd 2018.

Dehongli cyffredinol

2.—(1) Yn y Gorchymyn hwn—

ystyr “ardal Ewrop a Môr y Canoldir” (“*Euro-Mediterranean area*”) yw'r ardal ddaearyddol sy'n cynnwys Ewrop, Algeria, yr Aifft, Israel, Gwlad yr Iorddonen, Libanus, Libya, Morocco, Syria, Tunisia a'r ardal o Dwrci i'r dwyrain o Gulfor Bosphorus o'r enw Anatolia;

ystyr “arolygydd” (“*inspector*”) yw unrhyw berson sydd wedi ei awdurdodi gan Weinidogion Cymru i fod yn arolygydd at ddibenion y Gorchymyn hwn;

ystyr “Atodiad II Rhan B” (“*Annex II Part B*”) yw Rhan B o Atodiad II i Gyfarwyddeb 2000/29/EC;

ystyr “Atodiad IV Rhan A” (“*Annex IV Part A*”) yw Rhan A o Atodiad IV i Gyfarwyddeb 2000/29/EC;

ystyr “Atodiad IV Rhan B” (“*Annex IV Part B*”) yw Rhan B o Atodiad IV i Gyfarwyddeb 2000/29/EC;

ystyr “Clefyd y ddafaden tatws” (“*Potato wart disease*”) yw naill ai'r clefyd tatws a achosir gan y ffwng *Synchytrium endobioticum* (Schilbersky) Percival neu'r ffwng hwnnw, fel y bo'r cyd-destun yn mynnu;

ystyr “cofrestr” (“*register*”) yw'r gofrestr o fasnachwyr planhigion a gedwir o dan erthygl 25(1);

ystyr “cofrestredig” (“*registered*”) mewn perthynas â masnachwr planhigion, yw masnachwr y mae ei fanylion wedi eu rhestru yn y gofrestr, ac mae “cofrestru” (“*registration*”) i'w ddehongli yn unol â hynny;

ystyr “corff swyddogol cyfrifol” (“*responsible official body*”) yw naill ai'r corff a ddisgrifir ym mharagraff (i) neu gorff a ddisgrifir ym mharagraff (ii) o Erthygl 2(1)(g) o Gyfarwyddeb 2000/29/EC;

ystyr “CRhWP” (“*IPPC*”) yw Confensiwn Rhyngwladol ar Warchod Planhigion 1951(1);

ystyr “Cyfarwyddeb 93/85/EEC” (“*Directive 93/85/EEC*”) yw Cyfarwyddeb y Cyngor 93/85/EEC ynglŷn â rheoli pydredd cylch tatws(2);

ystyr “Cyfarwyddeb 98/57/EC” (“*Directive 98/57/EC*”) yw Cyfarwyddeb y Cyngor 98/57/EC

(2) This Order applies in relation to Wales and comes into force on 2 November 2018.

General interpretation

2.—(1) In this Order—

“Annex II Part B” (“*Atodiad II Rhan B*”) means Part B of Annex II to Directive 2000/29/EC;

“Annex IV Part A” (“*Atodiad IV Rhan A*”) means Part A of Annex IV to Directive 2000/29/EC;

“Annex IV Part B” (“*Atodiad IV Rhan B*”) means Part B of Annex IV to Directive 2000/29/EC;

“authorised officer” (“*swyddog awdurdodedig*”) means, as the context requires—

(a) an authorised representative of the responsible official body of the country in which a plant passport is issued, a public servant acting under the authority of such a representative or a qualified agent employed by the responsible official body, in any case who must be appropriately qualified; or

(b) an authorised representative of the responsible official body or the national plant protection organisation of the country in which a phytosanitary certificate or phytosanitary certificate for re-export or a translation of a phytosanitary certificate or phytosanitary certificate for re-export is issued, or a public officer acting under the authority of such a representative;

“citrus fruits for processing” (“*ffrwythau sitrws ar gyfer eu prosesu*”) means fruits of *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Microcitrus* Swingle, *Naringi* Adans., or *Swinglea* Merr., which originate in a third country and are destined for industrial processing into juice in the European Union;

“consignment” (“*llwyth*”) has the same meaning as in Article 2(1)(p) of Directive 2000/29/EC where that term is used in Part 2 or in relation to any relevant material referred to in that Part;

“the Customs Act” (“*y Ddeddf Dollau*”) means the Customs and Excise Management Act 1979(1);

“Decision 2002/757/EC” (“*Penderfyniad 2002/757/EC*”) means Commission Decision 2002/757/EC on provisional emergency phytosanitary measures to prevent the introduction into and the spread within the Community of

(1) Mabwysiadwyd ym 1951 (Cyfres Cytuniadau Rhif 16 (1954), Cmd 9077) ac fe'i diwygiwyd ddiwethaf ym 1997 (Cyfres Amrywiol Rhif 15 (2003), Cmd 5945).

(2) OJ Rhif L 259, 18.10.1993, t. 1, fel y'i diwygiwyd gan Gyfarwyddeb y Comisiwn 2006/56/EC (OJ Rhif L 182, 4.7.2006, t. 1).

(1) 1979 c. 2, as amended by Parts 1 and 2 of Schedule 4 to the Finance Act 1984 (c. 43); there are other amendments but none are relevant.

ynglŷn â rheoli *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*(1);

ystyr “Cyfarwyddeb 2000/29/EC” (“*Directive 2000/29/EC*”) yw Cyfarwyddeb y Cyngor 2000/29/EC ar fesurau gwarchod yn erbyn cyflwyno organeddau sy’n niweidiol i blanhigion neu gynhyrchion planhigion i’r Gymuned ac yn erbyn eu lledaenu o fewn y Gymuned(2);

ystyr “Cyfarwyddeb 2007/33/EC” (“*Directive 2007/33/EC*”) yw Cyfarwyddeb y Cyngor 2007/33/EC ar reoli llyngyr tatws ac sy’n diddymu Cyfarwyddeb 69/465/EEC(3);

ystyr “Cyfarwyddeb 2008/61/EC” (“*Directive 2008/61/EC*”) yw Cyfarwyddeb y Comisiwn 2008/61/EC sy’n pennu’r amodau lle caniateir i organeddau niweidiol, planhigion, cynhyrchion planhigion a gwrthrychau eraill penodol a restrir yn Atodiadau I i V i Gyfarwyddeb y Cyngor 2000/29/EC gael eu cyflwyno i’r Gymuned neu eu symud o fewn y Gymuned neu barthau gwarchod penodol ohoni, at ddibenion treialu neu ddibenion gwyddonol ac ar gyfer gwaith ar ddetholiadau amrywogaethol(4);

ystyr “cynhyrchydd” (“*producer*”), mewn perthynas â deunydd perthnasol, yw person sy’n tyfu neu’n gwneud y deunydd wrth fasnachu neu redeg busnes;

mae i “cynnyrch planhigion” yr un ystyr ag a roddir i “plant product” yn Erthygl 2(1)(b) o Gyfarwyddeb 2000/29/EC;

ystyr “cytundeb tramwy UE” (“*EU transit agreement*”) yw cytundeb o fewn ystyr erthygl 12(4) neu (5);

ystyr “datganiad swyddogol” (“*official statement*”) yw datganiad a ddyroddir gan swyddog awdurdodedig neu ddatganiad a gynhwysir mewn pasbort planhigion;

ystyr “De America” (“*South America*”) yw’r ardal ddaearyddol sy’n cynnwys Ariannin, Bolivia, Brasil, Chile, Colombia, Ecuador, Guyana Ffrengig, Guyana, Paraguay, Periw, Suriname, Uruguay a Venezuela;

ystyr “deunydd perthnasol” (“*relevant material*”) yw unrhyw blanhigyn, unrhyw gynnyrch planhigyn, unrhyw bridd neu unrhyw gyfrwng tyfu;

Phytophthora ramorum Werres, De Cock & Man in’t Veld sp. nov(1);

“Decision 2004/416/EC” (“*Penderfyniad 2004/416/EC*”) means Commission Decision 2004/416/EC on temporary emergency measures in respect of certain citrus fruits originating in Argentina or Brazil(2);

“Decision 2006/473/EC” (“*Penderfyniad 2006/473/EC*”) means Commission Decision 2006/473/EC recognising certain third countries and certain areas of third countries as being free from *Xanthomonas campestris* (all strains pathogenic to Citrus), *Cercospora angolensis* Carv. et Mendes and *Guignardia citricarpa* Kiely (all strains pathogenic to Citrus)(3);

“Decision 2007/365/EC” (“*Penderfyniad 2007/365/EC*”) means Commission Decision 2007/365/EC on emergency measures to prevent the introduction into and the spread within the Community of *Rhynchophorus ferrugineus* (Olivier)(4);

“Decision 2007/433/EC” (“*Penderfyniad 2007/433/EC*”) means Commission Decision 2007/433/EC on provisional emergency measures to prevent the introduction into and the spread within the Community of *Gibberella circinata* Nirenberg & O’Donnell(5);

“Decision 2012/138/EU” (“*Penderfyniad 2012/138/EU*”) means Commission Implementing Decision 2012/138/EU as regards emergency measures to prevent the introduction into and the spread within the Union of *Anoplophora chinensis* (Forster)(6);

“Decision 2012/270/EU” (“*Penderfyniad 2012/270/EU*”) means Commission Implementing Decision 2012/270/EU as regards emergency measures to prevent the introduction into and the spread within the Union of *Epitrix cucumeris* (Harris), *Epitrix papa* sp.n, *Epitrix subcrinita* (Lec.) and *Epitrix tuberis* (Gentner)(7);

(1) OJ Rhif L 235, 21.8.1998, t. 1, fel y’i diwygiwyd gan Gyfarwyddeb y Comisiwn 2006/63/CE (OJ Rhif L 206, 27.7.2006, t. 36).

(2) OJ Rhif L 169, 10.7.2000, t. 1, fel y’i diwygiwyd gan Gyfarwyddeb Gweithredu’r Comisiwn (EU) 2017/1279 (OJ Rhif L 184, 15.7.2017, t. 33).

(3) OJ Rhif L 156, 16.6.2007, t. 12.

(4) OJ Rhif L 158, 18.6.2008, t. 41.

(1) OJ No L 252, 20.9.2002, p. 37, as amended by Commission Implementing Decision 2013/782/EU (OJ No L 346, 20.12.2013, p. 69).

(2) OJ No L 151, 30.4.2004, p. 76, as amended by Commission Implementing Decision 2013/67/EU (OJ No L 31, 31.1.2013, p. 75).

(3) OJ No L 187, 8.7.2006, p. 35, as amended by Commission Implementing Decision (EU) 2015/1175 (OJ No L 189, 17.7.2015, p. 39).

(4) OJ No L 139, 31.5.2007, p. 24, as last amended by Commission Decision 2010/467/EU (OJ No L 226, 28.8.2010, p. 42).

(5) OJ No L 161, 22.6.2007, p. 66.

(6) OJ No L 64, 3.3.2012, p. 38, as amended by Commission Implementing Decision 2014/356/EU (OJ No L 175, 14.6.2014, p. 38).

(7) OJ No L 132, 23.5.2012, p. 18, as amended by Commission Implementing Decision 2014/679/EU (OJ No L 283, 27.9.2014, p. 61).

ystyr “dogfen symud iechyd planhigion” (“*plant health movement document*”) yw dogfen sy’n bodloni’r gofynion yn Atodlen 12;

ystyr “dogfennaeth swyddogol” (“*official documentation*”) yw dogfennaeth a ddyroddir gan gorff swyddogol cyfrifol yr Aelod-wladwriaeth y dyroddir y ddogfennaeth ynddi, neu gyda’i awdurdod;

ystyr “y Ddeddf Dollau” (“*the Customs Act*”) yw Ddeddf Rheoli Tollau Tramor a Chartref 1979(1);

mae “Ewrop” (“*Europe*”) yn cynnwys Belarus, yr Ynysoedd Dedwydd, Georgia, Kazakhstan (ac eithrio’r ardal i’r dwyrain o afon Ural), Rwsia (ac eithrio rhanbarthau Tyumen, Chelyabinsk, Irkutsk, Kemerovo, Kurgan, Novossibirsk, Omsk, Sverdlovsk, Tomsk, Chita, Kamchatka, Magadan, Amur a Skhalin, tiriogaethau Krasnoyarsk, Altay, Khabarovsk a Primarie, a gweriniaethau Sakha, Tuva a Buryatia), Ukrain a Thwrci (ac eithrio’r ardal i’r dwyrain o Gulfor Bosphorus o’r enw Anatolia);

ystyr “ffrwythau” (“*fruit*”) yw ffrwythau yn yr ystyr botanegol ond nid yw’n cynnwys ffrwythau wedi eu sychu, eu dadhydradu, eu lacro neu eu dwys-rewi;

ystyr “ffrwythau sitrws ar gyfer eu prosesu” (“*citrus fruits for processing*”) yw ffrwythau *Citrus L.*, *Fortunella Swingle*, *Poncirus Raf.*, *Microcitrus Swingle*, *Naringi Adans.*, neu *Swinglea Merr.*, sy’n tarddu o drydedd wlad ac sydd wedi eu bwriadu ar gyfer eu prosesu’n ddiwydiannol yn sudd yn yr Undeb Ewropeaidd;

ystyr “Gogledd America” (“*North America*”) yw’r ardal ddaearyddol sy’n cynnwys Canada, Mecsico ac UDA;

ystyr “gwiriad iechyd planhigion” (“*plant health check*”) yw archwiliad a gynhelir o dan erthygl 12(2);

ystyr “hadau” (“*seed*”) yw hadau yn yr ystyr botanegol ac eithrio hadau nas bwriedir ar gyfer eu plannu;

ystyr “label swyddogol” (“*official label*”) yw label sy’n bodloni’r gofynion perthnasol a nodir yn Rhan A neu B o Atodlen 9, a ddyroddir gan gorff swyddogol cyfrifol yr Aelod-wladwriaeth y dyroddir y label swyddogol ynddi, neu gyda’i awdurdod;

mae i “llwyth” yr un ystyr ag a roddir i “consignment” yn Erthygl 2(1)(p) o Gyfarwyddeb

“Decision 2012/697/EU” (“*Penderfyniad 2012/697/EU*”) means Commission Implementing Decision 2012/697/EU as regards measures to prevent the introduction into and the spread within the Union of the genus *Pomacea* (Perry)(1);

“Decision 2014/422/EU” (“*Penderfyniad 2014/422/EU*”) means Commission Implementing Decision 2014/422/EU setting out measures in respect of certain citrus fruits originating in South Africa to prevent the introduction into and the spread within the Union of *Phyllosticta citricarpa* (McAlpine) Van der Aa(2);

“Decision (EU) 2015/789” (“*Penderfyniad (EU) 2015/789*”) means Commission Implementing Decision (EU) 2015/789 as regards measures to prevent the introduction into and the spread within the Union of *Xylella fastidiosa* (Wells et al.)(3);

“Decision (EU) 2015/893” (“*Penderfyniad (EU) 2015/893*”) means Commission Implementing Decision (EU) 2015/893 as regards measures to prevent the introduction into and the spread within the Union of *Anoplophora glabripennis* (Motschulsky)(4);

“Decision (EU) 2016/715” (“*Penderfyniad (EU) 2016/715*”) means Commission Implementing Decision (EU) 2016/715 setting out measures in respect of certain fruits originating in certain third countries to prevent the introduction into and the spread within the Union of the harmful organism *Phyllosticta citricarpa* (McAlpine) Van der Aa(5);

“Decision (EU) 2017/198” (“*Penderfyniad (EU) 2017/198*”) means Commission Implementing Decision (EU) 2017/198 as regards measures to prevent the introduction into and the spread within the Union of *Pseudomonas syringae* pv. *actinidiae* Takikawa, Serizawa, Ichikawa, Tsuyumu & Goto(6);

“Directive 93/85/EEC” (“*Cyfarwyddeb 93/85/EEC*”) means Council Directive 93/85/EEC on the control of potato ring rot(7);

“Directive 98/57/EC” (“*Cyfarwyddeb 98/57/EC*”) means Council Directive 98/57/EC on the control

(1) 1979 p. 2, fel y’i diwygiwyd gan Rannau 1 a 2 o Atodlen 4 i Ddeddf Cyllid 1984 (p. 43); mae diwygiadau eraill ond nid oes yr un ohonynt yn berthnasol.

(1) OJ No L 311, 10.11.2012, p. 14.

(2) OJ No L 196, 3.7.2014, p. 21.

(3) OJ No L 125, 21.5.2015, p. 36, as amended by Commission Implementing Decision (EU) 2016/764 (OJ No L 126, 14.5.2016, p. 77).

(4) OJ No L 146, 11.6.2015, p. 16.

(5) OJ No L 125, 13.5.2016, p. 16, as amended by Commission Implementing Decision (EU) 2017/801 (OJ No L 120, 11.5.2017, p. 26).

(6) OJ No L 31, 4.2.2017, p. 29.

(7) OJ No L 259, 18.10.1993, p. 1, as amended by Commission Directive 2006/56/EC (OJ No L 182, 4.7.2006, p. 1).

2000/29/EC pan fo'r term hwnnw'n cael ei ddefnyddio yn Rhan 2 neu mewn perthynas ag unrhyw ddeunydd perthnasol y cyfeirir ato yn y Rhan honno;

ystyr "Llyngyr tatws" ("*Potato cyst nematode*") yw unrhyw lyngyr sy'n ffurfio systiau o'r rhywogaeth *Globodera pallida* (Stone) Behrens neu *Globodera rostochiensis* (Wollenweber) Behrens sy'n heigio ac yn lluosogi ar datws ac unrhyw fathau neu bathofathau o lyngyr o'r fath;

ystyr "man cynhyrchu" ("*place of production*") yw unrhyw fangre, a weithredir fel uned fel rheol, ynghyd ag unrhyw dir cyffiniol o dan yr un berchnogaeth neu feddiannaeth â'r fangre honno;

mae "mangre" ("*premises*") yn cynnwys unrhyw dir, adeilad, cerbyd, llestr, awyren, hofranfad, cynhwysydd llwyth neu wagen reilffordd;

ystyr "masnachwr planhigion" ("*plant trader*") yw—

- (a) mewnoforiwr deunydd perthnasol;
- (b) cynhyrchydd deunydd perthnasol;
- (c) person sydd â gofal am fangre a ddefnyddir i storio, i gasglu ynghyd neu i anfon allan lwythi o ddeunydd perthnasol; neu
- (d) person sydd, wrth fasnachu neu redeg busnes, yn rhannu neu'n cyfuno llwythi o ddeunydd perthnasol;

ystyr "meithrinfa" ("*nursery*") yw mangre a ddefnyddir yn gyfan gwbl neu'n rhannol i dyfu neu i gadw planhigion at ddiben eu trawsblannu neu eu symud i fangre arall;

mae "mewnoforiwr" ("*importer*"), mewn perthynas ag unrhyw bla planhigion neu ddeunydd perthnasol ar unrhyw adeg rhwng ei laniao o drydedd wlad a'r adeg y caiff ei ollwng gan arolygydd o dan y Gorchymyn hwn, yn cynnwys unrhyw berchennog neu berson arall sydd am y tro yn meddu ar y pla planhigion neu'r deunydd perthnasol neu sydd â buddiant llesiannol ynddo;

ystyr "nwyddau tramwy yr UE" ("*EU transit goods*") yw unrhyw ddeunydd perthnasol y deuir ag ef i Gymru o drydedd wlad drwy ran arall o'r Undeb Ewropeaidd;

ystyr "parth gwarchod" ("*protected zone*") yw Aelod-wladwriaeth neu ardal o fewn Aelod-wladwriaeth a gydnabyddir fel parth gwarchod sy'n agored i risgiau iechyd planhigion neilltuoel at ddibenion Cyfarwyddeb 2000/29/EC, fel y'i rhestrir yn Atodiad I i Reoliad (EC) Rhif 690/2008;

ystyr "pasbort planhigion" ("*plant passport*") yw label a, phan fo hynny'n briodol, ddogfen sy'n mynd gydag ef, sy'n bodloni'r gofynion perthnasol

of *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*(1);

"Directive 2000/29/EC" ("*Cyfarwyddeb 2000/29/EC*") means Council Directive 2000/29/EC on protective measures against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community(2);

"Directive 2007/33/EC" ("*Cyfarwyddeb 2007/33/EC*") means Council Directive 2007/33/EC on the control of potato cyst nematodes and repealing Directive 69/465/EEC(3);

"Directive 2008/61/EC" ("*Cyfarwyddeb 2008/61/EC*") means Commission Directive 2008/61/EC establishing the conditions under which certain harmful organisms, plants, plant products and other objects listed in Annexes I to V to Council Directive 2000/29/EC may be introduced into or moved within the Community or certain protected zones thereof, for trial or scientific purposes and for work on varietal selections(4);

"early potatoes" ("*tatws cynnar*") means potatoes which are harvested before they are completely mature, marketed immediately after they have been harvested and whose skins can be easily removed without peeling;

"EU transit agreement" ("*cytundeb tramwy UE*") means an agreement within the meaning of article 12(4) or (5);

"EU transit goods" ("*nwyddau tramwy yr UE*") means any relevant material introduced into Wales from a third country via another part of the European Union;

"Euro-Mediterranean area" ("*ardal Ewrop a Môr y Canoldir*") means the geographical area comprising Europe, Algeria, Egypt, Israel, Jordan, Lebanon, Libya, Morocco, Syria, Tunisia and the area of Turkey east of the Bosphorus Strait known as Anatolia;

"Europe" ("*Ewrop*") includes Belarus, the Canary Islands, Georgia, Kazakhstan (except the area east of the Ural river), Russia (except the regions of Tyumen, Chelyabinsk, Irkutsk, Kemerovo, Kurgan, Novossibirsk, Omsk, Sverdlovsk, Tomsk, Chita, Kamchatka, Magadan, Amur and Skhalin,

(1) OJ No L 235, 21.8.1998, p. 1, as amended by Commission Directive 2006/63/CE (OJ No L 206, 27.7.2006, p. 36).

(2) OJ No L 169, 10.7.2000, p. 1, as amended by Commission Implementing Directive (EU) 2017/1279 (OJ No L 184, 15.7.2017, p. 33).

(3) OJ No L 156, 16.6.2007, p. 12.

(4) OJ No L 158, 18.6.2008, p. 41.

a nodir yn Rhan A neu B o Atodlen 9, a ddyroddir gan gorff swyddogol cyfrifol yr Aelod-wladwriaeth y dyroddir y pasbort planhigion ynddi, neu gyda'i awdurdod, ac mae'n cynnwys pasbort planhigion amnewid;

ystyr "pasbort planhigion y Swistir" ("*Swiss plant passport*") yw label a, phan fo hynny'n briodol, ddogfen sy'n mynd gydag ef, a ddyroddir yn y Swistir yn unol â deddfwriaeth y Swistir ac sydd—

- (a) yn cynnwys gwybodaeth sy'n rhoi tystiolaeth y cydymffurfwyd â deddfwriaeth yn y Swistir sy'n ymwneud â safonau iechyd planhigion a gofynion arbennig ar gyfer deunydd perthnasol sy'n symud i'r Swistir ac o fewn y Swistir; a
- (b) yn ymwneud â deunydd perthnasol a restrir yn Rhan A o Atodlen 8;

ystyr "Penderfyniad 2002/757/EC" ("*Decision 2002/757/EC*") yw Penderfyniad y Comisiwn 2002/757/EC ar fesurau ffytoiechydol brys dros dro i atal cyflwyno i'r Gymuned a lledaenu o fewn y Gymuned *Phytophthora ramorum* Werres, De Cock a Man in't Veld sp. nov(1);

ystyr "Penderfyniad 2004/416/EC" ("*Decision 2004/416/EC*") yw Penderfyniad y Comisiwn 2004/416/EC ar fesurau brys dros dro mewn cysylltiad â ffrwythau sitrws penodol sy'n tarddu o Ariannin neu Frasil(2);

ystyr "Penderfyniad 2006/473/EC" ("*Decision 2006/473/EC*") yw Penderfyniad y Comisiwn 2006/473/EC sy'n cydnabod bod trydydd gwledydd penodol ac ardaloedd penodol o drydydd gwledydd yn rhydd rhag *Xanthomonas campestris* (pob math sy'n bathogenig i Sitrws), *Cercospora angolensis* Carv et Mendes a *Guignardia citricarpa* Kiely (pob math sy'n bathogenig i Sitrws)(3);

ystyr "Penderfyniad 2007/365/EC" ("*Decision 2007/365/EC*") yw Penderfyniad y Comisiwn 2007/365/EC ar fesurau brys i atal cyflwyno i'r Gymuned a lledaenu o fewn y Gymuned *Rhynchophorus ferrugineus* (Olivier)(4);

ystyr "Penderfyniad 2007/433/EC" ("*Decision 2007/433/EC*") yw Penderfyniad y Comisiwn

the territories of Krasnoyarsk, Altay, Khabarovsk and Primarie, and the republics of Sakha, Tuva and Buryatia), Ukraine and Turkey (except the area east of the Bosphorus Strait known as Anatolia);

"European Union" ("*yr Undeb Ewropeaidd*") means the territories of the member States including the Isle of Man and the Channel Islands, but excluding the Canary Islands, Ceuta, Melilla and the French Overseas Departments;

"fruit" ("*ffrwythau*") means fruit in the botanical sense but does not include dried, dehydrated, lacquered or deep frozen fruit;

"importer" ("*mewnforiwr*"), in relation to any plant pest or relevant material at any time between their landing from a third country and the time when they are discharged by an inspector under this Order, includes any owner or other person for the time being in possession of or beneficially interested in the plant pest or relevant material;

"inspector" ("*arolygydd*") means any person authorised by the Welsh Ministers to be an inspector for the purposes of this Order;

"IPPC" ("*CRhWP*") means the International Plant Protection Convention 1951(1);

"ISPM No. 4" ("*SRFFf Rhif 4*") means International Standard for Phytosanitary Measures No. 4 of November 1995 on the requirements for the establishment of pest free areas, prepared by the Secretariat of the IPPC established by the Food and Agriculture Organisation of the United Nations(2);

"ISPM No. 10" ("*SRFFf Rhif 10*") means International Standard for Phytosanitary Measures No. 10 of October 1999 on requirements for the establishment of pest free places of production and pest free production sites, prepared by the Secretariat of the IPPC established by the Food and Agriculture Organisation of the United Nations(3);

"ISPM No. 31" ("*SRFFf Rhif 31*") means International Standard for Phytosanitary Measures No. 31 of April 2008 on methodologies for sampling consignments, prepared by the Secretariat of the IPPC established by the Food

(1) OJ Rhif L 252, 20.9.2002, t. 37, fel y'i diwygiwyd gan Benderfyniad Gweithredu'r Comisiwn 2013/782/EU (OJ Rhif L 346, 20.12.2013, t. 69).

(2) OJ Rhif L 151, 30.4.2004, t. 76, fel y'i diwygiwyd gan Benderfyniad Gweithredu'r Comisiwn 2013/67/EU (OJ Rhif L 31, 31.1.2013, t. 75).

(3) OJ Rhif L 187, 8.7.2006, t. 35, fel y'i diwygiwyd gan Benderfyniad Gweithredu'r Comisiwn (EU) 2015/1175 (OJ Rhif L 189, 17.7.2015, t. 39).

(4) OJ Rhif L 139, 31.5.2007, t. 24, fel y'i diwygiwyd ddiwethaf gan Benderfyniad y Comisiwn 2010/467/EU (OJ Rhif L 226, 28.8.2010, t. 42).

(1) Adopted in 1951 (Treaty Series No. 16 (1954), Cmd 9077) and last revised in 1997 (Miscellaneous Series No. 15 (2003), Cmd 5945).

(2) Available from the IPPC Secretariat, Food and Agriculture Organization of the United Nations, AGDI, Viale Delle Terme di Caracalla, 00153, Rome, Italy and at <https://www.ippc.int/en/core-activities/standards-setting/ispms/>.

(3) Available from the IPPC Secretariat, Food and Agriculture Organization of the United Nations, AGDI, Viale Delle Terme di Caracalla, 00153, Rome, Italy and at <https://www.ippc.int/en/core-activities/standards-setting/ispms/>.

2007/433/EC ar fesurau brys dros dro i atal cyflwyno i'r Gymuned a lledaenu o fewn y Gymuned *Gibberella circinata* Nirenberg ac O'Donnell(1);

ystyr "Penderfyniad 2012/138/EU" ("*Decision 2012/138/EU*") yw Penderfyniad Gweithredu'r Comisiwn 2012/138/EU o ran mesurau brys i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Anoplophora chinensis* (Forster)(2);

ystyr "Penderfyniad 2012/270/EU" ("*Decision 2012/270/EU*") yw Penderfyniad Gweithredu'r Comisiwn 2012/270/EU o ran mesurau brys i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Epitrix cucumeris* (Harris), *Epitrix papa* sp.n, *Epitrix subcrinita* (Lec.) ac *Epitrix tuberis* (Gentner)(3);

ystyr "Penderfyniad 2012/697/EU" ("*Decision 2012/697/EU*") yw Penderfyniad Gweithredu'r Comisiwn 2012/697/EU o ran mesurau i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb y genws *Pomacea* (Perry)(4);

ystyr "Penderfyniad 2014/422/EU" ("*Decision 2014/422/EU*") yw Penderfyniad Gweithredu'r Comisiwn 2014/422/EU sy'n nodi mesurau mewn cysylltiad â ffrwythau sitrws penodol sy'n tarddu o Dde Affrica i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Phyllosticta citricarpa* (McAlpine) Van der Aa(5);

ystyr "Penderfyniad (EU) 2015/789" ("*Decision (EU) 2015/789*") yw Penderfyniad Gweithredu'r Comisiwn (EU) 2015/789 o ran mesurau i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Xylella fastidiosa* (Wells et al.)(6);

ystyr "Penderfyniad (EU) 2015/893" ("*Decision (EU) 2015/893*") yw Penderfyniad Gweithredu'r Comisiwn (EU) 2015/893 o ran mesurau i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Anoplophora glabripennis* (Motschulsky)(7);

ystyr "Penderfyniad (EU) 2016/715" ("*Decision (EU) 2016/715*") yw Penderfyniad Gweithredu'r Comisiwn (EU) 2016/715 sy'n nodi mesurau o ran ffrwythau penodol sy'n tarddu o drydydd gwledydd penodol i atal cyflwyno i'r Undeb a

and Agriculture Organisation of the United Nations(1);

"landed" ("*wedi ei lanio*") means introduced into Wales by any means, including by post, and "land" ("*glanio*") and "landing" ("*glanio*") is to be construed accordingly;

"national plant protection organisation" ("*sefydliad gwarchod planhigion cenedlaethol*") means the service established by the government of a third country to discharge the functions specified in Article IV(1)(a) of the IPPC, details of which have been notified—

(a) in the case of contracting parties to the IPPC, to the Director of the Food and Agriculture Organisation of the United Nations; and

(b) in all other cases, to the European Commission;

"North America" ("*Gogledd America*") means the geographical area comprising Canada, Mexico and the USA;

"nursery" ("*meithrinfa*") means premises wholly or partly used for the cultivation or keeping of plants for the purpose of transplantation or removal to other premises;

"official" ("*swyddogol*"), in relation to any testing or other procedure required by this Order to be carried out in respect of any relevant material, means carried out by or under the supervision of the responsible official body or the national plant protection organisation of the country in which the testing or other procedure is carried out and "officially" ("*swyddogol*") is to be construed accordingly;

"official documentation" ("*dogfennaeth swyddogol*") means documentation issued by or with the authority of the responsible official body of the member State in which the documentation is issued;

"official label" ("*label swyddogol*") means a label that meets the relevant requirements set out in Part A or B of Schedule 9, issued by or with the authority of the responsible official body for the member State in which the official label is issued;

"official statement" ("*datganiad swyddogol*") means a statement issued by an authorised officer or a statement included in a plant passport;

(1) OJ Rhif L 161, 22.6.2007, t. 66.

(2) OJ Rhif L 64, 3.3.2012, t. 38, fel y'i diwygiwyd gan Benderfyniad Gweithredu'r Comisiwn 2014/356/EU (OJ Rhif L 175, 14.6.2014, t. 38).

(3) OJ Rhif L 132, 23.5.2012, t. 18, fel y'i diwygiwyd gan Benderfyniad Gweithredu'r Comisiwn 2014/679/EU (OJ Rhif L 283, 27.9.2014, t. 61).

(4) OJ Rhif L 311, 10.11.2012, t. 14.

(5) OJ Rhif L 196, 3.7.2014, t. 21.

(6) OJ Rhif L 125, 21.5.2015, t. 36, fel y'i diwygiwyd gan Benderfyniad Gweithredu'r Comisiwn (EU) 2016/764 (OJ Rhif L 126, 14.5.2016, t. 77).

(7) OJ Rhif L 146, 11.6.2015, t. 16.

(1) Available from the IPPC Secretariat, Food and Agriculture Organization of the United Nations, AGDI, Viale Delle Terme di Caracalla, 00153, Rome, Italy and at <https://www.ippc.int/en/core-activities/standards-setting/ispms/>.

lledaenu o fewn yr Undeb yr organedd niweidiol *Phyllosticta citricarpa* (McAlpine) Van der Aa(1); ystyr “Penderfyniad (EU) 2017/198” (“*Decision (EU) 2017/198*”) yw Penderfyniad Gweithredu'r Comisiwn (EU) 2017/198 o ran mesurau i atal cyflwyno i'r Undeb a lledaenu o fewn yr Undeb *Pseudomonas syringae* pv. *actinidiae* Takikawa, Serizawa, Ichikawa, Tsuyumu a Goto(2);

ystyr “pla planhigion” (“*plant pest*”) yw unrhyw organedd byw, ac eithrio anifail ag asgwrn cefn, mewn unrhyw gam o'i fodolaeth, sy'n niweidiol neu'n debygol o fod yn niweidiol i unrhyw blanhigion neu gynnyrch planhigion;

ystyr “planhigion” (“*plant*”) yw planhigion byw (gan gynnwys ffwng neu lwyn) neu ran fyw o blanhigion (gan gynnwys rhan fyw o ffwng neu lwyn), ar unrhyw gam o'i dwf, ond heb gynnwys coed na llwyni coedwigoedd; ac mae rhannau byw o blanhigion yn cynnwys—

- (a) ffrwythau;
- (b) hadau;
- (c) llyisiau, ac eithrio'r rhai a gedwir drwy eu dwys-rewi;
- (d) cloron, cormau, bylbiau neu risomau;
- (e) blodau wedi eu torri;
- (f) canghennau gyda deiliant neu heb ddeiliant;
- (g) planhigion neu lwyn sydd wedi ei dorri ac sydd ag unrhyw ddeiliant arno;
- (h) dail neu ddeiliant;
- (i) planhigion neu lwyn mewn meithriniad meinwe;
- (j) paill byw;
- (k) pren blagur;
- (l) toriadau; ac
- (m) impynnau;

ystyr “planhigion neu lwyn mewn meithriniad meinwe” (“*plant or shrub in tissue culture*”) yw planhigion neu lwyn sy'n tyfu mewn cyfrwng meithrin aseptigol hylifol clir neu solet clir mewn cynhwysydd tryloyw caeedig;

mae i “plannu” yr un ystyr ag a roddir i “planting” yn Erthygl 2(1)(c) o Gyfarwyddeb 2000/29/EC;

ystyr “Pydredd coch tatws” (“*Potato brown rot*”) yw naill ai'r clefyd tatws a achosir gan *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* neu'r

“place of production” (“*man cynhyrchu*”) means any premises, normally worked as a unit, together with any contiguous land in the same ownership or occupation as such premises;

“plant” (“*planhigion*”) means a living plant (including a fungus or shrub) or a living part of a plant (including a living part of a fungus or shrub), at any stage of growth, but excluding forest trees or forest shrubs; and living parts of a plant include—

- (a) fruit
- (b) seed;
- (c) vegetables, other than those preserved by deep freezing;
- (d) tubers, corms, bulbs or rhizomes;
- (e) cut flowers;
- (f) branches with or without foliage;
- (g) a plant or shrub that has been cut and which retains any foliage;
- (h) leaves or foliage;
- (i) a plant or shrub in tissue culture;
- (j) live pollen;
- (k) bud wood;
- (l) cuttings; and
- (m) scions;

“plant health check” (“*gwiriad iechyd planhigion*”) means an examination carried out under article 12(2);

“plant health movement document” (“*dogfen symud iechyd planhigion*”) means a document which meets the requirements in Schedule 12;

“planting” (“*plannu*”) has the same meaning as in Article 2(1)(c) of Directive 2000/29/EC;

“plant or shrub in tissue culture” (“*planhigion neu lwyn mewn meithriniad meinwe*”) means a plant or shrub growing in a clear liquid or clear solid aseptic culture medium in a closed transparent container;

“plant passport” (“*pasbort planhigion*”) means a label and, where appropriate, an accompanying document that meets the relevant requirements set out in Part A or B of Schedule 9, issued by or with the authority of the responsible official body for the member State in which the plant passport is issued, and includes a replacement plant passport;

(1) OJ Rhif L 125, 13.5.2016, t. 16, fel y'i diwygiwyd gan Benderfyniad Gweithredu'r Comisiwn (EU) 2017/801 (OJ Rhif L 120, 11.5.2017, t. 26).

(2) OJ Rhif L 31, 4.2.2017, t. 29.

bacteriwm hwnnw, fel y bo'r cyd-destun yn mynnu;

ystyr “Pydredd cylch tatws” (“*Potato ring rot*”) yw naill ai'r clefyd tatws a achosir gan y bacteriwm *Clavibacter michiganensis* (Smith) Davis *et al.* spp. *Sependonicus* (Spieckermann a Kotthoff) Davis *et al.* neu'r bacteriwm hwnnw, fel y bo'r cyd-destun yn mynnu;

ystyr “Rheoliad (EC) Rhif 690/2008” (“*Regulation (EC) No 690/2008*”) yw Rheoliad y Comisiwn (EC) Rhif 690/2008 sy'n cydnabod parthau gwarchod sy'n agored i beryglon iechyd planhigion neilltuol yn y Gymuned(1);

ystyr “Rheoliadau Tatws Hadyd” (“*Seed Potatoes Regulations*”) yw Rheoliadau Tatws Hadyd (Cymru) 2016(2);

ystyr “sefydliad gwarchod planhigion cenedlaethol” (“*national plant protection organisation*”) yw'r gwasanaeth a sefydlwyd gan lywodraeth trydedd wlad i gyflawni'r swyddogaethau a bennir yn Erthygl IV(1)(a) o'r CRhWP, y mae manylion amdano wedi eu rhoi—

- (a) yn achos partion contractiol i'r CRhWP, i Gyfarwyddwr Sefydliad Bwyd ac Amaethyddiaeth y Cenhedloedd Unedig; ac
- (b) ym mhob achos arall, i'r Comisiwn Ewropeaidd;

ystyr “SRFFF Rhif 4” (“*ISPM No. 4*”) yw Safon Ryngwladol ar Fesurau Ffytoiechydol Rhif 4 dyddiedig mis Tachwedd 1995 ar y gofynion i sefydlu ardaloedd rhydd rhag plâu, a luniwyd gan Ysgrifenyddiaeth y CRhWP a sefydlwyd gan Sefydliad Bwyd ac Amaethyddiaeth y Cenhedloedd Unedig(3);

ystyr “SRFFF Rhif 10” (“*ISPM No. 10*”) yw Safon Ryngwladol ar Fesurau Ffytoiechydol Rhif 10 dyddiedig mis Hydref 1999 ar y gofynion i sefydlu mannau chynhyrchu rhydd rhag plâu a safleoedd cynhyrchu rhydd rhag plâu, a luniwyd gan Ysgrifenyddiaeth y CRhWP a sefydlwyd gan Sefydliad Bwyd ac Amaethyddiaeth y Cenhedloedd Unedig(4);

“plant pest” (“*pla planhigion*”) means any living organism, other than a vertebrate animal, in any stage of its existence which is injurious or likely to be injurious to any plant or plant product;

“plant product” (“*cynnyrch planhigion*”) has the same meaning as in Article 2(1)(b) of Directive 2000/29/EC;

“plant trader” (“*masnachwr planhigion*”) means—

- (a) an importer of relevant material;
- (b) a producer of relevant material;
- (c) a person in charge of premises used for the storage, aggregation or dispatch of consignments of relevant material; or
- (d) a person who in the course of a trade or business divides up or combines consignments of relevant material;

“potato” (“*taten*”) means any tuber or true seed or any other plant of *Solanum tuberosum* L. or other tuber-forming species of the genus *Solanum* L.;

“Potato brown rot” (“*Pydredd coch tatws*”) means either the disease of potatoes caused by *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* or that bacterium, as the context requires;

“Potato cyst nematode” (“*Llyngyr tatws*”) means any cyst-forming nematode of the species *Globodera pallida* (Stone) Behrens or *Globodera rostochiensis* (Wollenweber) Behrens that infests and multiplies on potatoes and any strains or pathotypes of such nematode;

“Potato ring rot” (“*Pydredd cylch tatws*”) means either the disease of potatoes which is caused by the bacterium *Clavibacter michiganensis* (Smith) Davis *et al.* spp. *Sependonicus* (Spieckermann and Kotthoff) Davis *et al.* or that bacterium, as the context requires;

“Potato wart disease” (“*Clefyd y ddafaden tatws*”) means either the disease of potatoes which is caused by the fungus *Synchytrium endobioticum* (Schilbersky) Percival or that fungus, as the context requires;

“premises” (“*mangre*”) includes any land, building, vehicle, vessel, aircraft, hovercraft, freight container or railway wagon;

“producer” (“*cynhyrhydd*”), in relation to relevant material, means a person who grows or makes the material in the course of a trade or business;

(1) OJ Rhif L 193, 22.7.2008, t. 1, fel y'i diwygiwyd gan Reoliad Gweithredu'r Comisiwn (EU) Rhif 707/2014 (OJ Rhif L 186, 26.6.2014, t. 56).

(2) O.S. 2016/106 (Cy. 52), a ddiwygiwyd gan O.S. 2017/596 (Cy. 139).

(3) Ar gael oddi wrth Ysgrifenyddiaeth y CRhWP, Sefydliad Bwyd ac Amaethyddiaeth y Cenhedloedd Unedig, AGDI, Viale delle Terme di Caracalla, 00153, Rhufain, yr Eidal ac yn <https://www.ippe.int/en/core-activities/standards-setting/ispms/>.

(4) Ar gael oddi wrth Ysgrifenyddiaeth y CRhWP, Sefydliad Bwyd ac Amaethyddiaeth y Cenhedloedd Unedig, AGDI, Viale delle Terme di Caracalla, 00153, Rhufain, yr Eidal ac yn <https://www.ippe.int/en/core-activities/standards-setting/ispms/>.

ystyr “SRFFF Rhif 31” (“*ISPM No. 31*”) yw Safon Rynghwladol ar Fesurau Ffytoiechydol Rhif 31 dyddiedig mis Ebrill 2008 ar fethodolegau ar gyfer samplu llwythi, a luniwyd gan Ysgrifenyddiaeth y CRhWP a sefydlwyd gan Sefydliad Bwyd ac Amaethyddiaeth y Cenhedloedd Unedig(1);

ystyr “swyddog awdurdodedig” (“*authorised officer*”), fel y bo’r cyd-destun yn mynnu, yw—

- (a) cynrychiolydd awdurdodedig o gorff swyddogol cyfrifol y wlad lle caiff pasbort planhigion ei ddyroddi, gwas cyhoeddus sy’n gweithio o dan awdurdod cynrychiolydd o’r fath neu asiant cymwysedig a gyflogir gan y corff swyddogol cyfrifol, y mae’n rhaid iddo fod â’r cymwysterau priodol ym mhob achos; neu
- (b) cynrychiolydd awdurdodedig o gorff swyddogol cyfrifol neu sefydliad gwarchod planhigion cenedlaethol y wlad y dyroddir ynddi dystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio neu gyfieithiad o dystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio, neu swyddog cyhoeddus sy’n gweithredu o dan awdurdod cynrychiolydd o’r fath;

ystyr “swyddogol” (“*official*” ac “*officially*”) mewn perthynas ag unrhyw brofi neu weithdrefn arall y mae’n ofynnol ei gynnal neu ei chynnal o dan y Gorchymyn hwn mewn cysylltiad ag unrhyw ddeunydd perthnasol, yw wedi ei gynnal neu ei chynnal gan gorff swyddogol cyfrifol neu sefydliad gwarchod planhigion cenedlaethol y wlad y cynhelir y profi neu’r weithdrefn arall ynddi, neu o dan ei wyliadwriaeth;

ystyr “taten” (“*potato*”) yw unrhyw gloronen neu hadau gwirioneddol o *Solanum tuberosum* L. neu unrhyw blanhigyn arall ohono neu unrhyw rywogaeth arall o’r genws *Solanum* L. sy’n ffurfio cloron;

ystyr “tatws cynnar” (“*early potatoes*”) yw tatws sy’n cael eu cynaeafu cyn iddynt aeddfedu’n llwyr, sy’n cael eu marchnata yn union ar ôl iddynt gael eu cynaeafu ac y gellir tynnu eu crwyn yn hawdd heb eu plicio;

ystyr “trydedd wlad” (“*third country*”) yw gwlad neu diriogaeth heblaw un o fewn yr Undeb Ewropeaidd;

ystyr “tystysgrif ffytoiechydol” (“*phytosanitary certificate*”) yw dystysgrif ar y ffurf a nodir yn

“protected zone” (“*parth gwarchod*”) means a member State or an area in a member State which is recognised as a protected zone exposed to particular plant health risks for the purposes of Directive 2000/29/EC, as listed in Annex I to Regulation (EC) No 690/2008;

“phytosanitary certificate” (“*tystysgrif ffytoiechydol*”) means a certificate in the form set out in Part A of Schedule 10, which complies with the requirements in article 15(1) and (2);

“phytosanitary certificate for re-export” (“*tystysgrif ffytoiechydol ar gyfer ailallforio*”) means a certificate in the form set out in Part B of Schedule 10, which complies with the requirements in article 15(1) and (2);

“register” (“*cofrestr*”) means the register of plant traders maintained under article 25(1);

“registered” (“*cofrestredig*”), in relation to a plant trader, means a trader whose particulars are listed in the register, and “registration” (“*cofrestru*”) is to be construed accordingly;

“Regulation (EC) No 690/2008” (“*Rheoliad (EC) Rhif 690/2008*”) means Commission Regulation (EC) No 690/2008 recognising protected zones exposed to particular plant health risks in the Community(1);

“relevant material” (“*deunydd perthnasol*”) means any plant, plant product, soil or growing medium;

“responsible official body” (“*corff swyddogol cyfrifol*”) means either the body described in paragraph (i) or a body described in paragraph (ii) of Article 2(1)(g) of Directive 2000/29/EC;

“seed” (“*hadau*”) means seed in the botanical sense other than seed not intended for planting;

“Seed Potatoes Regulations” (“*Rheoliadau Tatws Hadyd*”) means the Seed Potatoes (Wales) Regulations 2016(2);

“South America” (“*De America*”) means the geographical area comprising Argentina, Bolivia, Brazil, Chile, Colombia, Ecuador, French Guyana, Guyana, Paraguay, Peru, Suriname, Uruguay and Venezuela;

(1) Ar gael oddi wrth Ysgrifenyddiaeth y CRhWP, Sefydliad Bwyd ac Amaethyddiaeth y Cenhedloedd Unedig, AGDI, Viale delle Terme di Caracalla, 00153, Rhufain, yr Eidal ac yn <https://www.ippc.int/en/core-activities/standards-setting/ispms/>.

(1) OJ No L 193, 22.7.2008, p. 1, as amended by Commission Implementing Regulation (EU) No 707/2014 (OJ No L 186, 26.6.2014, p. 56).

(2) S.I. 2016/106 (W. 52), amended by S.I. 2017/596 (W. 139).

Rhan A o Atodlen 10, sy'n cydymffurfio â'r gofynion yn erthygl 15(1) a (2);

ystyr "tystysgrif ffytoiechydol ar gyfer ailallforio" ("*phytosanitary certificate for re-export*") yw tystysgrif ar y ffurf a nodir yn Rhan B o Atodlen 10, sy'n cydymffurfio â'r gofynion yn erthygl 15(1) a (2);

ystyr "UDA" ("*the USA*") yw Unol Daleithiau America ac eithrio Hawaii;

ystyr "yr Undeb Ewropeaidd" ("*European Union*") yw tiriogaethau'r Aelod-wladwriaethau gan gynnwys Ynys Manaw ac Ynysoedd y Sianel ond heb gynnwys yr Ynysoedd Dedwydd, Ceuta, Melilla na'r Gweinyddiaethau Tramor Ffrengig; ac ystyr "wedi ei lanio" ("*landed*") yw wedi ei gyflwyno i Gymru drwy unrhyw fodd, gan gynnwys drwy'r post, ac mae "glanio" ("*land*" a "*landing*") i'w ddehongli yn unol â hynny.

(2) Oni ddarperir yn benodol fel arall, mae unrhyw gyfeiriad yn y Gorchymyn hwn at genws neu rywogaeth i'w ddehongli fel cyfeiriad at y genws hwnnw neu'r rhywogaeth honno neu at unrhyw un neu ragor o'i gymysgrywiau neu ei chymysgrywiau.

(3) Mae unrhyw gyfeiriad yn y Gorchymyn hwn at yr Undeb Ewropeaidd, at Aelod-wladwriaeth neu at drydedd wlad yn cynnwys cyfeiriad at dalaith, gwlad, tywysogaeth, ardalaeth neu ranbarth o fewn yr Undeb Ewropeaidd, yr Aelod-wladwriaeth neu'r drydedd wlad, yn ôl y digwydd.

(4) Mae unrhyw gyfeiriad yn y Gorchymyn hwn at erthygl â rhif neu Atodlen â rhif heb unrhyw gyfeiriad cyfatebol at offeryn penodol i'w ddehongli fel cyfeiriad at yr erthygl neu'r Atodlen sydd â'r rhif hwnnw yn y Gorchymyn hwn.

(5) Mae cyfeiriadau at yr offerynnau a ganlyn gan yr Undeb Ewropeaidd i'w dehongli fel cyfeiriadau at yr offerynnau hynny fel y'u diwygir o bryd i'w gilydd—

- (a) Penderfyniad 2002/757/EC;
- (b) Penderfyniad 2004/416/EC;
- (c) Penderfyniad 2006/473/EC;
- (d) Penderfyniad 2007/365/EC;
- (e) Penderfyniad 2007/433/EC;
- (f) Cyfarwyddeb 2008/61/EC;
- (g) Rheoliad (EC) Rhif 690/2008;
- (h) Penderfyniad 2012/138/EU;
- (i) Penderfyniad 2012/270/EU;
- (j) Penderfyniad 2012/697/EU;
- (k) Penderfyniad 2014/422/EU;
- (l) Penderfyniad (EU) 2015/789;
- (m) Penderfyniad (EU) 2015/893;

"Swiss plant passport" ("*pasbort planhigion y Swistir*") means a label and, where appropriate, an accompanying document, issued in Switzerland in accordance with Swiss legislation, which—

(a) contains information which gives evidence that the legislation in Switzerland relating to plant health standards and special requirements for relevant material moving into and within Switzerland have been complied with; and

(b) relates to relevant material listed in Part A of Schedule 8;

"third country" ("*trydedd wlad*") means a country or territory other than one within the European Union; and

"the USA" ("*UDA*") means the United States of America except the state of Hawaii.

(2) Unless expressly provided otherwise, any reference in this Order to a genus or species is to be construed as a reference to that genus or species or to any of its hybrids.

(3) Any reference in this Order to the European Union, to a member State or a third country includes a reference to a state, country, principality, province or region within the European Union, member State, or third country, as the case may be.

(4) Any reference in this Order to a numbered article or a numbered Schedule with no corresponding reference to a specific instrument is to be construed as a reference to the article or Schedule so numbered in this Order.

(5) References to the following European Union instruments are to be construed as references to those instruments as amended from time to time—

- (a) Decision 2002/757/EC;
- (b) Decision 2004/416/EC;
- (c) Decision 2006/473/EC;
- (d) Decision 2007/365/EC;
- (e) Decision 2007/433/EC;
- (f) Directive 2008/61/EC;
- (g) Regulation (EC) No 690/2008;
- (h) Decision 2012/138/EU;
- (i) Decision 2012/270/EU;
- (j) Decision 2012/697/EU;
- (k) Decision 2014/422/EU;
- (l) Decision (EU) 2015/789;
- (m) Decision (EU) 2015/893;

- (n) Penderfyniad (EU) 2016/715;
- (o) Penderfyniad (EU) 2017/198.

- (n) Decision (EU) 2016/715;
- (o) Decision (EU) 2017/198.

RHAN 2

Mewnforion o drydydd gwledydd

Dehongli Rhan 2

3. Yn y Rhan hon—

ystyr “ardal rheolaeth iechyd planhigion” (“*area of plant health control*”), mewn perthynas â deunydd perthnasol hysbysadwy sydd wedi ei lanio, yw—

- (a) ei fan cyrraedd; neu
- (b) pan fo’r deunydd wedi ei symud o dan weithdrefnau tollau priodol i ardal rheolaeth iechyd planhigion ddynodedig neu fan arolygu cymeradwy, yr ardal rheolaeth iechyd planhigion ddynodedig neu’r man arolygu cymeradwy;

ystyr “ardal rheolaeth iechyd planhigion ddynodedig” (“*designated area of plant health control*”) yw man sy’n agos at fan cyrraedd sydd wedi ei ddynodi’n ardal rheolaeth iechyd planhigion gan Weinidogion Cymru a Chomisiynwyr Cyllid a Thollau Ei Mawrhydi;

ystyr “y Cod Tollau” (“*the Customs Code*”) yw Rheoliad (EU) Rhif 952/2013 Senedd Ewrop a’r Cyngor sy’n gosod Cod Tollau’r Undeb⁽¹⁾;

mae i “corff swyddogol y gychfan” yr un ystyr ag a roddir i “official body of destination” yn Erthygl 2(1)(l) o Gyfarwyddeb 2000/29/EC;

ystyr “deunydd perthnasol hysbysadwy” (“*notifiable relevant material*”) yw unrhyw ddeunydd perthnasol—

- (a) o ddisgrifiad a bennir yn Rhan A o Atodlen 5; neu
- (b) o ddisgrifiad a bennir yn Rhan B o Atodlen 5; ac—
 - (i) a bennir yng ngholofn 2 o Ran C o Atodlen 4;

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 iechyd 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 iechyd 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;

⁽¹⁾ OJ Rhif L 269, 10.10.2013, t. 1, fel y’i diwygiwyd gan Reoliad (EU) 2016/2339 Senedd Ewrop a’r Cyngor (OJ Rhif L 354, 23.12.2016, t. 32).

⁽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).

- (ii) a restrir yn ail golofn Atodiad II Rhan B ac sydd wrthi'n cael ei draddodi i barth gwarchod a gydnabyddir fel parth gwarchod ar gyfer y plâu planhigion a bennir mewn cysylltiad â'r deunydd perthnasol hwnnw yng ngholofn gyntaf Atodiad II Rhan B; neu
- (iii) a restrir yng ngholofn gyntaf Atodiad IV Rhan B ac sydd wrthi'n cael ei draddodi i barth gwarchod a gydnabyddir fel parth gwarchod ar gyfer y plâu planhigion a bennir mewn cysylltiad â'r deunydd perthnasol hwnnw yn Atodiad IV Rhan B;

ystyr “diwrnod gwaith” (“*working day*”), mewn perthynas â'r gofynion hysbysu yn erthyglau 6(2)(c)(ii) ac 16(3) a'r cyfnod y caniateir cadw deunydd amdano o dan erthygl 14(1), yw cyfnod o bedair awr ar hugain nad yw'n ddydd Sadwrn, yn ddydd Sul, yn Ddydd Nadolig, yn Ddydd Gwener y Groglith nac yn wyl y banc yng Nghymru o dan Ddeddf Bancio a Thrafodion Ariannol 1971(1);

ystyr “man arolygu cymeradwy” (“*approved place of inspection*”) yw man sydd wedi ei gymeradwyo gan Weinidogion Cymru o dan erthygl 17;

ystyr “man cyrraedd” (“*point of entry*”) yw—

- (a) yn achos deunydd perthnasol sy'n cyrraedd drwy hedfan, y maes awyr lle mae'r deunydd yn cyrraedd gyntaf;
- (b) yn achos deunydd perthnasol sy'n cyrraedd ar drafnidiaeth forol neu afonol, y porthladd lle mae'r deunydd yn cyrraedd gyntaf; neu
- (c) yn achos deunydd perthnasol sy'n cyrraedd ar y rheilffordd, y derfynfa llwyth rheilffordd lle mae'r deunydd yn cyrraedd gyntaf.

Cymhwysio Rhan 2

4. Mae'r Rhan hon—

- (a) yn gymwys i blâu planhigion a deunydd perthnasol a gyflwynir i Gymru o drydedd wlad, naill ai'n uniongyrchol neu drwy ran arall o'r Undeb Ewropeaidd; a
- (b) yn gymwys yn unig i nwyddau tramwy yr UE y mae Gweinidogion Cymru yn gyfrifol am faterion penodol mewn cysylltiad â hwy yn rhinwedd cytundeb tramwy UE.

- (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—

- (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(1).

Application of Part 2

4. This Part—

- (a) applies to plant pests and relevant material which are introduced into Wales from a third country, either directly or via another part of the European Union; and
- (b) only applies to EU transit goods in respect of which the Welsh Ministers are responsible for certain matters by virtue of an EU transit agreement.

(1) 1971 p. 80, y mae iddi ddiwygiadau nad ydynt yn berthnasol i'r Gorchymyn hwn.

(1) 1971 c. 80, to which there are amendments not relevant to this Order.

Gwaharddiadau a chyfyngiadau ar lanio plâu planhigion a deunydd perthnasol

5.—(1) Ni chaiff unrhyw berson lanio—

- (a) unrhyw bla planhigion o ddisgrifiad a bennir yn Atodlen 1;
- (b) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Atodlen 2 sy'n cario neu wedi ei heintio â phla planhigion o ddisgrifiad a bennir mewn unrhyw gofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Atodlen 2;
- (c) unrhyw bla planhigion, er nad yw wedi ei bennu yn Atodlen 1 nac yng ngholofn 3 o Atodlen 2, nad yw'n bresennol ym Mhrydain Fawr fel arfer ac sy'n debygol o fod yn niweidiol i blanhigion ym Mhrydain Fawr;
- (d) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Atodlen 3 sy'n tarddu o drydedd wlad a bennir yn y cofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Atodlen 3;
- (e) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran A o Atodlen 4, oni chydymffurfir â'r gofynion a bennir yn y cofnodion mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran A o Atodlen 4; neu
- (f) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran C o Atodlen 4, oni chydymffurfir â'r gofynion a bennir yn y cofnodion mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran C o Atodlen 4.

(2) Nid yw'r gwaharddiad ym mharagraff (1)(d) yn gymwys i unrhyw ddeunydd perthnasol—

- (a) sydd wrthi'n cael ei draddodi rhwng dwy drydedd wlad o dan weithdrefnau tollau priodol a heb unrhyw newid mewn statws tollau; a
- (b) sy'n cael ei gludo mewn modd sy'n atal plâu planhigion rhag dianc yn ddamweiniol.

(3) Nid yw paragraff (1)(e) yn gymwys i unrhyw ddeunydd perthnasol a waherddir rhag ei lanio o dan baragraff (1)(d).

(4) Mae paragraff (1)(e) ac (f) yn ddarostyngedig i erthygl 8(1).

Prohibitions and restrictions on landing plant pests and relevant material

5.—(1) No person may land—

- (a) any plant pest of a description specified in Schedule 1;
- (b) any relevant material of a description specified in column 2 of Schedule 2 which is carrying or infected with a plant pest of a description specified in any entry in respect of that description of relevant material in column 3 of Schedule 2;
- (c) any plant pest which, although not specified in Schedule 1 or in column 3 of Schedule 2, is not normally present in Great Britain and which is likely to be injurious to plants in Great Britain;
- (d) any relevant material of a description specified in column 2 of Schedule 3 which originates in a third country specified in the entry in respect of that description of relevant material in column 3 of Schedule 3;
- (e) any relevant material of a description specified in column 2 of Part A of Schedule 4, unless the requirements specified in the entries in respect of that description of relevant material in column 3 of Part A of Schedule 4 are complied with; or
- (f) any relevant material of a description specified in column 2 of Part C of Schedule 4, unless the requirements specified in the entries in respect of that description of relevant material in column 3 of Part C of Schedule 4 are complied with.

(2) The prohibition in paragraph (1)(d) does not apply to any relevant material which is—

- (a) in the course of its consignment between two third countries under appropriate customs procedures and without any change in customs status; and
- (b) transported in such a way as to prevent the accidental escape of plant pests.

(3) Paragraph (1)(e) does not apply to any relevant material which is prohibited from being landed under paragraph (1)(d).

(4) Paragraph (1)(e) and (f) is subject to article 8(1).

Hysbysu ymlaen llaw ynglŷn â glanio

6.—(1) Ni chaiff unrhyw berson lanio unrhyw ddeunydd perthnasol hysbysadwy, pan fo Cymru yn fan cyrraedd yr Undeb Ewropeaidd iddo, oni bai y rhoddir hysbysiad yn unol â'r erthygl hon.

(2) Rhaid i hysbysiad—

- (a) bod yn unol â gofynion Atodlen 11;
- (b) cael ei roi i Weinidogion Cymru yn y cyfeiriad penodedig; ac
- (c) cael ei roi mewn pryd er mwyn cyrraedd y cyfeiriad penodedig—
 - (i) yn achos unrhyw ddeunydd perthnasol y deuir ag ef drwy hedfan, o leiaf bedair awr waith cyn i'r deunydd perthnasol gael ei lanio; a
 - (ii) mewn unrhyw achos arall, o leiaf dri diwrnod gwaith cyn i'r deunydd perthnasol gael ei lanio.

(3) Yn achos ffrwythau sitrws ar gyfer eu prosesu, rhaid cynnwys enwau, cyfeiriadau a lleoliadau'r mangreoedd y mae'r ffrwythau i'w prosesu ynddynt o dan eitem 13 o'r hysbysiad a nodir yn Atodlen 11.

(4) Os gall person ddangos yn rhesymol nad oedd yn bosibl rhoi hysbysiad yn unol â pharagraff (2)(c) am nad oedd y person yn ymwybodol bod y deunydd wedi ei draddodi, caiff y person roi hysbysiad cyn gynted ag y bo'n rhesymol ymarferol.

(5) Mae paragraff (1) yn ddarostyngedig i erthyglau 8(1), 16 a 30(3).

(6) Yn yr erthygl hon—

- (a) ystyr “cyfeiriad penodedig” (“*specified address*”) yw'r cyfeiriad a roddir gan Weinidogion Cymru o bryd i'w gilydd at ddibenion yr erthygl hon;
- (b) ystyr “awr waith” (“*working hour*”) yw cyfnod o un awr yn ystod diwrnod gwaith.

Gofynion am dystysgrifau

7.—(1) Ni chaiff unrhyw berson lanio unrhyw ddeunydd perthnasol hysbysadwy oni bai bod tystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio yn mynd gyda'r deunydd, fel a bennir ym mharagraffau (2) i (5).

(2) Yn achos deunydd tramwy sydd wedi ei rannu, ei gyfuno â llwythi eraill neu ei ailbecynnu, rhaid i dystysgrif ffytoiechydol ar gyfer ailallforio a ddyroddwyd yn y wlad dramwy fynd gyda'r deunydd perthnasol.

Advance notification of landing

6.—(1) No person may land any notifiable relevant material, where Wales is its point of entry into the European Union, unless notice is given in accordance with this article.

(2) A notice must—

- (a) be in accordance with the requirements of Schedule 11;
- (b) be given to the Welsh Ministers at the specified address; and
- (c) be given in time to arrive at the specified address—
 - (i) in the case of any relevant material brought by air, at least four working hours before the relevant material is landed; and
 - (ii) in any other case, at least three working days before the relevant material is landed.

(3) In the case of citrus fruits for processing, the names, addresses and locations of the premises at which the fruits are to be processed must be included under item 13 of the notice set out in Schedule 11.

(4) If a person can reasonably show that it was not possible to give notice in accordance with paragraph (2)(c) because the person was not aware that the material had been consigned, the person may give notice as soon as is reasonably practicable.

(5) Paragraph (1) is subject to articles 8(1), 16 and 30(3).

(6) In this article—

- (a) “specified address” (“*cyfeiriad penodedig*”) means the address given by the Welsh Ministers from time to time for the purposes of this article;
- (b) “working hour” (“*awr waith*”) means a period of one hour during a working day.

Requirements for certificates

7.—(1) No person may land any notifiable relevant material unless the material is accompanied by a phytosanitary certificate or a phytosanitary certificate for re-export, as specified in paragraphs (2) to (5).

(2) In the case of transit material which has been split up, combined with other consignments or repackaged, the relevant material must be accompanied by a phytosanitary certificate for re-export which was issued in the country of transit.

(3) Yn achos deunydd tramwy sydd, neu y gallai fod, wedi bod yn agored i'w heintio neu i'w halogi gan unrhyw bla planhigion, nad yw'r un deunydd ag a oedd yn y llwyth gwreiddiol neu sydd wedi ei brosesu er mwyn newid ei natur, rhaid i dystysgrif ffytoiechydol a ddyroddwyd yn y wlad dramwy fynd gyda'r deunydd perthnasol.

(4) Yn achos deunydd perthnasol o ddisgrifiad a restrir yng ngholofn gyntaf Atodiad IV Rhan B, pan na ellir ond bodloni'r gofyniad neu'r gofynion a bennir mewn cofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yn ail golofn Atodiad IV Rhan B yn y wlad y mae'r deunydd perthnasol yn tarddu ohoni, rhaid i dystysgrif ffytoiechydol a ddyroddwyd yn y wlad y mae'n tarddu ohoni fynd gyda'r deunydd perthnasol.

(5) Mewn unrhyw achos arall, rhaid i dystysgrif ffytoiechydol a ddyroddwyd yn y wlad y mae'r deunydd perthnasol yn tarddu ohoni neu y cafodd ei draddodi ohoni fynd gyda'r deunydd hwnnw.

(6) Rhaid i'r dystysgrif ffytoiechydol fod y dystysgrif wreiddiol a rhaid i'r dystysgrif ffytoiechydol ar gyfer ailallforio fod y dystysgrif wreiddiol neu gopi o'r dystysgrif wreiddiol a ardystiwyd gan swyddog awdurdodedig.

(7) Nid yw paragraff (1) yn gymwys i unrhyw ddeunydd perthnasol—

- (a) sydd wrthi'n cael ei draddodi rhwng dwy drydedd wlad o dan weithdrefnau tollau priodol neu sydd wedi ei draddodi i Gymru o ran arall o'r Undeb Ewropeaidd drwy drydedd wlad;
- (b) nad oes unrhyw newid yn dod i'w ran o ran statws tollau; ac
- (c) sy'n cael ei gludo mewn modd sy'n atal plâu planhigion rhag dianc yn ddamweiniol.

(8) Mae paragraff (1) yn ddarostyngedig i erthyglau 8(1) a 30(1) a (2).

(9) Ym mharagraffau (2) a (3), ystyr “deunydd tramwy” (“*transit material*”) yw deunydd perthnasol a draddodir i Gymru drwy drydedd wlad ar ffurf tramwyad.

Eithriadau rhag gwaharddiadau a gofynion penodol

8.—(1) Nid yw'r darpariaethau a ganlyn yn gymwys i unrhyw eitemau esempt a gyflwynir i Gymru ym mhaciau teithiwr neu dramwywr arall os yw'r eitemau'n bodloni'r amodau ym mharagraff (2)—

(3) In the case of transit material which has or may have been exposed to infection or contamination by any plant pest, is not the same material as in the original consignment or which has been processed so as to change its nature, the relevant material must be accompanied by a phytosanitary certificate which was issued in the country of transit.

(4) In the case of relevant material of a description listed in the first column of Annex IV Part B where the requirement or requirements specified in an entry in respect of that description of relevant material in the second column of Annex IV Part B can only be fulfilled in the country in which the relevant material originates, the relevant material must be accompanied by a phytosanitary certificate which was issued in the country of origin.

(5) In any other case, the relevant material must be accompanied by a phytosanitary certificate which was issued in the country in which that material originates or from which it was consigned.

(6) The phytosanitary certificate must be the original certificate and the phytosanitary certificate for re-export must be the original certificate or a copy of the original certificate certified by an authorised officer.

(7) Paragraph (1) does not apply to any relevant material which—

- (a) is in the course of its consignment between two third countries under appropriate customs procedures or has been consigned to Wales from another part of the European Union via a third country;
- (b) does not undergo any change in customs status; and
- (c) is transported in such a way as to prevent the accidental escape of plant pests.

(8) Paragraph (1) is subject to articles 8(1) and 30(1) and (2).

(9) In paragraphs (2) and (3), “transit material” (“*deunydd tramwy*”) means relevant material consigned to Wales via a third country by way of transit.

Exceptions from certain prohibitions and requirements

8.—(1) The following provisions do not apply to any exempt items which are introduced into Wales in the baggage of a passenger or other traveller if the items meet the conditions in paragraph (2)—

- (a) erthygl 5(1)(e) ac (f);
 - (b) erthygl 6(1);
 - (c) erthygl 7(1);
 - (d) erthygl 10(1).
- (2) Yr amodau yw—
- (a) nad yw'r eitemau esempt yn arddangos unrhyw arwyddion bod pla planhigion yn bresennol;
 - (b) na fwriedir i'r eitemau esempt gael eu defnyddio wrth fasnachu neu redeg busnes; ac
 - (c) y bwriedir yr eitemau esempt at ddefnydd aelwydydd.
- (3) Yn yr erthygl hon—
- (a) ystyr “eitemau esempt” (“*exempt items*”) yw—
 - (i) ffrwythau a llysiau amrwd (ac eithrio tatws), nad yw cyfanswm eu pwysau yn fwy na dau kg;
 - (ii) un tusw o flodau wedi eu torri (a gaiff gynnwys rhannau o blanhigion);
 - (iii) pecynnau o hadau, ac eithrio hadau tatws neu *Fraxinus* L., nad yw eu cyfanswm yn fwy na phum paced;
 - (iv) bylbiau, cormau, cloron, ac eithrio tatws, a risomau, a dyfwyd yn ardal Ewrop a Môr y Canoldir ac a draddodwyd ohoni, ac nad yw cyfanswm eu pwysau yn fwy na dau kg; neu
 - (v) planhigion ar gyfer eu plannu, ac eithrio bylbiau, cormau, cloron neu risomau neu blanhigion *Fraxinus* L. a fwriedir ar gyfer eu plannu, a dyfwyd yn ardal Ewrop a Môr y Canoldir ac a draddodwyd ohoni ac nad yw eu cyfanswm yn fwy na phump;
 - (b) ystyr “pecyn o hadau” (“*packet of seeds*”) yw pecyn o hadau o fath a werthir i'r defnyddiwr fel arfer ac eithrio i'w ddefnyddio wrth fasnachu neu redeg busnes neu becyn o hadau o faint tebyg.

- (a) article 5(1)(e) and (f);
 - (b) article 6(1);
 - (c) article 7(1);
 - (d) article 10(1).
- (2) The conditions are that the exempt items—
- (a) do not show any signs of the presence of a plant pest;
 - (b) are not intended for use in the course of a trade or business; and
 - (c) are intended for household use.
- (3) In this article—
- (a) “exempt items” (“*eitemau esempt*”) means—
 - (i) fruit and raw vegetables (other than potatoes), weighing no more than two kg in total;
 - (ii) a single bouquet of cut flowers (which may include parts of plants);
 - (iii) packets of seeds, other than seeds of potatoes or *Fraxinus* L., not exceeding five packets in total;
 - (iv) bulbs, corms, tubers, other than potatoes, and rhizomes, grown in and consigned from the Euro-Mediterranean area and weighing no more than two kg in total; or
 - (v) plants for planting, other than bulbs, corms, tubers or rhizomes or plants of *Fraxinus* L. intended for planting, grown in and consigned from the Euro-Mediterranean area and not exceeding five in total;
 - (b) “packet of seeds” (“*pecyn o hadau*”) means a packet of seeds of a type normally sold to the consumer other than for use in the course of a trade or business or a packet of seeds of a similar size.

Cyflwyno ac arddangos dogfennau

9.—(1) Rhaid i'r mewnoforiwr ddarparu i arolygydd, o fewn tri diwrnod i lwyth gael ei lanio, unrhyw dystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio y mae'n ofynnol o dan erthygl 7 iddi fynd gyda llwyth o ddeunydd perthnasol hysbysadwy.

(2) Rhaid i fewnoforiwr llwyth o ddeunydd perthnasol hysbysadwy gynnwys mewn dogfen dollau sy'n ymwneud â'r llwyth—

Presentation and display of documents

9.—(1) Any phytosanitary certificate or phytosanitary certificate for re-export which is required under article 7 to accompany a consignment of notifiable relevant material must be delivered by the importer to an inspector within three days of its landing.

(2) An importer of a consignment of notifiable relevant material must include in a customs document relating to the consignment—

- (a) datganiad sy'n dweud "this consignment contains produce of phytosanitary relevance";
- (b) cyfeirnod y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio y mae'n ofynnol iddi fynd gyda'r llwyth o dan erthygl 7; ac
- (c) rhif cofrestru'r mewforiwr.

(3) Yn achos llwyth sy'n cynnwys deunydd perthnasol hysbysadwy ac sy'n cael ei fewnforio i Gymru drwy'r post, rhaid i'r mewforiwr sicrhau bod unrhyw dystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio y mae'n ofynnol iddi fynd gyda'r llwyth o dan erthygl 7 ynghlwm i du allan y pecyn o'r deunydd perthnasol.

(4) Ond os oes mwy nag un pecyn o ddeunydd perthnasol hysbysadwy yn y llwyth, rhaid i'r mewforiwr sicrhau bod y dystysgrif ynghlwm i du allan un o'r pecynnau o ddeunydd perthnasol hysbysadwy a bod copiâu o'r dystysgrif ynghlwm i du allan pob un o'r pecynnau o ddeunydd perthnasol hysbysadwy sy'n weddill yn y llwyth.

(5) Ym mharagraff (2), ystyr "dogfen dollau" ("*customs document*") yw dogfen sy'n ofynnol gan Gomisiynwyr Cyllid a Thollau Ei Mawrhydi ar gyfer gosod deunydd perthnasol o dan un o'r gweithdrefnau a bennir yn Erthygl 5(16)(a) a (b) o'r Cod Tollau.

Gwaharddiad ar symud deunydd perthnasol o'i ardal rheolaeth iechyd planhigion

10.—(1) Ni chaiff unrhyw berson symud unrhyw ddeunydd perthnasol hysbysadwy na pheri i unrhyw ddeunydd perthnasol hysbysadwy gael ei symud o'i ardal rheolaeth iechyd planhigion oni bai bod arolygydd wedi gollwng y deunydd o dan erthygl 12 neu y caniateir symud y deunydd o dan Ran 6.

(2) Rhaid i'r mewforiwr storio unrhyw ddeunydd perthnasol hysbysadwy sy'n cael ei ddal mewn man cyrraedd neu ardal rheolaeth iechyd planhigion ddynodedig o dan baragraff (1), o dan oruchwyliaeth arolygydd ac yn unol â'i gyfarwyddiadau.

(3) Mae'r mewforiwr yn atebol am gostau storio'r deunydd perthnasol hysbysadwy cyn iddo gael ei ryddhau.

- (a) a statement that "this consignment contains produce of phytosanitary relevance";
- (b) the reference number of the phytosanitary certificate or phytosanitary certificate for re-export which is required under article 7 to accompany the consignment; and
- (c) the registration number of the importer.

(3) In the case of a consignment which includes notifiable relevant material and which is imported into Wales by post, the importer must ensure that any phytosanitary certificate or phytosanitary certificate for re-export which is required under article 7 to accompany the consignment is affixed to the outside of the package of the relevant material.

(4) But if the consignment consists of more than one package of notifiable relevant material, the importer must ensure that the certificate is affixed to the outside of one of the packages of notifiable relevant material and that copies of the certificate are affixed to the outside of each of the remaining packages of notifiable relevant material in the consignment.

(5) In paragraph (2), "customs document" ("*dogfen dollau*") 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 5(16)(a) and (b) of the Customs Code.

Prohibition on the removal of relevant material from its area of plant health control

10.—(1) No person may remove any notifiable relevant material or cause any notifiable relevant material to be removed from its area of plant health control unless an inspector has discharged the material under article 12 or the removal of the material is permitted under Part 6.

(2) Any notifiable relevant material which is being held at a point of entry or a designated area of plant health control under paragraph (1) must be stored by the importer under the supervision and in accordance with the instructions of an inspector.

(3) The importer is liable for the costs of storing the notifiable relevant material pending its release.

Eithriadau rhag y gwaharddiad ar symud deunydd perthnasol o'i ardal rheolaeth iechedd planhigion

11. Nid yw erthygl 10(1) yn gymwys i—

- (a) unrhyw ddeunydd perthnasol sydd wrthi'n cael ei draddodi rhwng dwy drydedd wlad o dan weithdrefnau tollau priodol heb unrhyw newid mewn statws tollau ac sy'n cael ei gludo mewn modd sy'n atal plâu planhigion rhag dianc yn ddamweiniol;
- (b) unrhyw ddeunydd perthnasol sy'n cael ei draddodi i Gymru o ran arall o'r Undeb Ewropeaidd drwy drydedd wlad heb unrhyw newid mewn statws tollau ac sy'n cael ei gludo mewn modd sy'n atal plâu planhigion rhag dianc yn ddamweiniol;
- (c) unrhyw ddeunydd perthnasol sy'n ddarostyngedig i erthygl 8(1);
- (d) unrhyw ddeunydd perthnasol sy'n ddarostyngedig i erthygl 30(3).

Gollyngiad iechedd planhigion

12.—(1) Caiff arolygydd ollwng deunydd perthnasol hysbysadwy o'i ardal rheolaeth iechedd planhigion os yw'r arolygydd wedi ei fodloni—

- (a) bod y deunydd perthnasol yn rhydd rhag unrhyw bla planhigion o ddisgrifiad a bennir yn Atodlen 1;
- (b) yn achos deunydd perthnasol sydd wrthi'n cael ei draddodi i barth gwarchod, fod y deunydd perthnasol yn rhydd rhag unrhyw bla planhigion a restrir mewn cysylltiad â'r parth gwarchod hwnnw yng ngholofn gyntaf Atodiad I i Reoliad (EC) Rhif 690/2008;
- (c) yn achos deunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Atodlen 2, nad yw'r deunydd perthnasol yn cario neu wedi ei heintio â phla planhigion o ddisgrifiad a bennir mewn unrhyw gofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Atodlen 2;
- (d) yn achos deunydd perthnasol a restrir yn ail golofn Atodiad II Rhan B ac sydd wrthi'n cael ei draddodi i barth gwarchod a gydnabyddir fel parth gwarchod ar gyfer y plâu planhigion a restrir mewn cysylltiad â'r deunydd perthnasol hwnnw yng ngholofn gyntaf Atodiad II Rhan B, nad yw'r deunydd perthnasol yn cario neu wedi ei heintio â'r plâu planhigion;

Exceptions from the prohibition on the removal of relevant material from its area of plant health control

11. Article 10(1) does not apply to—

- (a) any relevant material which is in the course of its consignment between two third countries under appropriate customs procedures without any change in customs status and which is transported in such a way as to prevent the accidental escape of plant pests;
- (b) any relevant material which is consigned to Wales from another part of the European Union via a third country without any change in customs status and which is transported in such a way as to prevent the accidental escape of plant pests;
- (c) any relevant material which is subject to article 8(1);
- (d) any relevant material which is subject to article 30(3).

Plant health discharge

12.—(1) An inspector may discharge notifiable relevant material from its area of plant health control if the inspector is satisfied—

- (a) that the relevant material is free from any plant pest of a description specified in Schedule 1;
- (b) in the case of relevant material in the course of its consignment to a protected zone, that the relevant material is free from any plant pest listed in respect of that protected zone in the first column of Annex I to Regulation (EC) No 690/2008;
- (c) in the case of relevant material of a description specified in column 2 of Schedule 2, that the relevant material is not carrying or infected with a plant pest of a description specified in any entry in respect of that description of relevant material in column 3 of Schedule 2;
- (d) in the case of relevant material which is 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 listed in respect of that relevant material in the first column of Annex II Part B, that the relevant material is not carrying or infected with the plant pests;

- (e) yn achos deunydd perthnasol a restrir yn Atodiad III Rhan B i Gyfarwyddeb 2000/29/EC, nad yw'r deunydd perthnasol yn cael ei draddodi i barth gwarchod ar gyfer *Erwinia amylovora* (Burr) Winsl *et al.*;
- (f) yn achos deunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran A neu C o Atodlen 4, fod y deunydd perthnasol yn cydymffurfio â'r gofynion a bennir yn y cofnodion mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran A neu C o Atodlen 4 a, phan fo un neu ragor o ofynion eraill mewn unrhyw gofnod o'r fath, y gofyniad a ddatgenir yn y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio;
- (g) yn achos deunydd perthnasol a restrir yng ngholofn gyntaf Atodiad IV Rhan B ac sydd wrthi'n cael ei draddodi i barth gwarchod a gydnabyddir fel parth gwarchod ar gyfer y plâu planhigion a bennir yn y cofnodion mewn cysylltiad â'r deunydd perthnasol hwnnw yn ail golofn Atodiad IV Rhan B, fod y deunydd perthnasol yn cydymffurfio â'r gofynion a restrir mewn cysylltiad â'r cofnodion hynny a, phan fo un neu ragor o ofynion eraill mewn unrhyw gofnod o'r fath, y gofyniad a ddatgenir yn y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio;
- (h) bod y deunydd perthnasol yn cyfateb i'r disgrifiad a roddir iddo yn y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio; ac
- (i) bod y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio sy'n ofynnol o dan erthygl 7 a, phan fo hynny'n briodol, ddogfen symud iechyd planhigion, yn mynd gyda'r deunydd perthnasol.

(2) Caiff arolygydd, at ddiben cael ei fodloni ynglŷn â'r materion y cyfeirir atynt ym mharagraff (1)(a) i (g), gynnal archwiliad o lwyth o ddeunydd perthnasol a'i ddeunydd pecynnu a, phan fo hynny'n angenrheidiol, y cerbyd sy'n cludo'r llwyth.

(3) Caiff arolygydd, at ddiben cael ei fodloni ynglŷn â'r materion y cyfeirir atynt ym mharagraff (1)(h), gynnal archwiliad o lwyth o ddeunydd perthnasol er mwyn penderfynu a yw'n cyfateb i'r disgrifiad ohono yn y dogfennau sy'n mynd gydag ef.

- (e) in the case of relevant material listed in Annex III Part B to Directive 2000/29/EC, that the relevant material is not in the course of being consigned to a protected zone for *Erwinia amylovora* (Burr) Winsl *et al.*;
- (f) in the case of relevant material of a description specified in column 2 of Part A or C of Schedule 4, that the relevant material complies with the requirements specified in the entries in respect of that description of relevant material in column 3 of Part A or C of Schedule 4 and, where there is one or more alternative requirement in any such entry, the requirement declared in the phytosanitary certificate or phytosanitary certificate for re-export;
- (g) in the case of relevant material which is 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 the entries in respect of that relevant material in the second column of Annex IV Part B, that the relevant material complies with the requirements listed in respect of those entries and, where there is one or more alternative requirement in any such entry, the requirement declared in the phytosanitary certificate or phytosanitary certificate for re-export;
- (h) that the relevant material corresponds with the description given to it in the phytosanitary certificate or phytosanitary certificate for re-export; and
- (i) that the relevant material is accompanied by the phytosanitary certificate or phytosanitary certificate for re-export required under article 7 and, where appropriate, by a plant health movement document.

(2) An inspector may, for the purpose of being satisfied as to the matters referred to in paragraph (1)(a) to (g), carry out an examination of a consignment of relevant material and its packaging and, where necessary, the vehicle transporting the consignment.

(3) An inspector may, for the purpose of being satisfied as to the matters referred to in paragraph (1)(h), carry out an examination of a consignment of relevant material to determine whether it corresponds to its description in the documents that accompany it.

(4) Yn achos deunydd perthnasol hysbysadwy sydd wrthi'n cael ei draddodi i ran arall o'r Undeb Ewropeaidd ac sy'n ddarostyngedig i gytundeb rhwng Gweinidogion Cymru a chorff swyddogol y gyrchfan mewn perthynas â'i draddodi i'w gyrchfan derfynol, nid oes ond angen i'r arolygydd fod wedi ei fodloni ynglŷn â'r materion y cyfeirir atynt ym mharagraff (1)(i) ac unrhyw faterion eraill y cyfeirir atynt ym mharagraff (1)(a) i (h) y mae Gweinidogion Cymru yn gyfrifol amdanynt o dan y cytundeb.

(5) Yn achos nwyddau tramwy yr UE sy'n ddarostyngedig i gytundeb rhwng Gweinidogion Cymru a chorff swyddogol y man cyrraedd ar gyfer y nwyddau hynny, nid oes ond angen i'r arolygydd fod wedi ei fodloni ynglŷn â'r materion hynny y cyfeirir atynt ym mharagraff (1)(a) i (h) y mae Gweinidogion Cymru yn gyfrifol amdanynt o dan y cytundeb.

(6) Pan fo'r arolygydd wedi ei fodloni y caniateir gollwng y deunydd perthnasol o'i ardal rheolaeth iechyd planhigion, rhaid i'r arolygydd—

- (a) stampio'r dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio sy'n ymwneud â'r deunydd perthnasol â stamp swyddogol Gweinidogion Cymru a'r dyddiad y darparwyd y dystysgrif yn unol ag erthygl 9(1); a
- (b) pan fo hynny'n gymwys, lenwi penawdau perthnasol y ddogfen symud iechyd planhigion.

(7) Caiff arolygydd, at ddiben cynnal gwiriad iechyd planhigion, ei gwneud yn ofynnol i'r meddiannydd, neu berson arall sydd â gofal am y fangre y mae'r gwiriad i'w gynnal ynddi, ddarparu—

- (a) pan fo hynny'n briodol, ardaloedd arolygu addas;
- (b) goleuo digonol; ac
- (c) byrddau arolygu.

(8) Yn yr erthygl hon—

- (a) ystyr “archwilio” (“*examination*”), mewn perthynas â llwyth o ddeunydd perthnasol, yw archwilio'r llwyth yn ei gyfanrwydd neu ar sail un neu ragor o samplau cynrychioliadol o'r llwyth neu o bob lot sy'n ffurfio rhan o'r llwyth;
- (b) mae i “lot” yr un ystyr ag a roddir i “lot” yn Erthygl 2(1)(o) o Gyfarwyddeb 2000/29/EC.

(4) In the case of notifiable relevant material which is in the course of its consignment to another part of the European Union and is subject to an agreement between the Welsh Ministers and the official body of destination in relation to its consignment to its final place of destination, the inspector need only be satisfied as to the matters referred to in paragraph (1)(i) and any other matters referred to in paragraph (1)(a) to (h) which are the Welsh Ministers' responsibility under the agreement.

(5) In the case of EU transit goods which are subject to an agreement between the Welsh Ministers and the official body of entry for those goods, the inspector need only be satisfied as to those matters referred to in paragraph (1)(a) to (h) which are the Welsh Ministers' responsibility under the agreement.

(6) Where the inspector is satisfied that the relevant material may be discharged from its area of plant health control, the inspector must—

- (a) stamp the phytosanitary certificate or phytosanitary certificate for re-export relating to the relevant material with the official stamp of the Welsh Ministers and the date on which the certificate was delivered in accordance with article 9(1); and
- (b) where applicable, complete the relevant headings of the plant health movement document.

(7) An inspector may, for the purpose of performing a plant health check, require the occupier or other person in charge of the premises in which the check is to take place to provide—

- (a) where appropriate, suitable areas of inspection;
- (b) adequate lighting; and
- (c) inspection tables.

(8) In this article—

- (a) “*examination*” (“*archwilio*”), in relation to a consignment of relevant material, means an examination of the consignment in its entirety or on the basis of one or more representative samples from the consignment or from each lot forming part of the consignment;
- (b) “*lot*” (“*lot*”) has the same meaning as in Article 2(1)(o) of Directive 2000/29/EC.

Gofyn i un o swyddogion Cyllid a Thollau i ddeunydd gael ei gadw

13.—(1) Pan fo gan arolygydd sail resymol dros amau bod risg y gallai pla planhigion ledaenu o unrhyw ddeunydd perthnasol, caiff yr arolygydd ofyn i un o swyddogion Cyllid a Thollau arfer y pŵer yn erthygl 14(1) at ddiben galluogi'r arolygydd i orfodi unrhyw ddarpariaeth yn y Gorchymyn hwn.

(2) Mewn perthynas â chais o dan erthygl 13(1)—

- (a) caiff adnabod y deunydd perthnasol mewn unrhyw ffordd; a
- (b) rhaid iddo gael ei wneud yn ysgrifenedig neu gael ei wneud ar lafar a'i gadarnhau yn ysgrifenedig.

(3) Pan fo arolygydd yn dyroddi hysbysiad neu'n cymryd unrhyw gam arall o dan y Gorchymyn hwn mewn cysylltiad â deunydd perthnasol a gedwir gan un o swyddogion Cyllid a Thollau o dan erthygl 14(1), rhaid i'r arolygydd hysbysu'r swyddog am yr hysbysiad neu'r cam.

Pŵer un o swyddogion Cyllid a Thollau

14.—(1) Caiff un o swyddogion Cyllid a Thollau, pan fo arolygydd yn gofyn iddo wneud hynny yn unol ag erthygl 13(1), gadw am ddim mwy na dau ddiwrnod gwaith unrhyw ddeunydd perthnasol neu unrhyw gynhwysydd, unrhyw becyn neu unrhyw gargo o unrhyw fath sydd wedi bod mewn cysylltiad â'r deunydd hwnnw neu y gallai fod wedi bod mewn cysylltiad â'r deunydd hwnnw ac y cyfeirir ato yn y cais hwnnw, os yw'r deunydd, y cynhwysydd, y pecyn neu'r cargo o dan oruchwyliaeth tollau yn unol ag Erthygl 134 o'r Cod Tollau.

(2) Caiff Comisiynwyr Cyllid a Thollau Ei Mawrhydi roi cyfarwyddydau ynglŷn â sut i ymdrin ag unrhyw ddeunydd perthnasol a gedwir o dan baragraff (1) yn ystod y cyfnod pan gaiff ei gadw.

(3) Mewnforiwr unrhyw ddeunydd perthnasol a gedwir o dan baragraff (1) sy'n gyfrifol am gostau storio'r deunydd yn ystod y cyfnod pan gaiff ei gadw.

Darpariaethau cyffredinol sy'n ymwneud â thystysgrifau

15.—(1) Mewn perthynas â thystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio sy'n mynd gyda deunydd perthnasol hysbysadwy o dan erthygl 7—

- (a) rhaid ei bod wedi ei llenwi ddim mwy na 14 o ddiwrnodau cyn dyddiad anfon y llwyth o ddeunydd perthnasol y mae'n mynd gydag ef;

Request to an officer for Revenue and Customs for material to be detained

13.—(1) Where an inspector has reasonable grounds for suspecting that there is a risk that a plant pest may spread from any relevant material, the inspector may request an officer for Revenue and Customs to exercise the power in article 14(1) for the purpose of enabling the inspector to enforce any provision of this Order.

(2) A request under article 13(1)—

- (a) may identify the relevant material in any way; and
- (b) must be made in writing or be made orally and confirmed in writing.

(3) Where an inspector issues a notice or takes any other action under this Order in respect of relevant material detained by an officer for Revenue and Customs under article 14(1), the inspector must advise the officer of the notice or action.

Power of an officer for Revenue and Customs

14.—(1) An officer for Revenue and Customs may, where requested by an inspector in accordance with article 13(1), detain for not more than two working days any relevant material or any container, package or cargo of any kind which has been or may have been in contact with that material and which is referred to in that request, if the material, container, package or cargo is under customs supervision pursuant to Article 134 of the Customs Code.

(2) The Commissioners for Her Majesty's Revenue and Customs may give directions as to how any relevant material detained under paragraph (1) is to be dealt with during the period of its detention.

(3) The importer of any relevant material detained under paragraph (1) is responsible for the costs of storing the material during the period of its detention.

General provisions relating to certificates

15.—(1) A phytosanitary certificate or phytosanitary certificate for re-export which accompanies notifiable relevant material under article 7 must—

- (a) have been completed not more than 14 days before the date of the dispatch of the consignment of relevant material which it accompanies;

- (b) rhaid ei bod wedi ei dyroddi gan gorff swyddogol cyfrifol neu sefydliad gwarchod planhigion cenedlaethol y wlad yr allforir neu yr ailallforir ohoni yn unol â darpariaethau Erthygl V(1) o'r CRhWP;
- (c) rhaid ei bod wedi ei llenwi gan swyddog awdurdodedig;
- (d) rhaid ei bod wedi ei dyroddi yn un o ieithoedd swyddogol yr Undeb Ewropeaidd;
- (e) pan fo wedi ei dyroddi mewn iaith ac eithrio Saesneg, rhaid iddi ymgorffori cyfieithiad i'r Saesneg, neu rhaid i gyfieithiad i'r Saesneg fynd gyda hi ac, os yw'r cyfieithiad yn ddogfen ar wahân i'r dystysgrif, rhaid ei bod wedi ei llenwi a'i llofnodi gan swyddog awdurdodedig;
- (f) rhaid ei bod wedi ei chyfeirio at y "Plant Protection Organisations of the Member States of the European Union"; ac
- (g) rhaid iddi gael ei llenwi mewn teipysgrif neu briflythrennau.

(2) Pan fo, mewn perthynas ag unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran A neu C o Atodlen 4, un neu ragor o ofynion eraill wedi eu pennu mewn cofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran A neu C o'r Atodlen honno, rhaid i'r dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio a ddyroddir mewn cysylltiad ag unrhyw ddeunydd perthnasol o'r disgrifiad hwnnw bennu, o dan y pennawd "Additional declaration", ba ofyniad penodol y cydymffurfiwyd ag ef gan gyfeirio at y lleoliad perthnasol yn Adran I o Atodiad IV Rhan A neu Atodiad IV Rhan B.

Gofynion sydd i'w bodloni gan nwyddau tramwy yr UE neu ddeunydd perthnasol sydd wedi ei fwriadu ar gyfer man arolygu cymeradwy

16.—(1) Mae'r erthygl hon yn gymwys i ddeunydd perthnasol hysbysadwy—

- (a) sy'n ddarostyngedig i gytundeb y cyfeirir ato yn erthygl 12(4);
- (b) sy'n ddarostyngedig i gytundeb y cyfeirir ato yn erthygl 12(5) ac nad yw wedi ei ollwng na'i ryddhau o'i ardal rheolaeth iechyd planhigion o dan erthygl 10(1); neu
- (c) sydd wedi ei fwriadu ar gyfer man arolygu cymeradwy.

(2) Ni chaniateir symud unrhyw ddeunydd perthnasol y mae'r erthygl hon yn gymwys iddo o fewn Cymru neu, pan fo hynny'n gymwys, o Gymru i unrhyw fan arall o fewn yr Undeb Ewropeaidd, oni bai—

- (b) have been issued by the responsible official body or the national plant protection organisation of the country of export or re-export in accordance with the provisions of Article V(1) of the IPPC;
- (c) have been completed by an authorised officer;
- (d) have been issued in one of the official languages of the European Union;
- (e) where it has been issued in a language other than English, incorporate or be accompanied by a translation into the English language, which, if the translation is a document separate from the certificate, has been completed and signed by an authorised officer;
- (f) be addressed to the "Plant Protection Organisations of the Member States of the European Union"; and
- (g) have been completed in typescript or block capitals.

(2) Where in relation to any relevant material of a description specified in column 2 of Part A or C of Schedule 4, one or more alternative requirement is specified in an entry in respect of that description of relevant material in column 3 of Part A or C of that Schedule, the phytosanitary certificate or phytosanitary certificate for re-export issued in respect of any relevant material of that description must specify under the heading "Additional declaration" which particular requirement has been complied with by reference to the relevant position in Section I of Annex IV Part A or Annex IV Part B.

Requirements to be met by EU transit goods or relevant material destined for an approved place of inspection

16.—(1) This article applies to notifiable relevant material which—

- (a) is subject to an agreement referred to in article 12(4);
- (b) is subject to an agreement referred to in article 12(5) and which has not been discharged or released from its area of plant health control under article 10(1); or
- (c) is destined for an approved place of inspection.

(2) Any relevant material to which this article applies may not be moved within Wales, or where applicable, from Wales to any other place within the European Union, unless—

- (a) bod ei ddeunydd pecynnu a'r cerbyd y mae'n cael ei gludo ynddo wedi eu selio yn y fath fodd fel nad oes unrhyw risg y gallai'r deunydd perthnasol achosi heigiad, heintiad neu halogiad neu fod newid yn digwydd o ran beth yw'r deunydd; neu
- (b) bod Gweinidogion Cymru wedi awdurdodi ei symud.

(3) Rhaid i fewnforiwr unrhyw ddeunydd perthnasol y mae'r erthygl hon yn gymwys iddo, ac eithrio deunydd perthnasol y mae ei gyrchfan yn rhywle arall yn yr Undeb Ewropeaidd, hysbysu Gweinidogion Cymru am y manylion a ganlyn yn ddim hwyrach na phum diwrnod gwaith cyn i'r deunydd gael ei lanio—

- (a) enw, cyfeiriad a lleoliad y man arolygu cymeradwy neu'r ardal rheolaeth iechyd planhigion ddynodedig a fydd yn gyrchfan i'r deunydd perthnasol neu, os nad man arolygu cymeradwy nac ardal rheolaeth iechyd planhigion ddynodedig yw'r gyrchfan, y man y bwriedir iddo gyrraedd Cymru;
- (b) y dyddiad a'r amser y disgwylir y bydd y deunydd perthnasol yn cyrraedd y man y cyfeirir ato yn is-baragraff (a);
- (c) os yw ar gael, rif cyfresol unigol unrhyw ddogfen symud iechyd planhigion sy'n ofynnol gan erthygl 17(6)(a);
- (d) os ydynt ar gael, y dyddiad a'r man y lluniwyd y ddogfen symud iechyd planhigion;
- (e) enw, cyfeiriad a rhif cofrestru'r mewnforiwr; ac
- (f) cyfeirnod y dystysgrif ffytoiachydol neu'r dystysgrif ffytoiachydol ar gyfer ailallforio y mae'n ofynnol iddi fynd gyda'r deunydd perthnasol o dan erthygl 7.

(4) Rhaid i'r mewnforiwr hysbysu Gweinidogion Cymru ar unwaith am unrhyw newidiadau i'r manylion y mae'r mewnforiwr wedi eu rhoi o dan baragraff (3).

(5) Rhaid rhoi'r hysbysiad i Weinidogion Cymru yn y cyfeiriad a roddir gan Weinidogion Cymru o bryd i'w gilydd at ddibenion yr erthygl hon.

Mannau arolygu cymeradwy a gofynion ar gyfer dogfennau symud iechyd planhigion

Mannau arolygu cymeradwy

17.—(1) Caiff Gweinidogion Cymru gymeradwyo man a all fod yn gyrchfan i ddeunydd perthnasol hysbysadwy fel man lle caiff arolygydd gynnal gwiriadau iechyd planhigion a gwiriadau adnabod mewn cysylltiad â'r deunydd hwnnw.

- (a) its packaging and the vehicle in which it is transported is sealed in such a way that there is no risk of the relevant material causing infestation, infection or contamination or a change occurring in the identity of the material; or
- (b) its movement has been authorised by the Welsh Ministers.

(3) The importer of any relevant material to which this article applies, other than relevant material whose destination is elsewhere in the European Union, must give to the Welsh Ministers notice of the following particulars no later than five working days before the material is landed—

- (a) the name, address and location of the approved place of inspection or designated area of plant health control to which the relevant material is destined or, if not destined for an approved place of inspection or a designated area of plant health control, its intended point of entry into Wales;
- (b) the scheduled date and time of arrival of the relevant material at the place referred to in sub-paragraph (a);
- (c) if available, the individual serial number of any plant health movement document required by article 17(6)(a);
- (d) if available, the date and place at which that plant health movement document was drawn up;
- (e) the name, address and registration number of the importer; and
- (f) the reference number of the phytosanitary certificate or phytosanitary certificate for re-export required under article 7 to accompany the relevant material.

(4) The importer must notify the Welsh Ministers immediately of any changes to the particulars which the importer has given under paragraph (3).

(5) The notice must be given to the Welsh Ministers at the address given by the Welsh Ministers from time to time for the purposes of this article.

Approved places of inspection and requirements for plant health movement documents

Approved places of inspection

17.—(1) The Welsh Ministers may approve a place to which notifiable relevant material may be destined as a place at which plant health checks and identity checks may be carried out by an inspector in respect of that material.

(2) Caiff mewnforiwr neu berson arall sy'n gyfrifol am y man hwnnw wneud cais i Weinidogion Cymru am gymeradwyaeth o dan baragraff (1) ar y ffurf ac yn cynnwys yr wybodaeth a bennir gan Weinidogion Cymru.

(3) Chaniateir i gymeradwyaeth gael ei rhoi yn ddarostyngedig i amodau, gan gynnwys amodau sy'n ymwneud â storio'r deunydd perthnasol neu â nwyddau tramwy yr UE, a chaniateir ei thynnu yn ôl ar unrhyw adeg os nad yw Gweinidogion Cymru yn ystyried bellach bod y man y mae'r gymeradwyaeth yn ymwneud ag ef yn addas at y diben y rhoddwyd y gymeradwyaeth.

(4) Ni chaiff Gweinidogion Cymru gymeradwyo man fel man arolygu cymeradwy onid yw Comisiynwyr Cyllid a Thollau Ei Mawrhydi wedi cymeradwyo'r man i'w ddefnyddio fel cyfleuster storio dros dro.

(5) Yn yr erthygl hon—

- (a) ystyr “cyfleuster storio dros dro” yw cyfleuster storio dros dro o fewn yr ystyr a roddir i “temporary storage facility” yn Erthygl 148 o'r Cod Tollau;
- (b) ystyr “gwiriad adnabod” (“*identity check*”) yw archwiliad a gynhelir o dan erthygl 12(3).

Gofynion ar gyfer dogfennau symud iechyd planhigion

(6) Ni chaiff unrhyw berson symud dim o'r deunydd perthnasol hysbysadwy a ganlyn oni bai bod dogfen symud iechyd planhigion yn mynd gydag ef—

- (a) deunydd perthnasol hysbysadwy sy'n ddarostyngedig i gytundeb tramwy UE ac sy'n cael ei symud i'w ardal rheolaeth iechyd planhigion yng Nghymru;
- (b) deunydd perthnasol hysbysadwy sy'n ddarostyngedig i gytundeb y cyfeirir ato yn erthygl 12(4) ac sy'n cael ei symud o fewn Cymru neu o Gymru i unrhyw fan arall o fewn yr Undeb Ewropeaidd.

RHAN 3

Rheolaethau mewnol yr UE ar symud

Gwaharddiadau ar gyflwyno plâu planhigion a deunydd perthnasol o'r Undeb Ewropeaidd

18.—(1) Ni chaiff unrhyw berson gyflwyno dim o'r plâu planhigion a'r deunydd perthnasol a ganlyn i Gymru o ran arall o'r Undeb Ewropeaidd—

- (a) unrhyw bla planhigion o ddisgrifiad a bennir yn Atodlen 1;

(2) An application for approval under paragraph (1) may be made to the Welsh Ministers by an importer or other person responsible for that place in such form and containing such information as the Welsh Ministers may specify.

(3) An approval may be granted subject to conditions, including conditions relating to the storage of the relevant material or to EU transit goods, and may be withdrawn at any time if the Welsh Ministers no longer consider that the place to which the approval relates is suitable for the purpose for which the approval was given.

(4) The Welsh Ministers may only approve a place as an approved place of inspection if the place has been approved by the Commissioners for Her Majesty's Revenue and Customs for use as a temporary storage facility.

(5) In this article—

- (a) “temporary storage facility” (“*cyfleuster storio dros dro*”) means a temporary storage facility within the meaning of Article 148 of the Customs Code;
- (b) “identity check” (“*gwiriad adnabod*”) means an examination carried out under article 12(3).

Requirements for plant health movement documents

(6) No person may move any of the following notifiable relevant material unless it is accompanied by a plant health movement document—

- (a) notifiable relevant material which is subject to an EU transit agreement and is being moved to its area of plant health control in Wales;
- (b) notifiable relevant material which is subject to an agreement referred to in article 12(4) and is being moved within Wales or from Wales to any other place within the European Union.

PART 3

Internal EU controls on movement

Prohibitions on the introduction of plant pests and relevant material from the European Union

18.—(1) No person may introduce any of the following plant pests and relevant material into Wales from another part of the European Union—

- (a) any plant pest of a description specified in Schedule 1;

- (b) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Atodlen 2 sy'n cario neu wedi ei heintio â phla planhigion o ddisgrifiad a bennir mewn unrhyw gofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Atodlen 2;
- (c) unrhyw bla planhigion, er nad yw wedi ei bennu yn Atodlen 1 nac yng ngholofn 3 o Atodlen 2, nad yw'n bresennol ym Mhrydain Fawr fel arfer ac sy'n debygol o fod yn niweidiol i blanhigion ym Mhrydain Fawr;
- (d) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Atodlen 3 sy'n tarddu o drydedd wlad a bennir yn y cofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Atodlen 3;
- (e) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran A o Atodlen 4, oni bai y cydymffurfir â'r gofynion a bennir yn y cofnodion mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran A o Atodlen 4;
- (f) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran B o Atodlen 4, oni bai y cydymffurfir â'r gofynion a bennir yn y cofnodion mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran B o Atodlen 4;
- (g) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran C o Atodlen 4, oni bai y cydymffurfir â'r gofynion a bennir yn y cofnodion mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran C o Atodlen 4.

(2) Mae paragraff (1) yn gymwys i'r plâu planhigion a'r deunydd perthnasol penodedig pa un a ydynt yn tarddu o ran arall o'r Undeb Ewropeaidd neu o drydedd wlad.

(3) Ond nid yw paragraff (1) yn gymwys i unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran A neu C o Atodlen 4 y mae Rhan 2 yn gymwys iddi.

(4) Nid yw paragraff (1)(e) ac (f) yn gymwys i unrhyw ddeunydd perthnasol a waherddir rhag cael ei gyflwyno i Gymru o dan baragraff (1)(d).

(5) Ni chaiff unrhyw berson ddod â dim o'r tatws a ganlyn i Gymru oni bai y darperir hysbysiad ysgrifenedig am y materion y cyfeirir atynt ym mharagraff (6) i arolygydd o leiaf ddau ddiwrnod cyn y dyddiad y bwriedir iddynt gyrraedd—

(2) Paragraph (1) applies to the specified plant pests and relevant material whether they originate in another part of the European Union or a third country.

(3) But paragraph (1) does not apply to any relevant material of a description specified in column 2 of Part A or C of Schedule 4 to which Part 2 applies.

(4) Paragraph (1)(e) and (f) does not apply to any relevant material which is prohibited from being introduced into Wales under paragraph (1)(d).

(5) No person may bring any of the following potatoes into Wales unless written notification of the matters referred to in paragraph (6) is provided to an inspector at least two days prior to the intended date of their arrival—

- (a) tatws hadyd a dyfwyd neu yr amheuir eu bod wedi eu tyfu mewn Aelod-wladwriaeth arall neu yn y Swistir; neu
- (b) tatws, ac eithrio tatws hadyd, a dyfwyd neu yr amheuir eu bod wedi eu tyfu yng Ngwlad Pwyl, Portiwgal, Rwmania neu unrhyw ran o Sbaen sydd o fewn yr Undeb Ewropeaidd.

(6) Y materion yw—

- (a) yr amser a'r dyddiad y bwriedir iddynt gyrraedd;
- (b) y defnydd arfaethedig ohonynt;
- (c) eu cyrchfan arfaethedig;
- (d) eu hamrywogaeth a'u nifer; ac
- (e) rhif adnabod cynhyrhydd y tatws.

(7) Yn achos ffrwythau sitrws hysbysadwy, rhaid i'r person sy'n cyflwyno'r ffrwythau i'r Undeb Ewropeaidd drwy fan cyrraedd mewn rhan arall o'r Undeb Ewropeaidd ddarparu hysbysiad ysgrifenedig i Weinidogion Cymru yn y cyfeiriad penodedig, cyn iddynt gyrraedd y man cyrraedd hwnnw, am—

- (a) y dyddiad y disgwylir iddynt gael eu cyflwyno i'r Undeb Ewropeaidd;
- (b) eu man cyrraedd yn yr Undeb Ewropeaidd;
- (c) eu cyfaint;
- (d) rhifau adnabod eu cynwysyddion;
- (e) enwau, cyfeiriadau a lleoliadau'r mangreoedd yng Nghymru y maent i'w prosesu ynddynt.

(8) Mae paragraffau (1)(e), (f) ac (g) a (5) yn ddarostyngedig i erthygl 22.

(9) Yn yr erthygl hon—

ystyr “cyfeiriad penodedig” (“*specified address*”) yw'r cyfeiriad a roddir gan Weinidogion Cymru o bryd i'w gilydd at ddibenion paragraff (7);

ystyr “ffrwythau sitrws hysbysadwy” (“*notifiable citrus fruits*”) yw ffrwythau sitrws i'w prosesu sydd i'w cyflwyno i'r Undeb Ewropeaidd drwy fan cyrraedd mewn Aelod-wladwriaeth arall a'u prosesu'n sudd yng Nghymru.

Hysbysu am lanio planhigion penodol ar gyfer eu plannu

19.—(1) Rhaid i berson sy'n dod â'r planhigion a ganlyn i Gymru hysbysu arolygydd yn ysgrifenedig am y materion y cyfeirir atynt ym mharagraff (2) cyn y dyddiad y maent yn cyrraedd Cymru, neu'n ddim hwyrach na phedwar diwrnod ar ôl hynny—

- (a) seed potatoes grown or suspected to have been grown in another member State or in Switzerland; or
- (b) potatoes, other than seed potatoes, grown or suspected to have been grown in Poland, Portugal, Romania or any part of Spain which is within the European Union.

(6) The matters are—

- (a) the intended time and date of their arrival;
- (b) their intended use;
- (c) their intended destination;
- (d) their variety and quantity; and
- (e) the identification number of the producer of the potatoes.

(7) In the case of notifiable citrus fruits, the person who is introducing the fruits into the European Union via a point of entry in another part of the European Union must provide written notification to the Welsh Ministers at the specified address, prior to their arrival at that point of entry, of—

- (a) the expected date of their introduction into the European Union;
- (b) their point of entry into the European Union;
- (c) their volume;
- (d) the identification numbers of their containers;
- (e) the names, addresses and the locations of the premises in Wales at which they are to be processed.

(8) Paragraphs (1)(e), (f) and (g) and (5) are subject to article 22.

(9) In this article—

“notifiable citrus fruits” (“*ffrwythau sitrws hysbysadwy*”) means citrus fruits for processing which are to be introduced into the European Union via a point of entry in another member State and processed into juice in Wales;

“specified address” (“*cyfeiriad penodedig*”) means the address given by the Welsh Ministers from time to time for the purposes of paragraph (7).

Notification of the landing of certain plants for planting

19.—(1) A person who brings the following plants into Wales must notify an inspector in writing of the matters referred to in paragraph (2) prior to or no later than four days after the date of their arrival in Wales—

- (a) planhigion *Castanea* Mill., *Fraxinus* L., *Pinus* L., *Platanus* L., *Prunus* L., *Quercus* L. neu *Ulmus* L., a fwriedir ar gyfer eu plannu, a dyfwyd neu yr amheuir eu bod wedi eu tyfu mewn Aelod-wladwriaeth arall; neu
 - (b) planhigion *Castanea* Mill., *Fraxinus* L., *Pinus* L., *Platanus* L., *Prunus* L., *Quercus* L. neu *Ulmus* L., a fwriedir ar gyfer eu plannu, a dyfwyd neu yr amheuir eu bod wedi eu tyfu yn y Swistir ac nad yw gofynion erthygl 6 yn gymwys iddynt.
- (2) Y materion yw—
- (a) y dyddiad y bwriedir iddynt gyrraedd neu, os ydynt wedi cyrraedd Cymru, y dyddiad y gwnaethant gyrraedd Cymru gyntaf;
 - (b) eu cyrchfan arfaethedig, neu os ydynt wedi cyrraedd eu cyrchfan arfaethedig yng Nghymru, eu lleoliad presennol;
 - (c) eu genws, eu rhywogaeth a'u nifer;
 - (d) rhif adnabod cyflenwr y planhigion; ac
 - (e) y wlad y maent wedi eu traddodi ohoni, neu y maent i'w traddodi iddi.
- (3) Mae paragraff (1) yn ddarostyngedig i erthygl 22.

Atal plâu planhigion rhag lledaenu

20.—(1) Ni chaiff unrhyw berson gadw, storio, plannu, gwerthu na symud y canlynol yn fwriadol, na pheri na chaniatáu yn fwriadol i'r canlynol gael eu cadw, eu storio, eu plannu, eu gwerthu na'u symud—

- (a) unrhyw bla planhigion o ddisgrifiad a bennir yn Atodlen 1;
- (b) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Atodlen 2 sy'n cario neu wedi ei heintio â phla planhigion o ddisgrifiad a bennir mewn unrhyw gofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Atodlen 2;
- (c) unrhyw bla planhigion, er nad yw wedi ei bennu yn Atodlen 1 nac yng ngholofn 3 o Atodlen 2, nad yw'n bresennol ym Mhrydain Fawr fel arfer ac sy'n debygol o fod yn niweidiol i blanhigion ym Mhrydain Fawr;
- (d) unrhyw ddeunydd perthnasol a gyflwynwyd i Gymru gan dorri erthygl 5(1)(d), (e) neu (f) neu erthygl 18(1)(d), (e), (f) neu (g);

- (a) plants of *Castanea* Mill., *Fraxinus* L., *Pinus* L., *Platanus* L., *Prunus* L., *Quercus* L. or *Ulmus* L., intended for planting, which have been grown or are suspected to have been grown in another member State; or
 - (b) plants of *Castanea* Mill., *Fraxinus* L., *Pinus* L., *Platanus* L., *Prunus* L., *Quercus* L. or *Ulmus* L., intended for planting, which have been grown or are suspected to have been grown in Switzerland and to which the requirements of article 6 do not apply.
- (2) The matters are—
- (a) the intended date of their arrival or, if they have arrived in Wales, the date on which they first arrived in Wales;
 - (b) their intended destination, or if they have arrived at their intended destination in Wales, their current location;
 - (c) their genus, species and quantity;
 - (d) the identification number of the supplier of the plants; and
 - (e) the country from which they have been, or are to be, consigned.
- (3) Paragraph (1) is subject to article 22.

Prevention of the spread of plant pests

20.—(1) No person may knowingly keep, store, plant, sell or move or knowingly cause or permit to be kept, stored, planted, sold or moved—

- (a) any plant pest of a description specified in Schedule 1;
- (b) any relevant material of a description specified in column 2 of Schedule 2 which is carrying or infected with a plant pest of a description specified in any entry in respect of that description of relevant material in column 3 of Schedule 2;
- (c) any plant pest which, although not specified in Schedule 1 or in column 3 of Schedule 2, is not normally present in Great Britain and which is likely to be injurious to plants in Great Britain;
- (d) any relevant material introduced into Wales in contravention of article 5(1)(d), (e) or (f) or article 18(1)(d), (e), (f) or (g);

- (e) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran B o Atodlen 4 sy'n tarddu o Brydain Fawr, oni bai y cydymffurfir â'r gofynion a bennir yn y cofnodion mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran B o Atodlen 4;
- (f) unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Ran C o Atodlen 4 sy'n tarddu o Brydain Fawr, oni bai y cydymffurfir â'r gofynion a bennir yn y cofnodion mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o Ran C o Atodlen 4;
- (g) unrhyw ddeunydd perthnasol a gyflwynwyd i Gymru o Loegr neu o'r Alban a fyddai, pe bai wedi ei gyflwyno o drydedd wlad neu o ran arall o'r Undeb Ewropeaidd, wedi torri erthygl 5(1)(d), (e) neu (f) neu erthygl 18(1)(d), (e), (f) neu (g).

(2) Nid yw'r gwaharddiadau ym mharagraff (1) yn gymwys i unrhyw bla planhigion neu ddeunydd perthnasol y mae'n ofynnol ei gadw, ei storio neu ei symud gan gydymffurfio â gofyniad a osodir gan arolygydd o dan Ran 6 neu 7.

(3) Mae paragraff (1)(e) ac (f) yn ddarostyngedig i erthygl 22.

(4) Yn yr erthygl hon, mae "symud" ("*move*" a "*moved*") yn golygu symud neu waredu fel arall.

Y gofynion am basbortau planhigion

21.—(1) Ni chaiff unrhyw berson gyflwyno i Gymru, na symud o fewn Cymru, unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yn Rhan A o Atodlen 6 pan fo'n nwyddau tramwy yr UE neu'n tarddu o Gymru neu o rywle arall yn yr Undeb Ewropeaidd, oni bai bod pasbort planhigion yn mynd gyda'r deunydd perthnasol ac, os yw'n tarddu o Gymru, ei fod wedi bod yn destun arolygiad boddhaol yn y man cynhyrchu.

(2) Ni chaiff unrhyw berson gyflwyno i Gymru, na symud o fewn Cymru, unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yn Rhan B o Atodlen 6 pan fo'n nwyddau tramwy yr UE neu'n tarddu o Gymru neu o rywle arall yn yr Undeb Ewropeaidd, oni bai bod pasbort planhigion sy'n ddilys ar gyfer Cymru fel parth gwarchod yn mynd gyda'r deunydd perthnasol ac, os yw'n tarddu o Gymru, ei fod wedi bod yn destun arolygiad boddhaol yn y man cynhyrchu.

(3) Ni chaiff unrhyw berson symud o fewn Cymru unrhyw ddeunydd perthnasol sydd wedi ei ollwng o dan erthygl 12 ac sydd o ddisgrifiad a bennir yn Rhan A o Atodlen 6, oni bai bod pasbort planhigion yn mynd gydag ef.

- (e) any relevant material of a description specified in column 2 of Part B of Schedule 4 which originates in Great Britain, unless the requirements specified in the entries in respect of that description of relevant material in column 3 of Part B of Schedule 4 are complied with;
- (f) any relevant material of a description specified in column 2 of Part C of Schedule 4 which originates in Great Britain, unless the requirements specified in the entries in respect of that description of relevant material in column 3 of Part C of Schedule 4 are complied with;
- (g) any relevant material introduced into Wales from England or Scotland which, if it had been introduced from a third country or another part of the European Union, would have contravened article 5(1)(d), (e) or (f) or article 18(1)(d), (e), (f) or (g).

(2) The prohibitions in paragraph (1) do not apply to any plant pest or relevant material which is required to be kept, stored or moved in compliance with a requirement imposed by an inspector under Part 6 or 7.

(3) Paragraph (1)(e) and (f) is subject to article 22.

(4) In this article, "move" ("*symud*") means move or otherwise dispose of, and "moved" ("*symud*") is to be construed accordingly.

Requirements for plant passports

21.—(1) No person may introduce into, or move within, Wales any relevant material of a description specified in Part A of Schedule 6 where it comprises EU transit goods or originates in Wales or elsewhere in the European Union, unless the relevant material is accompanied by a plant passport and, if originating in Wales, has been the subject of a satisfactory inspection at the place of production.

(2) No person may introduce into, or move within, Wales any relevant material of a description specified in Part B of Schedule 6 where it comprises EU transit goods or originates in Wales or elsewhere in the European Union, unless the relevant material is accompanied by a plant passport which is valid for Wales as a protected zone and, if originating in Wales, has been the subject of a satisfactory inspection at the place of production.

(3) No person may move within Wales any relevant material which has been discharged under article 12 and which is of a description specified in Part A of Schedule 6, unless it is accompanied by a plant passport.

(4) Ni chaiff unrhyw berson symud o fewn Cymru unrhyw ddeunydd perthnasol sydd wedi ei ollwng o dan erthygl 12 ac sydd o ddisgrifiad a bennir yn Rhan B o Atodlen 6, oni bai bod pasbort planhigion sy'n ddilys ar gyfer Cymru fel parth gwarchod yn mynd gydag ef.

(5) Ni chaiff unrhyw berson draddodi o Gymru i ran arall o'r Undeb Ewropeaidd unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yn Rhan A o Atodlen 7, oni bai bod pasbort planhigion yn mynd gyda'r deunydd perthnasol.

(6) Ni chaiff unrhyw berson draddodi o Gymru i barth gwarchod mewn rhan arall o'r Undeb Ewropeaidd unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yn Rhan B o Atodlen 7, oni bai bod pasbort planhigion sy'n ddilys ar gyfer y parth gwarchod hwnnw yn mynd gyda'r deunydd perthnasol.

(7) Ni chaiff unrhyw berson symud o fewn Cymru na thraddodi o Gymru i barth gwarchod mewn rhan arall o'r Undeb Ewropeaidd a gydnabyddir fel parth gwarchod mewn perthynas â *Thaumetopoea processionea* L., unrhyw blanhigion, ac eithrio hadau, *Quercus* spp., ac eithrio *Quercus suber*, a fwriedir ar gyfer eu plannu, oni bai bod dogfennaeth swyddogol sy'n cadarnhau eu bod yn rhydd rhag *Thaumetopoea processionea* L. yn mynd gyda hwy.

(8) Nid yw'r gofynion ym mharagraffau (1) a (2) yn gymwys mewn perthynas â chyflwyno i Gymru ddeunydd perthnasol y mae Gweinidogion Cymru wedi cytuno, o dan gytundeb tramwy UE, i gynnal gwiriad iechyd planhigion mewn cysylltiad ag ef.

(9) Mae paragraffau (1), (2), (5) a (6) yn ddarostyngedig i erthygl 22.

(10) Mae paragraffau (2) a (4) yn ddarostyngedig i erthygl 23.

Eithriadau rhag gwaharddiadau a gofynion penodol

22.—(1) Nid yw'r darpariaethau a ganlyn yn gymwys i symiau bach o ddeunydd perthnasol, ac eithrio deunydd eithriedig, os yw'r deunydd perthnasol yn bodloni'r amodau ym mharagraff (2)—

- (a) erthygl 18(1)(e), (f) ac (g) a (5);
- (b) erthygl 19(1);
- (c) erthygl 20(1)(e) ac (f); a
- (d) erthygl 21(1), (2), (5) a (6).

(2) Yr amodau yw—

- (a) nad yw'r deunydd perthnasol yn dangos unrhyw arwyddion bod pla planhigion yn bresennol;

(4) No person may move within Wales any relevant material which has been discharged under article 12 and which is of a description specified in Part B of Schedule 6, unless it is accompanied by a plant passport which is valid for Wales as a protected zone.

(5) No person may consign from Wales to another part of the European Union any relevant material of a description specified in Part A of Schedule 7, unless the relevant material is accompanied by a plant passport.

(6) No person may consign from Wales to a protected zone in another part of the European Union any relevant material of a description specified in Part B of Schedule 7, unless the relevant material is accompanied by a plant passport which is valid for that protected zone.

(7) No person may move within Wales or consign from Wales to a protected zone in another part of the European Union which is recognised as a protected zone in relation to *Thaumetopoea processionea* L., any plants, other than seeds, of *Quercus* spp., other than *Quercus suber*, intended for planting, unless they are accompanied by official documentation confirming that they are free from *Thaumetopoea processionea* L.

(8) The requirements in paragraphs (1) and (2) do not apply in relation to the introduction into Wales of relevant material in respect of which the Welsh Ministers have agreed, under an EU transit agreement, to carry out a plant health check.

(9) Paragraphs (1), (2), (5) and (6) are subject to article 22.

(10) Paragraphs (2) and (4) are subject to article 23.

Exceptions from certain prohibitions and requirements

22.—(1) The following provisions do not apply to small quantities of relevant material, other than excluded material, if the relevant material meets the conditions in paragraph (2)—

- (a) article 18(1)(e), (f) and (g) and (5);
- (b) article 19(1);
- (c) article 20(1)(e) and (f); and
- (d) article 21(1), (2), (5) and (6).

(2) The conditions are that the relevant material—

- (a) does not show any signs of the presence of a plant pest;

- (b) na fwriedir i'r deunydd perthnasol gael ei ddefnyddio wrth fasnachu neu redeg busnes; ac
- (c) y bwriedir y deunydd perthnasol at ddefnydd aelwydydd.

(3) Nid yw'r gofynion yn erthygl 21(1) yn gymwys i blanhigion a fwriedir ar gyfer eu plannu, ac eithrio hadau, na allant ond tyfu mewn dŵr neu bridd sydd wedi ei drwytho â dŵr yn barhaol, sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 5 o Benderfyniad 2012/697/EU ac nad ydynt ond yn cael eu symud o fewn yr ardal honno.

(4) Mae'r gofynion yn erthygl 21(1) a (5) a fyddai'n gymwys yn rhinwedd paragraffau 16 a 17 o Ran A o Atodlenni 6 a 7 i blanhigion cynhaliol *Xylella* o fewn ystyr Erthygl 1(b) o Benderfyniad (EU) 2015/789 ac i blanhigion tarddiol cyn-sylfaenol a deunydd cyn-sylfaenol y cyfeirir atynt yn Erthygl 9(9) o'r Penderfyniad hwnnw yn anghymwys pan fo'r planhigion yn cael eu symud gan berson sy'n gweithredu at ddibenion y tu allan i fasnach, busnes neu broffesiwn y person, a'r person yn eu caffael at ddefnydd personol.

(5) Caiff Gweinidogion Cymru eithrio symud deunydd perthnasol sy'n tarddu o Brydain Fawr o'r gwaharddiad ar symud yn erthygl 21(1) neu (2) os yw Gweinidogion Cymru wedi eu bodloni—

- (a) bod y symudiad yn cael ei wneud yn lleol gan gynhyrchwyr neu broseswyr bach y bwriedir y broses gyfan o gynhyrchu a gwerthu deunydd o'r fath ar gyfer defnyddio'r deunydd yn y pen draw gan bersonau yn y farchnad leol nad ydynt yn ymwneud yn broffesiynol â chynhyrchu planhigion; a
- (b) nad oes unrhyw risg y bydd y plâu planhigion yn lledaenu neu'n cael eu lledaenu o ganlyniad i'r symudiad hwnnw.

(6) Ym mharagraff (1), ystyr “deunydd eithriedig” (“*excluded material*”) yw unrhyw un neu ragor o'r deunydd a ganlyn—

- (a) planhigion *Castanea* Mill. a fwriedir ar gyfer eu plannu;
- (b) planhigion *Fraxinus* L. a fwriedir ar gyfer eu plannu;
- (c) planhigion, ac eithrio hadau, *Platanus* L, a fwriedir ar gyfer eu plannu.

Dilysrwydd pasbortau planhigion ar gyfer Cymru

23.—(1) Mae'r erthygl hon yn gymwys i ddeunydd perthnasol o ddisgrifiad a bennir yn Rhan B o Atodlen 6 a symudir o fan yng Nghymru, neu drwy Gymru, i leoliad y tu allan i Gymru.

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

(3) The requirements in article 21(1) do not apply to plants intended for planting, other than seeds, which can only grow in water or soil that is permanently saturated with water, which originate in an area established in accordance with Article 5 of Decision 2012/697/EU and which are only being moved within that area.

(4) The requirements in article 21(1) and (5) which would apply by virtue of paragraphs 16 and 17 of Part A of Schedules 6 and 7 to *Xylella* host plants within the meaning of Article 1(b) of Decision (EU) 2015/789 and to pre-basic mother plants and pre-basic material referred to in Article 9(9) of that Decision do not apply where the plants are being moved by a person acting for purposes outside the person's trade, business or profession and the person is acquiring them for personal use.

(5) The Welsh Ministers may exempt from the prohibition on movement in article 21(1) or (2) the movement of relevant material which originates in Great Britain if the Welsh Ministers are satisfied that—

- (a) the movement is made locally by small producers or processors whose entire production and sale of such material is intended for final usage by persons on the local market who are not professionally involved in plant production; and
- (b) there is no risk of plant pests spreading or being spread as a result of that movement.

(6) In paragraph (1), “*excluded material*” (“*deunydd eithriedig*”) means any of the following material—

- (a) plants of *Castanea* Mill. intended for planting;
- (b) plants of *Fraxinus* L. intended for planting;
- (c) plants, other than seeds, of *Platanus* L. intended for planting.

Validity of plant passports for Wales

23.—(1) This article applies to relevant material of a description specified in Part B of Schedule 6 which is moved from a place in Wales, or through Wales, to a destination outside Wales.

(2) Nid yw'r gofynion yn erthygl 21(2) a (4) yn gymwys os yw—

- (a) y deunydd perthnasol yn tarddu o Brydain Fawr; neu
- (b) dogfen o fath a ddefnyddir fel arfer at ddibenion masnach, sy'n ardstyio bod y deunydd yn tarddu y tu allan i Gymru a'i fod yn tramwyo i gyrchfan derfynol y tu allan i Gymru a bod yr amodau ym mharagraff (3) wedi eu bodloni, yn mynd gyda'r deunydd perthnasol wrth iddo dramwyo drwy Gymru.

(3) Yr amodau yw—

- (a) bod y deunydd pecynnu y caiff y deunydd perthnasol ei gludo ynddo ac unrhyw gerbyd a ddefnyddir i gludo'r deunydd yn rhydd rhag pridd a malurion planhigion ac unrhyw bla planhigion perthnasol y mae Cymru yn barth gwarchod mewn perthynas ag ef;
- (b) y cafodd y deunydd ei selio yn union ar ôl ei becynnu neu, pan fo hynny'n briodol, ar ôl ei lwytho, a'i fod yn parhau i fod wedi ei selio wrth i'r deunydd dramwyo drwy Gymru; ac
- (c) bod natur neu wneuthuriad y deunydd pecynnu y caiff y deunydd ei gludo ynddo ac unrhyw gerbyd a ddefnyddir i gludo'r deunydd yn ddigonol i sicrhau nad oes unrhyw risg bod unrhyw bla planhigion perthnasol a allai fod yn bresennol yn y deunydd perthnasol neu arno yn dianc.

Darpariaethau cyffredinol sy'n ymwneud â phasbortau planhigion

24.—(1) Mae unrhyw newid neu ddilead mewn pasbort planhigion yn gwneud y pasbort planhigion yn annilys yn awtomatig, oni bai bod y newid neu'r dilead yn cael ei ardstyio gan swyddog awdurdodedig neu'r masnachwr planhigion a awdurdodwyd o dan erthygl 29 i ddyroddi'r pasbort planhigion, yn y naill achos a'r llall drwy roi ei flaenlythrennau â llaw wrth y newid neu'r dilead.

(2) Nid yw pasbort planhigion sy'n ymwneud ag unrhyw ddeunydd perthnasol ond i'w drin fel ei fod yn mynd gyda'r deunydd perthnasol os yw swyddog awdurdodedig, y masnachwr planhigion a awdurdodwyd i'w ddyroddi neu arolygydd yn rhoi'r pasbort planhigion ynghlwm wrth y deunydd perthnasol.

(3) Pan fo pasbort planhigion ar ffurf label swyddogol a bod y masnachwr planhigion sydd wedi ei awdurdodi i ddyroddi'r pasbort planhigion i'w roi ynghlwm, rhaid i'r masnachwr planhigion ei roi ynghlwm mewn modd sy'n golygu na ellir ei aildefnyddio.

(2) The requirements in article 21(2) and (4) do not apply if the relevant material—

- (a) originates in Great Britain; or
- (b) is accompanied during its transit through Wales by a document of a type normally used for trade purposes which certifies that the material originates outside Wales and is in transit to a final destination outside Wales and the conditions in paragraph (3) are met.

(3) The conditions are that—

- (a) the packaging in which the relevant material is transported and any vehicle which is used to transport the material is free from soil and plant debris and any relevant plant pest in relation to which Wales is a protected zone;
- (b) the material was sealed immediately after packaging or, where appropriate, after loading, and remains sealed during the transit of the material through Wales; and
- (c) the nature or construction of the packaging in which the material is transported and any vehicle which is used to transport the material are sufficient to ensure that there is no risk of any relevant plant pest which may be present in or on the relevant material escaping.

General provisions relating to plant passports

24.—(1) Any alteration or erasure in a plant passport automatically invalidates the plant passport unless the alteration or erasure is certified by an authorised officer or the plant trader authorised under article 29 to issue the plant passport, in either case by initialling the alteration or erasure by hand.

(2) A plant passport relating to any relevant material is to be treated as accompanying that relevant material only if the plant passport is affixed to the relevant material, its packaging or the vehicle transporting it by an authorised officer, by the plant trader authorised to issue it or by an inspector.

(3) Where a plant passport comprises an official label and is to be affixed by the plant trader who is authorised to issue the plant passport, the plant trader must affix it in such a way that it cannot be re-used.

(4) Ni chaiff person ond dyroddi pasbort planhigion amnewid yn lle pasbort planhigion a ddyroddwyd mewn cysylltiad â llwyth os yw—

- (a) y llwyth wedi ei rannu, y llwyth neu ran o'r llwyth wedi ei gyfuno â llwyth arall neu statws iechyd planhigion y llwyth wedi ei newid; a
- (b) y person wedi ei fodloni y gellir adnabod y deunydd perthnasol y bydd y pasbort planhigion amnewid yn ymwneud ag ef a'i fod yn rhydd rhag unrhyw risg o heigiad gan bla planhigion o ddisgrifiad a bennir yn Atodlen 1 neu yng ngholofn 3 o Atodlen 2.

(5) Rhaid i basbort planhigion neu ddogfen swyddogol sy'n mynd gydag unrhyw ddeunydd perthnasol yn unol ag erthygl 21 gael ei gadw neu ei chadw gan y person sy'n ddefnyddiwr terfynol i'r deunydd perthnasol neu sy'n defnyddio'r deunydd perthnasol wrth fasnachu neu gynnal busnes.

RHAN 4

Cofrestru masnachwyr planhigion ac awdurdod i ddyroddi pasbortau planhigion

Cofrestr o fasnachwyr planhigion

25.—(1) Rhaid i Weinidogion Cymru gynnal cofrestr sy'n rhestru'r manylion a ganlyn mewn perthynas â phob masnachwr planhigion sy'n bodloni gofynion y Rhan hon—

- (a) enw'r masnachwr planhigion;
- (b) enw unrhyw berson arall sy'n gyfrifol am wneud y cais ar gyfer y masnachwr planhigion o dan erthygl 27;
- (c) enw masnachu'r masnachwr planhigion, os yw'n wahanol i enw'r masnachwr planhigion;
- (d) manylion y gweithgareddau y mae'r Gorchymyn hwn yn gymwys iddynt ac y mae'r masnachwr planhigion yn ymgymryd â hwy neu'n bwriadu ymgymryd â hwy;
- (e) cyfeiriad pob mangre y mae'r masnachwr planhigion yn ymgymryd â'r gweithgareddau hynny ynddi neu'n bwriadu ymgymryd â'r gweithgareddau hynny ynddi; ac
- (f) rhif cofrestru unigryw i'r masnachwr planhigion.

(2) Rhaid i'r gofrestr fod yn agored i'w harolygu gan y Comisiwn Ewropeaidd.

(4) A person may only issue a replacement plant passport to replace a plant passport issued in respect of a consignment if—

- (a) the consignment has been divided up, the consignment or part of the consignment has been combined with another consignment or the plant health status of the consignment has been changed; and
- (b) the person is satisfied that the relevant material to which the replacement plant passport will relate can be identified and is free from any risk of infestation by a plant pest of a description specified in Schedule 1 or in column 3 of Schedule 2.

(5) A plant passport or official documentation which accompanies any relevant material in accordance with article 21 must be retained by the person who is the final user of the relevant material or who uses the relevant material in the course of a trade or business.

PART 4

Registration of plant traders and authority to issue plant passports

Register of plant traders

25.—(1) The Welsh Ministers must maintain a register listing the following particulars in relation to each plant trader who meets the requirements of this Part—

- (a) the name of the plant trader;
- (b) the name of any other person responsible for making the application for the plant trader under article 27;
- (c) the trading name of the plant trader, if different from the name of the plant trader;
- (d) details of the activities to which this Order applies and which the plant trader engages in or intends to engage in;
- (e) the address of each premises at which the plant trader engages in or intends to engage in those activities; and
- (f) a registration number unique to the plant trader.

(2) The register must be open to inspection by the European Commission.

Rhwymedigaeth i gofrestru

26.—(1) Ni chaiff unrhyw fasnachwr planhigion ymgymryd ag unrhyw weithgaredd y mae'r Gorchymyn hwn yn gymwys iddo mewn unrhyw fangre oni bai bod y masnachwr planhigion wedi ei gofrestru mewn cysylltiad â'r gweithgaredd yn y fangre honno.

(2) Ond nid oes angen i fasnachwr planhigion fod yn gofrestredig mewn cysylltiad ag unrhyw weithgaredd y mae'r Gorchymyn hwn yn gymwys iddo os yw—

- (a) y masnachwr planhigion yn gynhyrchydd; a
- (b) y cyfan o'r deunydd perthnasol y mae'r masnachwr planhigion yn ei gynhyrchu a'i werthu wedi ei fwriadu i'w ddefnyddio yn y pen draw gan bersonau yn y farchnad leol nad ydynt yn ymwneud â chynhyrchu planhigion wrth fasnachu neu gynnal busnes.

Gofynion cofrestru

27.—(1) Rhaid i gais am gofrestriad—

- (a) cael ei wneud yn ysgrifenedig i Weinidogion Cymru; a
- (b) bod ar ffurf a chynnwys yr wybodaeth y caiff Gweinidogion Cymru eu gwneud yn rhesymol ofynnol at ddiben ystyried y cais.

(2) Rhaid i fasnachwr planhigion hysbysu Gweinidogion Cymru yn ysgrifenedig ar unwaith os ceir—

- (a) cyn bod y masnachwr planhigion wedi ei gofrestru, unrhyw newid yn amgylchiadau'r masnachwr planhigion a gofnodir yng nghais y masnachwr planhigion am gofrestriad; neu
- (b) unrhyw newid yn y manylion a restrir yn y gofrestr mewn perthynas â'r masnachwr planhigion.

(3) Ni chaiff Gweinidogion Cymru ond cofrestru masnachwr planhigion mewn cysylltiad â gweithgaredd neu fangre os yw Gweinidogion Cymru wedi eu bodloni bod y masnachwr planhigion yn gallu cydymffurfio â'r amodau yn erthygl 28(1) ac yn fodlon gwneud hynny.

(4) Rhaid i Weinidogion Cymru hysbysu masnachwr planhigion pan fydd y masnachwr planhigion wedi ei gofrestru.

Amodau ar gyfer parhau i fod yn gofrestredig fel masnachwr planhigion ac amodau eraill sy'n gysylltiedig â masnach

28.—(1) Rhaid i fasnachwr planhigion cofrestredig—

Obligation to register

26.—(1) No plant trader may engage in any activity to which this Order applies at any premises unless the plant trader is registered in respect of the activity at those premises.

(2) But a plant trader need not be registered in respect of any activity to which this Order applies if—

- (a) the plant trader is a producer; and
- (b) all of the relevant material which the plant trader produces and sells is intended for final use by persons on the local market who are not involved in plant production in the course of a trade or business.

Registration requirements

27.—(1) An application for registration must—

- (a) be made in writing to the Welsh Ministers; and
- (b) be in such form and contain such information as the Welsh Ministers may reasonably require for the purpose of considering the application.

(2) A plant trader must immediately notify the Welsh Ministers in writing if—

- (a) before the plant trader has been registered, there is any change in the circumstances of the plant trader recorded in the plant trader's application for registration; or
- (b) there is any change in the particulars listed in the register in relation to the plant trader.

(3) The Welsh Ministers may only register a plant trader in respect of an activity or premises if the Welsh Ministers are satisfied that the plant trader is able and willing to comply with the conditions in article 28(1).

(4) The Welsh Ministers must notify a plant trader when the plant trader has been registered.

Conditions for maintaining registration as a plant trader and other trade-related conditions

28.—(1) A registered plant trader must—

- (a) cadw cynllun cywir o bob un o fangreoedd cofrestredig y masnachwr planhigion;
- (b) cadw cofnod o'r holl ddeunydd perthnasol—
 - (i) a brynir gan y masnachwr planhigion;
 - (ii) a ddygir i unrhyw un neu ragor o fangreoedd cofrestredig y masnachwr planhigion at ddiben storio, plannu neu gynhyrchu'r deunydd yn y fangre honno; neu
 - (iii) a gynhyrchir yn unrhyw un neu ragor o fangreoedd cofrestredig y masnachwr planhigion, neu a anfonir ohonynt;
- (c) cadw pob dogfen y mae'r masnachwr planhigion wedi ei chreu neu wedi ei chael ac sy'n ymwneud â'r cofnodion y cyfeirir atynt yn is-baragraff (b) am o leiaf un flwyddyn o'r dyddiad y creodd neu y cafodd y masnachwr planhigion hi;
- (d) dynodi unigolyn (pa un ai'r masnachwr planhigion neu berson arall) sy'n dechnegol brofiadol mewn perthynas â'r gweithgareddau cofrestredig a'r materion iechyd planhigion cysylltiedig sy'n effeithio ar y fangre gofrestrdedig ac sydd ar gael i gydgyssylltu â Gweinidogion Cymru mewn perthynas â materion sy'n codi o dan y Gorchymyn hwn;
- (e) archwilio pob un o'r mangreoedd cofrestredig a'r deunydd perthnasol yn y mangreoedd hynny ar yr adegau ac yn y modd a bennir mewn unrhyw ganllawiau a ddyroddir gan Weinidogion Cymru o bryd i'w gilydd;
- (f) gwneud datganiad bod y masnachwr planhigion yn gallu cydymffurfio â'r amodau a bennir yn is-baragraffau (a) i (e) ar unrhyw adeg ac ar unrhyw ffurf sy'n ofynnol gan Weinidogion Cymru ac yn fodlon gwneud hynny; ac
- (g) cydymffurfio ag unrhyw amodau eraill a bennir gan Weinidogion Cymru y mae Gweinidogion Cymru yn ystyried eu bod yn angenrheidiol at ddiben asesu presenoldeb neu ledaeniad unrhyw bla planhigion yn unrhyw un neu ragor o fangreoedd cofrestredig y masnachwr planhigion oherwydd cyflwr y fangre honno neu'r mangreoedd hynny.

(2) Os yw Gweinidogion Cymru wedi eu bodloni bod masnachwr planhigion cofrestredig wedi methu â chydymffurfio ag unrhyw un neu ragor o'r amodau a bennir ym mharagraff (1), caiff Gweinidogion Cymru atal cofrestrriad y masnachwr planhigion dros dro hyd nes y bydd Gweinidogion Cymru wedi eu bodloni bod y masnachwr planhigion yn gallu cydymffurfio â'r amodau hynny ac yn fodlon gwneud hynny.

(2) If the Welsh Ministers are satisfied that a registered plant trader has failed to comply with any of the conditions specified in paragraph (1), the Welsh Ministers may suspend the plant trader's registration until the Welsh Ministers are satisfied that the plant trader is able and willing to comply with those conditions.

(3) Rhaid i weithredwr proffesiynol sy'n cyflenwi planhigion penodedig *Xylella*, neu y'u cyflenwir hwy iddo—

- (a) cadw cofnod o bob lot o'r planhigion a gyflenwyd gan y gweithredwr proffesiynol ac enw'r gweithredwr proffesiynol y cyflenwyd y lot iddo am dair blynedd o'r dyddiad y'i cyflenwyd;
- (b) cadw cofnod o bob lot o'r planhigion a gafwyd gan y gweithredwr proffesiynol ac enw'r gweithredwr proffesiynol a gyflenwodd y lot am dair blynedd o'r dyddiad y'i cafwyd; ac
- (c) yn union ar ôl anfon neu gael unrhyw lot o'r fath, hysbysu Gweinidogion Cymru yn ysgrifenedig am y manylion a bennir yn Erthygl 10(4) o Benderfyniad (EU) 2015/789 mewn cysylltiad â'r lot honno.

(4) Ym mharagraff (3)—

- (a) mae i "gweithredwr proffesiynol" yr ystyr a roddir i "professional operator" yn Erthygl 1(d) o Benderfyniad (EU) 2015/789;
- (b) ystyr "planhigion penodedig *Xylella*" ("*Xylella specified plants*") yw—
 - (i) planhigion penodedig o fewn ystyr Erthygl 1(b) o Benderfyniad (EU) 2015/789 sydd wedi eu tyfu am o leiaf ran o'u bywyd mewn ardal a sefydlwyd yn unol ag Erthygl 4 o'r Penderfyniad hwnnw, neu wedi eu symud drwy ardal o'r fath;
 - (ii) planhigion, ac eithrio hadau, *Coffea*, *Lavandula dentata* L., *Nerium oleander* L., *Olea europaea* L., *Polygala myrtifolia* L. neu *Prunus dulcis* (Mill.) D.A. Webb, a fwriedir ar gyfer eu plannu, nad ydynt erioed wedi eu tyfu mewn ardal a sefydlwyd yn unol ag Erthygl 4 o Benderfyniad (EU) 2015/789.

Awdurdod i ddyroddi pasbortau planhigion

29.—(1) Rhaid i fasnachwr planhigion cofrestredig sy'n dymuno dyroddi pasbortau planhigion mewn perthynas â deunydd perthnasol sydd i'w symud o unrhyw fangre yng Nghymru wneud cais ysgrifenedig i Weiniogion Cymru am yr awdurdod i wneud hynny.

(2) Rhaid i'r ceisydd ddarparu i Weiniogion Cymru unrhyw fanylion sy'n rhesymol ofynnol gan Weiniogion Cymru ynglŷn â'r deunydd perthnasol.

(3) A professional operator who supplies or is supplied *Xylella* specified plants must—

- (a) keep a record of each lot of the plants supplied by the professional operator and the name of the professional operator to whom the lot was supplied for three years from the date on which it was supplied;
- (b) keep a record of each lot of the plants received by the professional operator and the name of the professional operator who supplied the lot for three years from the date on which it was received; and
- (c) immediately following the dispatch or receipt of any such lot, notify the Welsh Ministers in writing of the details specified in Article 10(4) of Decision (EU) 2015/789 in respect of that lot.

(4) In paragraph (3)—

- (a) "professional operator" ("*gweithredwr proffesiynol*") has the meaning given in Article 1(d) of Decision (EU) 2015/789;
- (b) "*Xylella* specified plants" ("*planhigion penodedig Xylella*") means—
 - (i) specified plants within the meaning of Article 1(b) of Decision (EU) 2015/789 which have been grown for at least part of their life in, or have been moved through, an area established in accordance with Article 4 of that Decision;
 - (ii) plants, other than seeds, intended for planting, of *Coffea*, *Lavandula dentata* L., *Nerium oleander* L., *Olea europaea* L., *Polygala myrtifolia* L. or *Prunus dulcis* (Mill.) D.A. Webb which have never been grown in an area established in accordance with Article 4 of Decision (EU) 2015/789.

Authority to issue plant passports

29.—(1) A registered plant trader who wishes to issue plant passports in relation to relevant material which is to be moved from any premises in Wales must apply in writing to the Welsh Ministers for the authority to do so.

(2) The applicant must provide the Welsh Ministers with any details which the Welsh Ministers reasonably require about the relevant material.

(3) Caiff Gweinidogion Cymru gynnal unrhyw archwiliad o'r deunydd perthnasol a'r fangre y mae'r deunydd i'w symud ohoni y mae Gweinidogion Cymru yn ystyried ei fod yn angenrheidiol mewn perthynas â'r cais.

(4) Ni chaiff Gweinidogion Cymru ond rhoi awdurdodiad i ddyroddi pasbortau planhigion os yw Gweinidogion Cymru, ar ôl rhoi sylw i unrhyw archwiliad o'r deunydd perthnasol a'r fangre sy'n destun y cais, wedi eu bodloni—

- (a) bod y fangre a'r deunydd perthnasol yn rhydd rhag unrhyw blâu planhigion perthnasol; a
- (b) pan bennir unrhyw ofynion o dan y Gorchymyn hwn mewn perthynas â'r deunydd perthnasol, y cydymffurfwyd â'r gofynion hynny.

(5) Rhaid i awdurdodiad i ddyroddi pasbortau planhigion a roddir gan Weinidogion Cymru gael ei roi yn ysgrifenedig a chaniateir ei roi yn ddarostyngedig i unrhyw amodau y mae Gweinidogion Cymru yn ystyried eu bod yn briodol er mwyn sicrhau y cydymffurfir ag unrhyw ofynion perthnasol o dan y Gorchymyn hwn mewn perthynas â'r deunydd perthnasol, gan gynnwys y tiriogaethau y bydd y pasbortau planhigion sydd i'w dyroddi yn ddilys ar eu cyfer.

(6) Caiff Gweinidogion Cymru atal dros dro weithredu awdurdodiad i ddyroddi pasbortau planhigion yn gyfan gwbl neu mewn perthynas â mangre benodedig neu ddeunydd perthnasol penodedig os nad yw Gweinidogion Cymru, ar ôl rhoi sylw i unrhyw archwiliad o fangre'r masnachwr planhigion cofrestredig ac unrhyw ddeunydd perthnasol yno, wedi eu bodloni—

- (a) bod y fangre neu'r deunydd perthnasol yn rhydd rhag unrhyw blâu planhigion perthnasol; a
- (b) pan bennir unrhyw ofynion o dan y Gorchymyn hwn mewn perthynas â'r deunydd perthnasol, y cydymffurfwyd â'r gofynion hynny.

(7) Caiff Gweinidogion Cymru atal dros dro weithredu awdurdodiad i ddyroddi pasbortau planhigion, neu amrywio awdurdodiad, i'r graddau y mae Gweinidogion Cymru yn ystyried bod hynny'n angenrheidiol, os ydynt wedi eu bodloni bod y masnachwr planhigion cofrestredig wedi methu ag—

- (a) hysbysu Gweinidogion Cymru yn unol ag erthygl 27(2) am unrhyw newid yn y manylion a gofrestrwyd mewn perthynas â'r masnachwr planhigion;
- (b) cydymffurfio ag unrhyw un neu ragor o'r amodau a bennir yn erthygl 28(1);

(3) The Welsh Ministers may carry out any examination of the relevant material and the premises from which the material is to be moved which the Welsh Ministers consider necessary in relation to the application.

(4) The Welsh Ministers may only grant an authorisation to issue plant passports if, having regard to any examination of the relevant material and premises which are the subject of the application, the Welsh Ministers are satisfied—

- (a) that the premises and the relevant material are free from any relevant plant pests; and
- (b) where any requirements are specified under this Order in relation to the relevant material, those requirements have been complied with.

(5) An authorisation to issue plant passports granted by the Welsh Ministers must be given in writing and may be granted subject to such conditions as the Welsh Ministers consider appropriate to ensure that any relevant requirements under this Order are complied with in relation to the relevant material, including the territories for which the plant passports to be issued will be valid.

(6) The Welsh Ministers may suspend the operation of an authorisation to issue plant passports entirely or in relation to specified premises or specified relevant material if, having regard to any examination of the premises of the registered plant trader and any relevant material there, the Welsh Ministers are not satisfied—

- (a) that the premises or the relevant material are free from any relevant plant pests; and
- (b) where any requirements are specified under this Order in relation to the relevant material, that those requirements have been complied with.

(7) The Welsh Ministers may suspend the operation of, or vary an authorisation to issue plant passports, to the extent that the Welsh Ministers consider necessary if satisfied that the registered plant trader has failed to—

- (a) notify the Welsh Ministers in accordance with article 27(2) of any change in the particulars registered in relation to the plant trader;
- (b) comply with any of the conditions specified in article 28(1);

- (c) cydymffurfio ag unrhyw amodau yn yr awdurdodiad a roddwyd o dan baragraff (5); neu
- (d) cydymffurfio â gofyniad mewn hysbysiad a gyflwynwyd i'r masnachwr planhigion o dan erthygl 32.

(8) Yn yr erthygl hon ystyr “pla planhigion perthnasol” (“*relevant plant pest*”) yw—

- (a) pla planhigion o ddisgrifiad a bennir yn Atodlen 1; neu
- (b) mewn perthynas ag unrhyw ddeunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Atodlen 2, pla planhigion o ddisgrifiad a bennir mewn unrhyw gofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o'r Atodlen honno sy'n bresennol ar y deunydd perthnasol.

- (c) comply with any conditions in the authorisation granted under paragraph (5); or
- (d) comply with a requirement in a notice served on the plant trader under article 32.

(8) In this article “relevant plant pest” (“*pla planhigion perthnasol*”) means—

- (a) a plant pest of a description specified in Schedule 1; or
- (b) in relation to any relevant material of a description specified in column 2 of Schedule 2, a plant pest of a description specified in any entry in respect of that description of relevant material in column 3 of that Schedule which is present on the relevant material.

RHAN 5

Masnach â'r Swistir a phasbortau planhigion y Swistir

Eithriadau i'r gofynion yn erthyglau 6, 7 a 10

30.—(1) Nid yw'r gofynion yn erthygl 7 i dystysgrif ffytoiechydol fynd gyda deunydd perthnasol penodol yn gymwys i unrhyw ddeunydd perthnasol sydd o ddisgrifiad a bennir yn Rhan B, ond nid Rhan A, o Atodlen 8 ac a gyflwynir i Gymru o'r Swistir.

(2) Yn achos unrhyw ddeunydd perthnasol sydd o ddisgrifiad a bennir yn Rhan A o Atodlen 8 ac sy'n cael ei draddodi'n uniongyrchol o'r Swistir i Gymru, mae unrhyw ofynion yn erthygl 7 fod dystysgrif ffytoiechydol yn mynd gyda'r deunydd perthnasol wedi eu bodloni os yw pasbort planhigion y Swistir yn mynd gyda'r deunydd.

(3) Nid yw'r gofynion yn erthyglau 6 a 10 yn gymwys i unrhyw ddeunydd perthnasol—

- (a) sydd o ddisgrifiad a bennir yn Rhan B, ond nid yn Rhan A, o Atodlen 8 ac a gyflwynir i Gymru o'r Swistir; neu
- (b) y mae pasbort planhigion y Swistir yn mynd gydag ef yn unol â pharagraff (2).

(4) Yn achos unrhyw ddeunydd perthnasol sydd o ddisgrifiad a bennir yn Rhan A o Atodlen 8 ac sy'n cael ei gyflwyno i Gymru o'r Swistir drwy ran arall o'r Undeb Ewropeaidd, mae unrhyw ofyniad yn Rhan 3 fod pasbort planhigion yn mynd gyda'r deunydd perthnasol wedi ei fodloni os yw pasbort planhigion y Swistir yn mynd gyda'r deunydd.

PART 5

Swiss trade and Swiss plant passports

Exceptions to the requirements in articles 6, 7 and 10

30.—(1) The requirements in article 7 for certain relevant material to be accompanied by a phytosanitary certificate do not apply to any relevant material which is of a description specified in Part B, but not Part A, of Schedule 8 and which is introduced into Wales from Switzerland.

(2) In the case of any relevant material which is of a description specified in Part A of Schedule 8 and which is consigned directly from Switzerland to Wales, any requirements in article 7 for the relevant material to be accompanied by a phytosanitary certificate are satisfied if the material is accompanied by a Swiss plant passport.

(3) The requirements in articles 6 and 10 do not apply to any relevant material which is—

- (a) of a description specified in Part B, but not in Part A, of Schedule 8 and which is introduced into Wales from Switzerland; or
- (b) accompanied by a Swiss plant passport pursuant to paragraph (2).

(4) In the case of any relevant material which is of a description specified in Part A of Schedule 8 and which is introduced into Wales from Switzerland via another part of the European Union, any requirement in Part 3 for the relevant material to be accompanied by a plant passport is satisfied if the material is accompanied by a Swiss plant passport.

RHAN 6

Mesurau i reoli glanio deunydd perthnasol ac atal plâu planhigion rhag lledaenu

Archwilio, cymryd samplau a marcio

31.—(1) Caiff arolygydd fynd i unrhyw fangre ar bob adeg resymol at ddiben—

- (a) canfod presenoldeb neu ddosbarthiad pla planhigion yn y fangre;
- (b) gwirio a gydymffurfiwyd ag unrhyw ddarpariaeth yn y Gorchymyn hwn;
- (c) cynnal archwiliad o fangre masnachwr planhigion (gan gynnwys deunydd perthnasol, dogfennau neu gofnodion yn y fangre) mewn cysylltiad ag awdurdodiad neu gais am awdurdodiad y masnachwr planhigion i ddyroddi pasbortau planhigion o dan erthygl 29;
- (d) gorfodi darpariaethau'r Gorchymyn hwn fel arall.

(2) Rhaid i arolygydd sy'n gweithredu o dan baragraff (1) ddangos tystiolaeth o'i awdurdod i weithredu, os gofynnir iddo wneud hynny.

(3) Nid yw paragraff (1) yn gymwys mewn perthynas ag unrhyw fangre a ddefnyddir yn llwyr neu'n bennaf fel annedd breifat, oni bai bod rhybudd o 24 awr wedi ei roi i'r meddiannydd.

(4) Nid yw paragraff (1) yn effeithio ar unrhyw hawl mynediad a roddir drwy warant a ddyroddir gan ynad heddwch.

(5) Caiff arolygydd sy'n mynd i fangre at ddiben a bennir ym mharagraff (1) neu o dan warant a ddyroddir gan ynad heddwch—

- (a) archwilio, marcio neu dynnu ffotograff o unrhyw ran o'r fangre neu unrhyw wrthrych yn y fangre;
- (b) cymryd samplau o unrhyw bla planhigion neu ddeunydd perthnasol, neu o unrhyw gynhwysydd neu becyn, neu o unrhyw ddeunydd sydd wedi bod, neu y gallai fod wedi bod, mewn cysylltiad â phla planhigion neu ddeunydd perthnasol;
- (c) arolygu neu wneud copïau o unrhyw ddogfennau neu gofnodion (ar ba ffurf bynnag y cânt eu dal) sy'n ymwneud â chynhyrchu neu fasnachu unrhyw ddeunydd perthnasol.

PART 6

Measures to control the landing of relevant material and prevent the spread of plant pests

Examination, sampling and marking

31.—(1) An inspector may enter any premises at all reasonable times for the purpose of—

- (a) determining the presence or the distribution of a plant pest on the premises;
- (b) checking compliance with any provision of this Order;
- (c) carrying out an examination of a plant trader's premises (including relevant material, documents or records on the premises) in connection with the plant trader's authorisation or application for authorisation to issue plant passports under article 29;
- (d) otherwise enforcing the provisions of this Order.

(2) An inspector acting under paragraph (1) must, if requested to do so, show evidence of their authority to act.

(3) Paragraph (1) does not apply in relation to any premises which are used wholly or mainly as a private dwelling, unless 24 hours' notice has been given to the occupier.

(4) Paragraph (1) does not affect any right of entry conferred by a warrant issued by a justice of the peace.

(5) An inspector who enters premises for a purpose specified in paragraph (1) or under a warrant issued by a justice of the peace may—

- (a) examine, photograph or mark any part of the premises or any object on the premises;
- (b) take samples of or from any plant pest or relevant material, or from any container or package, or from any material which has been or may have been in contact with a plant pest or relevant material;
- (c) inspect or make copies of any documents or records (in whatever form they may be held) relating to the production of or trade in any relevant material.

(6) Caiff arolygydd, at ddiben arfer pŵer a roddir o dan baragraff (5), agor, neu awdurdodi unrhyw berson i agor ar ran yr arolygydd, unrhyw gynhwysydd neu becyn neu ei gwneud yn ofynnol i'r perchennog neu unrhyw berson sydd â gofal am unrhyw gynhwysydd neu becyn ei agor yn y modd a bennir gan yr arolygydd.

(7) Caiff arolygydd wahardd symud, trin neu ddifa unrhyw bla planhigion, deunydd perthnasol, cynhwysydd neu becyn neu unrhyw ddeunydd a allai fod wedi bod mewn cysylltiad â phla planhigion neu ddeunydd perthnasol pan fo hynny'n angenrheidiol er mwyn galluogi'r arolygydd i arfer y pwerau a roddir gan baragraff (5).

(8) Pan gedwir unrhyw ddogfen y cyfeirir ati neu unrhyw gofnod y cyfeirir ato ym mharagraff (5)(c) ar gyfrifiadur, caiff arolygydd—

- (a) mynd at unrhyw gyfrifiadur ac unrhyw gyfarpar neu ddeunydd cysylltiedig a ddefnyddir neu a ddefnyddiwyd mewn cysylltiad â'r cofnod neu'r ddogfen, a'u harolygu a gwirio eu gweithrediad; □
- (b) ei gwneud yn ofynnol i unrhyw berson sydd â gofal am y cyfrifiadur, y cyfarpar neu'r deunydd, neu sydd fel arall yn ymwneud â'i weithredu, roi i'r arolygydd unrhyw gymorth y bo'n rhesymol i'r arolygydd ei gwneud yn ofynnol.

(9) Caiff arolygydd ddifa neu waredu fel arall unrhyw sampl a gymerir o dan baragraff (5)(b) pan na fo angen y sampl ar yr arolygydd mwyach o dan y Gorchymyn hwn.

(10) Caiff arolygydd ddod ag unrhyw bersonau eraill, gan gynnwys cynrychiolwyr y Comisiwn Ewropeaidd, gydag ef, a chaiff ddod ag unrhyw gyfarpar a cherbydau i'r fangre, y mae'r arolygydd yn ystyried eu bod yn angenrheidiol.

(11) Caiff person sy'n dod gydag arolygydd o dan baragraff (10)—

- (a) aros yn y fangre ac o bryd i'w gilydd fynd i'r fangre eto heb yr arolygydd;
- (b) dod ag unrhyw gyfarpar neu gerbyd i'r fangre y mae'r person yn ystyried ei fod yn angenrheidiol;
- (c) cyflawni gwaith yn y fangre yn y modd y'i cyfarwyddir gan arolygydd.

(12) Rhaid i berson sy'n dod gydag arolygydd o dan baragraff (10), os gofynnir iddo wneud hynny, ddangos tystiolaeth o'i awdurdod a roddwyd yn y cyswllt hwnnw gan Weinidogion Cymru.

(6) An inspector may, for the purpose of exercising a power conferred under paragraph (5), open or authorise any person to open on behalf of the inspector any container or package or require the owner or any person in charge of any container or package to open it in the manner specified by the inspector.

(7) An inspector may prohibit the movement, treatment or destruction of any plant pest, relevant material, container or package or any material which may have been in contact with a plant pest or relevant material where this is necessary to enable the inspector to exercise the powers conferred by paragraph (5).

(8) Where any document or record referred to in paragraph (5)(c) is kept by means of a computer, an inspector may—

- (a) have access to, and inspect and check the operation of, any computer and any associated apparatus or material which is or has been in use in connection with the record or document;
- (b) require any person who is in charge of or is otherwise concerned with the operation of the computer, apparatus or material to give the inspector any assistance which the inspector reasonably requires.

(9) An inspector may destroy or otherwise dispose of any sample taken under paragraph (5)(b) where the sample is no longer required by the inspector under this Order.

(10) An inspector may be accompanied by such other persons, including representatives of the European Commission, and may bring onto the premises such equipment and vehicles, as the inspector considers necessary.

(11) A person accompanying an inspector under paragraph (10)—

- (a) may remain on the premises and from time to time re-enter the premises without the inspector;
- (b) bring onto the premises any equipment or vehicle that the person considers necessary;
- (c) carry out work on the premises in the manner directed by an inspector.

(12) A person accompanying an inspector under paragraph (10) must, if so requested, show evidence of their authority given in that behalf by the Welsh Ministers.

Camau y caiff arolygydd eu gwneud yn ofynnol

32.—(1) Os oes gan arolygydd sail resymol dros amau bod unrhyw bla planhigion neu ddeunydd perthnasol yn debygol o gael ei gyflwyno i Gymru, neu ei fod wedi ei gyflwyno i Gymru, yn groes i'r Gorchymyn hwn, caiff yr arolygydd gyflwyno hysbysiad i berson priodol.

(2) Person priodol yw—

- (a) masnachwr planhigion neu berson arall sy'n meddu ar y pla planhigion neu'r deunydd perthnasol neu sydd â'r hawl mewn unrhyw fodd i fod ag ef o dan ei ofal neu ei reolaeth; neu
- (b) unrhyw berson sydd â gofal am y fangre y cedwir y pla planhigion neu'r deunydd perthnasol ynddi, neu y mae'n debygol o gael ei gadw ynddi, ar ôl cael ei lanio.

(3) Caiff hysbysiad o dan baragraff (1)—

- (a) gwahardd glanio unrhyw bla planhigion neu ddeunydd perthnasol;
- (b) pennu ym mha fodd y mae unrhyw bla planhigion neu ddeunydd perthnasol i'w lanio a'r rhagofalon sydd i'w cymryd wrth lanio ac ar ôl hynny;
- (c) ei gwneud yn ofynnol i unrhyw bla planhigion neu ddeunydd perthnasol gael ei drin, ei ailallforio, ei ddifa neu ei waredu fel arall;
- (d) gwahardd symud unrhyw bla planhigion neu ddeunydd perthnasol o'r fangre am y cyfnod a bennir yn yr hysbysiad a, phan fo hynny'n briodol, gosod unrhyw waharddiadau eraill y mae'r arolygydd yn ystyried eu bod yn angenrheidiol er mwyn atal cyflwyno neu ledaenu unrhyw bla planhigion;
- (e) ei gwneud yn ofynnol symud unrhyw bla planhigion neu ddeunydd perthnasol o'r fangre a bennir yn yr hysbysiad;
- (f) ei gwneud yn ofynnol cymryd unrhyw gamau eraill, fel a bennir yn yr hysbysiad, y mae'r arolygydd yn ystyried eu bod yn angenrheidiol er mwyn atal cyflwyno neu ledaenu unrhyw bla planhigion.

(4) Os oes gan arolygydd sail resymol dros amau bod unrhyw bla planhigion a reolir neu ddeunydd gwaharddedig yn bresennol neu'n debygol o fod yn bresennol mewn unrhyw fangre, caiff yr arolygydd gyflwyno hysbysiad i'r meddiannydd neu unrhyw berson arall â gofal am y fangre neu'r pla planhigion neu'r deunydd perthnasol.

Actions which may be required by an inspector

32.—(1) If an inspector has reasonable grounds for suspecting that any plant pest or relevant material is likely to be or has been introduced into Wales in contravention of this Order, the inspector may serve a notice on an appropriate person.

(2) An appropriate person is—

- (a) a plant trader or other person who is in possession of or who is in any way entitled to the custody or control of the plant pest or relevant material; or
- (b) any person who is in charge of the premises at which the plant pest or relevant material is held or is likely to be held on its landing.

(3) A notice under paragraph (1) may—

- (a) prohibit the landing of any plant pest or relevant material;
- (b) specify the manner in which the landing of any plant pest or relevant material is to be carried out and the precautions which are to be taken during and subsequent to landing;
- (c) require any plant pest or relevant material to be treated, re-exported, destroyed or otherwise disposed of;
- (d) prohibit the removal of any plant pest or relevant material from the premises for the period specified in the notice and, where appropriate, impose any other prohibitions which the inspector considers necessary to prevent the introduction or spread of any plant pest;
- (e) require the removal of any plant pest or relevant material from the premises specified in the notice;
- (f) require the taking of any other steps, as may be specified in the notice, which the inspector considers necessary to prevent the introduction or spread of any plant pest.

(4) If an inspector has reasonable grounds for suspecting that there is present or likely to be present on any premises any controlled plant pest or prohibited material, the inspector may serve a notice on the occupier or any other person in charge of the premises or the plant pest or relevant material.

(5) Caiff hysbysiad o dan baragraff (4)—

- (a) ei gwneud yn ofynnol i unrhyw bla planhigion a reolir neu ddeunydd gwaharddedig gael ei drin, ei ailallforio, ei ddifa neu ei waredu fel arall;
- (b) gwahardd symud unrhyw bla planhigion a reolir neu ddeunydd gwaharddedig o'r fangre am y cyfnod a bennir yn yr hysbysiad a, phan fo hynny'n briodol, gosod unrhyw waharddiadau eraill y mae'r arolygydd yn ystyried eu bod yn angenrheidiol er mwyn atal cyflwyno neu ledaenu unrhyw bla planhigion a reolir;
- (c) ei gwneud yn ofynnol symud unrhyw bla planhigion a reolir neu ddeunydd gwaharddedig o'r fangre a bennir yn yr hysbysiad;
- (d) ei gwneud yn ofynnol cymryd unrhyw gamau eraill, fel a bennir yn yr hysbysiad, y mae'r arolygydd yn ystyried eu bod yn angenrheidiol er mwyn atal cyflwyno neu ledaenu unrhyw bla planhigion a reolir.

(6) Os oes gan arolygydd sail resymol dros gredu bod hynny'n angenrheidiol at ddiben atal unrhyw bla planhigion a reolir rhag lledaenu o'r fangre a grybwyllir ym mharagraff (4), neu sicrhau ei fod yn cael ei ddileu o'r fangre, caiff yr arolygydd gyflwyno hysbysiad i'r meddiannydd neu i berson sydd â gofal am unrhyw fangre arall, yn gosod unrhyw waharddiad neu'n ei gwneud yn ofynnol cymryd unrhyw gam rhesymol at y diben hwnnw.

(7) Yn yr erthygl hon—

- (a) ystyr “pla planhigion a reolir” (“*controlled plant pest*”) yw—
 - (i) pla planhigion o ddisgrifiad a bennir yn Atodlen 1 neu yng ngholofn 3 o Atodlen 2;
 - (ii) pla planhigion nad yw'n bresennol ym Mhrydain Fawr fel arfer, ond y mae'r arolygydd yn ystyried, mewn cysylltiad ag ef, fod perygl ar ddyfod bod y pla planhigion yn lledaenu neu'n cael ei ledaenu ym Mhrydain Fawr; neu
 - (iii) pla planhigion nad yw'n bresennol mewn rhan arall o'r Undeb Ewropeaidd fel arfer, ond y mae'r arolygydd yn ystyried, mewn cysylltiad ag ef, fod perygl ar ddyfod bod y pla planhigion yn lledaenu neu'n cael ei ledaenu i ran arall o'r Undeb Ewropeaidd;
- (b) ystyr “deunydd gwaharddedig” (“*prohibited material*”) yw—

(5) A notice under paragraph (4) may—

- (a) require any controlled plant pest or prohibited material to be treated, re-exported, destroyed or otherwise disposed of;
- (b) prohibit the removal of any controlled plant pest or prohibited material from the premises for the period specified in the notice and, where appropriate, impose any other prohibitions which the inspector considers necessary to prevent the introduction or spread of any controlled plant pest;
- (c) require the removal of any controlled plant pest or prohibited material from the premises specified in the notice;
- (d) require the taking of any other steps, as specified in the notice, which the inspector considers necessary to prevent the introduction or spread of any controlled plant pest.

(6) If an inspector has reasonable grounds for believing that it is necessary for the purpose of preventing the spread of or ensuring the eradication of any controlled plant pest from the premises mentioned in paragraph (4), the inspector may serve a notice on the occupier or a person in charge of any other premises, imposing any prohibition or requiring any reasonable step to be taken for that purpose.

(7) In this article—

- (a) “controlled plant pest” (“*pla planhigion a reolir*”) means—
 - (i) a plant pest of a description specified in Schedule 1 or in column 3 of Schedule 2;
 - (ii) a plant pest which is not normally present in Great Britain, but in respect of which the inspector considers that there is an imminent danger of the plant pest spreading or being spread in Great Britain; or
 - (iii) a plant pest which is not normally present in another part of the European Union, but in respect of which the inspector considers that there is an imminent danger of the plant pest spreading or being spread to another part of the European Union;
- (b) “prohibited material” (“*deunydd gwaharddedig*”) means—

- (i) deunydd perthnasol sy'n cario neu wedi ei heintio â phla planhigion a reolir, neu a allai fod yn cario neu fod wedi ei heintio â phla planhigion a reolir; neu
- (ii) deunydd perthnasol y gwaherddir ei lanio o dan erthygl 5 neu 18 neu y gwaherddir ei symud yng Nghymru o dan erthygl 20.

- (i) relevant material which is carrying or is infected with, or which may be carrying or infected with, a controlled plant pest; or
- (ii) relevant material the landing of which is prohibited under article 5 or 18 or the movement of which in Wales is prohibited under article 20.

Camau y caiff arolygydd eu cymryd

33.—(1) Os oes gan arolygydd sail resymol dros amau bod unrhyw bla planhigion a reolir neu ddeunydd heintiedig yn bresennol neu'n debygol o fod yn bresennol mewn unrhyw fangre, caiff yr arolygydd, ar ôl rhoi rhybudd rhesymol, fynd i'r fangre a chymryd camau yn y fangre neu yn rhywle arall i—

- (a) difa unrhyw bla planhigion a reolir;
- (b) atal unrhyw bla planhigion a reolir rhag lledaenu;
- (c) difa unrhyw ddeunydd heintiedig; neu
- (d) trin unrhyw ddeunydd heintiedig.

(2) Rhaid i arolygydd sy'n gweithredu o dan baragraff (1) ddangos tystiolaeth o'i awdurdod i weithredu, os gofynnir iddo wneud hynny.

(3) Nid yw paragraff (1) yn gymwys mewn perthynas ag unrhyw fangre a ddefnyddir yn llwyr neu'n bennaf fel annedd breifat, oni bai bod rhybudd o 24 awr wedi ei roi i'r meddiannydd.

(4) Nid yw paragraff (1) yn effeithio ar unrhyw hawl mynediad a roddir drwy warrant a ddyroddir gan ynad heddwch.

(5) Caiff arolygydd ddod ag unrhyw bersonau eraill, gan gynnwys cynrychiolwyr y Comisiwn Ewropeaidd, gydag ef, a chaiff ddod ag unrhyw gyfarpar a cherbydau i'r fangre, y mae'r arolygydd yn ystyried eu bod yn angenrheidiol.

(6) Caiff person sy'n dod gydag arolygydd o dan baragraff (5)—

- (a) aros yn y fangre ac o bryd i'w gilydd fynd i'r fangre eto heb yr arolygydd;
- (b) dod ag unrhyw gyfarpar neu gerbyd i'r fangre y mae'r person yn ystyried ei fod yn angenrheidiol;
- (c) cyflawni gwaith yn y fangre yn y modd y'i cyfarwyddir gan arolygydd.

(7) Rhaid i berson sy'n dod gydag arolygydd o dan baragraff (5), os gofynnir iddo wneud hynny, ddangos tystiolaeth o'i awdurdod a roddwyd yn y cyswllt hwnnw gan Weinidogion Cymru.

Actions which may be taken by an inspector

33.—(1) If an inspector has reasonable grounds for suspecting that there is present or likely to be present on any premises any controlled plant pest or infected material, the inspector may, on serving reasonable notice, enter the premises and on the premises or elsewhere take steps to—

- (a) destroy any controlled plant pest;
- (b) prevent the spread of any controlled plant pest;
- (c) destroy any infected material; or
- (d) treat any infected material.

(2) An inspector acting under paragraph (1) must, if requested to do so, show evidence of their authority to act.

(3) Paragraph (1) does not apply in relation to any premises which are used wholly or mainly as a private dwelling, unless 24 hours' notice has been given to the occupier.

(4) Paragraph (1) does not affect any right of entry conferred by a warrant issued by a justice of the peace.

(5) An inspector may be accompanied by such other persons, including representatives of the European Commission, and may bring onto the premises such equipment and vehicles, as the inspector considers necessary.

(6) A person accompanying an inspector under paragraph (5)—

- (a) may remain on the premises and from time to time re-enter the premises without the inspector;
- (b) bring onto the premises any equipment or vehicle which the person considers necessary;
- (c) carry out work on the premises in the manner directed by an inspector.

(7) A person accompanying an inspector under paragraph (5) must, if so requested, show evidence of their authority given in that behalf by the Welsh Ministers.

(8) Yn yr erthygl hon—

- (a) ystyr “pla planhigion a reolir” (“*controlled plant pest*”) yw—
- (i) pla planhigion o ddisgrifiad a bennir yn Atodlen 1 neu yng ngholofn 3 o Atodlen 2; neu
 - (ii) pla planhigion nad yw’n bresennol ym Mhrydain Fawr fel arfer, ond y mae’r arolygydd yn ystyried, mewn cysylltiad ag ef, fod perygl ar ddyfod bod y pla planhigion yn lledaenu neu’n cael ei ledaenu ym Mhrydain Fawr;
- (b) ystyr “deunydd heintiedig” (“*infected material*”) yw—
- (i) deunydd perthnasol sy’n cario neu wedi ei heintio â phla planhigion a reolir, neu a allai fod yn cario neu fod wedi ei heintio â phla planhigion a reolir; neu
 - (ii) deunydd perthnasol nad yw’n cario nac wedi ei heintio â phla planhigion, ond y mae’r arolygydd yn ystyried, mewn cysylltiad ag ef, fod perygl ar ddyfod bod y pla planhigion yn lledaenu neu’n cael ei ledaenu.

Darpariaethau amrywiol ynglŷn â hysbysiadau

34.—(1) Caiff hysbysiad a gyflwynir o dan baragraff (1) neu (4) o erthygl 32 bennu un gofyniad neu ragor, neu ofynion eraill.

(2) Rhaid i unrhyw ofyniad a bennir mewn hysbysiad o dan baragraff (1), (4) neu (6) o erthygl 32 gael ei gyflawni yn y modd ac o fewn unrhyw gyfnod rhesymol a bennir gan yr arolygydd yn yr hysbysiad.

(3) Rhaid i unrhyw driniaeth, ailallforio, difa neu waredu sy’n ofynnol gan hysbysiad a gyflwynir o dan erthygl 32 gael ei gynnal gan y person y cyflwynwyd yr hysbysiad iddo, neu rhaid i’r person hwnnw drefnu iddo gael ei gynnal, er boddhad arolygydd, o’r man neu yn y man a bennir yn yr hysbysiad.

(4) Ni chaniateir i unrhyw bla planhigion neu ddeunydd perthnasol y mae’n ofynnol gan hysbysiad a gyflwynir o dan erthygl 32 iddo gael ei symud i fan a bennir yn yr hysbysiad gael ei symud i’r man dynodedig ac eithrio yn y modd a bennir yn yr hysbysiad.

(5) Caiff arolygydd ddiwygio neu dynnu yn ôl hysbysiad a gyflwynwyd gan arolygydd o dan y Gorchymyn hwn drwy hysbysiad pellach.

(8) In this article—

- (a) “controlled plant pest” (“*pla planhigion a reolir*”) means—
- (i) a plant pest of a description specified in Schedule 1 or in column 3 of Schedule 2; or
 - (ii) a plant pest which is not normally present in Great Britain, but in respect of which the inspector considers that there is an imminent danger of the plant pest spreading or being spread in Great Britain;
- (b) “infected material” (“*deunydd heintiedig*”) means—
- (i) relevant material which is carrying or is infected with, or which may be carrying or infected with, a controlled plant pest; or
 - (ii) relevant material which is not carrying or infected with, but in respect of which the inspector considers that there is an imminent danger of the plant pest spreading or being spread.

Miscellaneous provisions as to notices

34.—(1) A notice served under paragraph (1) or (4) of article 32 may specify one or more requirements or alternative requirements.

(2) Any requirement specified in a notice under paragraph (1), (4) or (6) of article 32 must be carried out in the manner and within such reasonable time as the inspector may specify in the notice.

(3) Any treatment, re-export, destruction or disposal which is required by a notice served under article 32 must be carried out, or arranged to be carried out, to the satisfaction of an inspector, by the person on whom the notice was served from or at the place specified in the notice.

(4) Any plant pest or relevant material which is required by a notice served under article 32 to be moved to a place specified in the notice may not be moved to the designated place except in the manner specified in the notice.

(5) An inspector may amend or withdraw a notice served by an inspector under this Order by a further notice.

(6) Caiff hysbysiad o dan baragraff (5) fod yn ddarostyngedig i unrhyw amodau y mae'r arolygydd yn ystyried eu bod yn angenrheidiol er mwyn atal cyflwyno neu ledaenu unrhyw bla planhigion neu ailheintio neu ailheigio gan y pla planhigion y mae'r hysbysiad gwreiddiol yn ymwneud ag ef.

(7) Caiff unrhyw hysbysiad a gyflwynir o dan y Rhan hon ddiffinio drwy gyfeirio at fap neu gynllun neu fel arall hyd a lled y fangre y cyfeirir ati yn yr hysbysiad.

(8) Caiff arolygydd, drwy hysbysiad, ei gwneud yn ofynnol i'r perchennog neu unrhyw berson arall yr ymddengys ei fod â gofal am y fangre y mae hysbysiad a gyflwynir o dan erthygl 32 yn ymwneud â hi—

- (a) hysbysu Gweinidogion Cymru am unrhyw newid ym meddiannaeth y fangre, a dyddiad y newid ac enw'r meddiannydd newydd; a
- (b) rhoi gwybod i feddiannydd newydd y fangre am gynnwys yr hysbysiad.

Cyflwyno hysbysiadau

35.—(1) Rhaid i hysbysiad o dan y Gorchymyn hwn sydd i'w gyflwyno i fasnachwr planhigion cofrestredig gael ei gyflwyno drwy—

- (a) ei ddanfôn yn bersonol; neu
- (b) ei adael ar gyfer y masnachwr, neu ei anfon ato drwy'r post, yng nghyfeiriad mangre gofrestredig y masnachwr neu, os oes gan y masnachwr fwy nag un cyfeiriad yn y gofrestr, ym mhrif gyfeiriad y masnachwr yn y gofrestr.

(2) Caniateir i hysbysiad o dan y Gorchymyn hwn sydd i'w gyflwyno i unrhyw berson arall gael ei gyflwyno drwy—

- (a) ei ddanfôn yn bersonol; neu
- (b) ei adael ar ei gyfer, neu ei anfon ato drwy'r post, yn ei gartref neu ei fan gwaith hysbys diwethaf.

(3) Os yw hysbysiad o dan y Gorchymyn hwn i'w gyflwyno i'r meddiannydd neu i berson arall sydd â gofal am y fangre, ac na ellir dod o hyd i gartref neu gyfeiriad hysbys diwethaf y person hwnnw ar ôl gwneud ymholiadau rhesymol, caniateir cyflwyno'r hysbysiad i'r person hwnnw drwy ei gyfeirio at "y meddiannydd" a'i adael wedi ei osod yn weladwy ar wrthrych yn y fangre am gyfnod o saith niwrnod.

(4) Caniateir cyflwyno hysbysiad o dan y Gorchymyn hwn—

(6) A notice under paragraph (5) may be subject to any conditions which the inspector considers necessary to prevent the introduction or spread of any plant pest or re-infection or re-infestation by the plant pest to which the original notice relates.

(7) Any notice served under this Part may define by reference to a map or plan or otherwise the extent of the premises referred to in the notice.

(8) An inspector may, by notice, require the owner or any other person who appears to be in charge of the premises to which a notice served under article 32 relates—

- (a) to notify the Welsh Ministers of any change in the occupation of the premises, and the date of the change and the name of the new occupier; and
- (b) to inform the new occupier of the premises of the contents of the notice.

Service of notices

35.—(1) A notice under this Order which is to be served on a registered plant trader must be served by—

- (a) delivering it personally; or
- (b) leaving it for, or sending it by post to, the trader at the address of the trader's registered premises or, if the trader has more than one address in the register, at the trader's principal address in the register.

(2) A notice under this Order which is to be served on any other person may be served by—

- (a) delivering it personally; or
- (b) leaving it for, or sending it by post to, them at their last known place of abode or business.

(3) If a notice under this Order is to be served on the occupier or other person in charge of premises, and the last known place of abode or address of that person cannot be ascertained after reasonable enquiry, the notice may be served on that person by addressing it to "the occupier" and leaving it conspicuously affixed to an object on the premises for a period of seven days.

(4) A notice under this Order may—

- (a) yn achos corff corfforaethol (ac eithrio partneriaeth atebolrwydd cyfyngedig), i ysgrifennydd neu glerc y corff hwnnw yng nghyfeiriad swyddfa gofrestredig neu brif swyddfa'r corff hwnnw;
- (b) yn achos partneriaeth (ac eithrio partneriaeth atebolrwydd cyfyngedig, ond gan gynnwys partneriaeth Albanaidd), i bartner neu berson sy'n llywio neu'n rheoli busnes y bartneriaeth yng nghyfeiriad prif swyddfa'r bartneriaeth; neu
- (c) yn achos partneriaeth atebolrwydd cyfyngedig, i aelod o'r bartneriaeth yng nghyfeiriad swyddfa gofrestredig neu brif swyddfa'r bartneriaeth.

(5) At ddibenion paragraff (4), prif swyddfa cwmni sy'n gofrestredig y tu allan i'r Deyrnas Unedig neu bartneriaeth sy'n cyflawni busnes y tu allan i'r Deyrnas Unedig yw ei brif swyddfa neu ei phrif swyddfa yn y Deyrnas Unedig.

Gwybodaeth ynglŷn â chydymffurfio â hysbysiadau

36. Caiff hysbysiad a gyflwynir o dan y Gorchymyn hwn ei gwneud yn ofynnol i'r person y cyflwynir yr hysbysiad iddo roi gwybod i'r arolygydd ar unwaith a gydymffurfiwyd â gofynion yr hysbysiad ac, os gwnaed hynny, ddarparu manylion y camau a gymerwyd i gydymffurfio â'r gofynion hynny i'r arolygydd.

Methu â chydymffurfio â hysbysiad

37.—(1) Os yw person yn methu â chydymffurfio â hysbysiad a gyflwynir i'r person hwnnw o dan y Gorchymyn hwn, caiff arolygydd fynd i unrhyw fangre yr effeithir arni ar bob adeg resymol i gymryd unrhyw gamau, neu i beri cymryd unrhyw gamau, y mae'r arolygydd yn ystyried eu bod yn angenrheidiol er mwyn sicrhau y cydymffurfir â'r hysbysiad neu i unioni canlyniadau'r methiant i'w cyflawni.

(2) Rhaid i arolygydd sy'n gweithredu o dan baragraff (1) ddangos tystiolaeth o'i awdurdod i weithredu, os gofynnir iddo wneud hynny.

(3) Nid yw paragraff (1) yn gymwys mewn perthynas ag unrhyw fangre a ddefnyddir yn llwyr neu'n bennaf fel annedd breifat, oni bai bod rhybudd o 24 awr o'r bwriad i fynd i'r fangre wedi ei roi i'r meddiannydd.

(4) Nid yw paragraff (1) yn effeithio ar unrhyw hawl mynediad a roddir drwy warant a ddyroddir gan ynad heddwch.

- (a) in the case of a body corporate (other than a limited liability partnership), be served on the secretary or clerk of that body at the address of the registered or principal office of that body;
- (b) in the case of a partnership (other than a limited liability partnership, but including a Scottish partnership), be served on a partner or a person having the control or management of the partnership business at the address of the principal office of the partnership; or
- (c) in the case of a limited liability partnership, be served on a member of the partnership at the address of the registered or principal office of the partnership.

(5) For the purposes of paragraph (4), the principal office of a company registered outside the United Kingdom or a partnership carrying on business outside the United Kingdom is its principal office within the United Kingdom.

Information as to compliance with notices

36. A notice served under this Order may require the person on whom the notice is served to inform the inspector immediately whether the requirements of the notice have been complied with and, if they have, to provide the inspector with details of the steps taken to comply with those requirements.

Failure to comply with a notice

37.—(1) If a person fails to comply with a notice served on that person under this Order, an inspector may enter any affected premises at all reasonable times to take or cause any steps to be taken which the inspector considers necessary to ensure compliance with the notice or to remedy the consequences of the failure to carry them out.

(2) An inspector acting under paragraph (1) must, if requested to do so, show evidence of their authority to act.

(3) Paragraph (1) does not apply in relation to any premises which are used wholly or mainly as a private dwelling, unless 24 hours' notice of the intended entry has been given to the occupier.

(4) Paragraph (1) does not affect any right of entry conferred by a warrant issued by a justice of the peace.

(5) Caiff arolygydd sy'n gweithredu o dan baragraff (1) ddod ag unrhyw bersonau eraill, gan gynnwys cynrychiolwyr y Comisiwn Ewropeaidd, gydag ef, a chaiff ddod ag unrhyw gyfarpar a cherbydau i'r fangre y mae'r arolygydd yn ystyried eu bod yn angenrheidiol.

(6) Caiff person sy'n dod gydag arolygydd o dan baragraff (5)—

- (a) aros yn y fangre ac o bryd i'w gilydd fynd i'r fangre eto heb yr arolygydd;
- (b) dod ag unrhyw gyfarpar neu gerbyd i'r fangre y mae'r person yn ystyried ei fod yn angenrheidiol;
- (c) cyflawni gwaith yn y fangre yn y modd y'i cyfarwyddir gan yr arolygydd.

(7) Rhaid i berson sy'n dod gydag arolygydd o dan baragraff (5), os gofynnir iddo wneud hynny, ddangos tystiolaeth o'i awdurdod a roddwyd yn y cyswllt hwnnw gan Weinidogion Cymru.

(8) Pan fo arolygydd yn cymryd unrhyw gamau o dan baragraff (1), caiff Gweinidogion Cymru adennill, fel dyled gan y person y cyflwynwyd yr hysbysiad iddo, yr holl gostau rhesymol yr aed iddynt wrth gymryd y camau hynny.

(9) Yn yr erthygl hon, ystyr "mangre yr effeithir arni" ("*affected premises*") yw unrhyw fangre y gall unrhyw bla planhigion neu ddeunydd perthnasol y mae'r hysbysiad yn ymwneud ag ef fod yn bresennol ynddi neu arni.

Hawl mynediad a roddir drwy warant a ddyroddir gan ynad heddwch

38.—(1) Caiff ynad heddwch, drwy warant wedi ei llofnodi, ganiatáu i arolygydd fynd i fangre o dan erthygl 31, 33 neu 37, gan ddefnyddio grym rhesymol os oes angen, os yw'r ynad wedi ei fodloni ar sail gwybodaeth ysgrifenedig a roddir ar lw—

- (a) bod sail resymol dros fynd i'r fangre honno; a
- (b) y bodlonir unrhyw un neu ragor o'r amodau ym mharagraff (2).

(2) Yr amodau yw—

- (a) bod mynediad i'r fangre wedi ei wrthod, neu'n debygol o gael ei wrthod, a bod hysbysiad o'r bwriad i wneud cais am warant wedi ei roi i'r meddiannydd;
- (b) y byddai gofyn am gael mynediad i'r fangre, neu roi hysbysiad o'r bwriad i wneud cais am warant, yn mynd yn groes i'r amcan o fynd i'r fangre;
- (c) bod angen mynd i'r fangre ar fyrder;

(5) An inspector acting under paragraph (1) may be accompanied by such other persons, including representatives of the European Commission, and may bring onto the premises such equipment and vehicles, as the inspector considers necessary.

(6) A person accompanying an inspector under paragraph (5)—

- (a) may remain on the premises and from time to time re-enter the premises without the inspector;
- (b) bring onto the premises any equipment or vehicle which the person considers necessary;
- (c) carry out work on the premises in the manner directed by the inspector.

(7) A person accompanying an inspector under paragraph (5) must, if so requested, show evidence of their authority given in that behalf by the Welsh Ministers.

(8) Where an inspector takes any steps under paragraph (1), the Welsh Ministers may recover, as a debt from the person on whom the notice was served, all reasonable costs incurred in taking those steps.

(9) In this article, "affected premises" ("*mangre yr effeithir arni*") means any premises in or on which any plant pest or relevant material to which the notice relates may be present.

Right of entry conferred by a warrant issued by a justice of the peace

38.—(1) A justice of the peace may by signed warrant permit an inspector to enter premises under article 31, 33 or 37, if necessary by reasonable force, if the justice, on sworn information in writing, is satisfied that—

- (a) there are reasonable grounds to enter those premises; and
- (b) any of the conditions in paragraph (2) are met.

(2) The conditions are that—

- (a) entry to the premises has been, or is likely to be, refused and notice of the intention to apply for a warrant has been given to the occupier;
- (b) asking for admission to the premises, or giving notice of the intention to apply for a warrant, would defeat the object of the entry;
- (c) entry is required urgently;

(d) bod y fangre heb ei meddiannu neu'r meddiannydd yn absennol dros dro.

(3) Mae gwarant yn ddilys am un mis.

(4) Rhaid i arolygydd sy'n mynd i unrhyw fangre nad yw wedi ei meddiannu ei gadael wedi ei diogelu yr un mor effeithiol rhag mynediad heb awdurdod ag yr ydoedd cyn iddo fynd iddi.

RHAN 7

Rhywogaethau mochlysaidd penodol: plannu a rheoli plâu planhigion perthnasol

Darpariaethau amrywiol ar gyfer rhywogaethau mochlysaidd penodol

39.—(1) Ni chaiff unrhyw berson blannu yn fwriadol unrhyw datws neu unrhyw datws a gynhyrchir o'r tatws hynny, sydd wedi eu tyfu mewn trydedd wlad, ac eithrio'r Swistir, na pheri neu ganiatáu yn fwriadol iddynt gael eu plannu.

(2) Ni chaiff unrhyw berson blannu unrhyw datws yn fwriadol na pheri neu ganiatáu yn fwriadol iddynt gael eu plannu oni bai—

- (a) eu bod yn tarddu mewn llinell uniongyrchol o ddeunydd tatws sydd wedi ei gael o dan raglen a gymeradwywyd yn swyddogol yn yr Undeb Ewropeaidd neu'r Swistir;
- (b) y canfuwyd eu bod yn rhydd rhag Pdredd coch tatws mewn profion swyddogol gan ddefnyddio'r dulliau a nodir yn Atodiad II i Gyfarwyddeb 98/57/EC; ac
- (c) y canfuwyd eu bod yn rhydd rhag Pdredd cylch tatws mewn profion swyddogol gan ddefnyddio'r dulliau a nodir yn Atodiad I i Gyfarwyddeb 93/85/EEC.

(3) Mae'r canlynol yn cael effaith mewn perthynas â rheoli plâu planhigion penodol—

- (a) Atodlen 13 (mesurau arbennig ar gyfer rheoli Clefyd y ddafaden tatws);
- (b) Atodlen 14 (mesurau arbennig ar gyfer rheoli Llyngyr tatws);
- (c) Atodlen 15 (mesurau arbennig ar gyfer rheoli Pdredd cylch tatws); a
- (d) Atodlen 16 (mesurau arbennig ar gyfer rheoli Pdredd coch tatws).

(4) Pan gadarnheir bod Pdredd coch tatws yn bresennol ar sampl a gymerwyd yn unol ag Erthyglau 2 a 5 o Gyfarwyddeb 98/57/EC, caiff arolygydd ddarnodi parth yn unol ag Erthygl 5(1)(a)(iv) neu 5(1)(c)(iii) o'r Gyfarwyddeb honno er mwyn atal y pla planhigion hwnnw rhag lledaenu.

(d) the premises are unoccupied or the occupier is temporarily absent.

(3) A warrant is valid for one month.

(4) An inspector who enters any unoccupied premises must leave them as effectively secured against unauthorised entry as they were before entry.

PART 7

Certain solanaceous species: planting and control of relevant plant pests

Miscellaneous provisions for certain solanaceous species

39.—(1) No person may knowingly plant, or knowingly cause or permit to be planted, any potatoes or any potatoes produced from those potatoes, which have been grown in a third country, other than Switzerland.

(2) No person may knowingly plant or knowingly cause or permit to be planted any potatoes unless—

- (a) they derive in direct line from potato material which has been obtained under an officially approved programme in the European Union or Switzerland;
- (b) they have been found to be free from Potato brown rot in official tests using the methods set out in Annex II to Directive 98/57/EC; and
- (c) they have been found to be free from Potato ring rot in official tests using the methods set out in Annex I to Directive 93/85/EEC.

(3) The following have effect in relation to the control of certain plant pests—

- (a) Schedule 13 (special measures for the control of Potato wart disease);
- (b) Schedule 14 (special measures for the control of Potato cyst nematode);
- (c) Schedule 15 (special measures for the control of Potato ring rot); and
- (d) Schedule 16 (special measures for the control of Potato brown rot).

(4) Where the presence of Potato brown rot is confirmed to be present on a sample taken in accordance with Articles 2 and 5 of Directive 98/57/EC, an inspector may demarcate a zone in accordance with Article 5(1)(a)(iv) or 5(1)(c)(iii) of that Directive to prevent the spread of that plant pest.

RHAN 8
Trwyddedau

PART 8
Licences

Trwyddedau i gyflawni gweithgareddau a waherddir gan y Gorchymyn hwn

40.—(1) Er gwaethaf unrhyw ddarpariaeth arall yn y Gorchymyn hwn, caniateir cyflwyno unrhyw bla planhigion neu ddeunydd perthnasol i Gymru, neu ei gadw, ei storio, ei blannu, ei symud neu ei waredu fel arall yng Nghymru, a chaniateir gwneud unrhyw beth arall a waherddir gan y Gorchymyn hwn o dan awdurdod trwydded a roddir gan Weinidogion Cymru—

- (a) drwy arfer unrhyw randdirymiad a ganiateir gan Gyfarwyddeb 2000/29/EC; neu
- (b) at ddibenion treialu neu ddibenion gwyddonol neu ar gyfer gwaith ar ddetholiadau amrywogaethol, mewn perthynas â phla planhigion cwarantin domestig.

(2) Rhaid i drwydded a roddir o dan baragraff (1)(b) fod yn ysgrifenedig a chaniateir iddi gael ei rhoi—

- (a) yn ddarostyngedig i amodau;
- (b) am gyfnod amhenodol neu am gyfnod penodedig.

(3) Yn yr erthygl hon, ystyr “pla planhigion cwarantin domestig” (“*domestic quarantine plant pest*”) yw pla planhigion nad yw o ddisgrifiad a restrir yn Atodiad I neu II i Gyfarwyddeb 2000/29/EC, nad yw’n bresennol ym Mhrydain Fawr fel arfer ac sy’n debygol o fod yn niweidiol i blanhigion ym Mhrydain Fawr.

Trwyddedau at ddibenion treialu neu ddibenion gwyddonol neu ar gyfer gwaith ar ddetholiadau amrywogaethol a ganiateir gan Gyfarwyddeb 2008/61/EC

41.—(1) Rhaid i Weinidogion Cymru, drwy drwydded, awdurdodi cyflwyno, symud neu gadw unrhyw bla planhigion neu ddeunydd perthnasol ar gyfer unrhyw weithgaredd at ddibenion treialu neu ddibenion gwyddonol ac ar gyfer gwaith ar ddetholiadau amrywogaethol, pan fyddai cyflwyno, symud neu gadw’r pla planhigion neu’r deunydd perthnasol at unrhyw ddiben o’r fath wedi ei wahardd gan y Gorchymyn hwn fel arall, os yw Gweinidogion Cymru—

- (a) wedi cael cais am drwydded sy’n cynnwys yr wybodaeth a nodir yn Erthygl 1(2) o Gyfarwyddeb 2008/61/EC; a
- (b) wedi eu bodloni bod yr amodau cyffredinol a nodir yn Atodiad I i’r Gyfarwyddeb honno yn cael eu bodloni mewn perthynas â’r cais.

Licences to carry out activities prohibited by this Order

40.—(1) Notwithstanding any other provision of this Order, any plant pest or relevant material may be introduced into, or kept, stored, planted, moved or otherwise disposed of in, Wales and any other thing prohibited by this Order may be done under the authority of a licence granted by the Welsh Ministers—

- (a) in exercise of any derogation permitted by Directive 2000/29/EC; or
- (b) for trial or scientific purposes, or for work on varietal selections, in relation to a domestic quarantine plant pest.

(2) A licence granted under paragraph (1)(b) must be in writing and may be granted—

- (a) subject to conditions;
- (b) for an indefinite period or a specified period.

(3) In this article, “domestic quarantine plant pest” (“*pla planhigion cwarantin domestig*”) means a plant pest which is not of a description listed in Annex I or II to Directive 2000/29/EC and which is not normally present in, and is likely to be injurious to plants, in Great Britain.

Licences for trial or scientific purposes or for work on varietal selections permitted by Directive 2008/61/EC

41.—(1) The Welsh Ministers must by licence authorise the introduction, movement or keeping of any plant pest or relevant material for any activity for trial or scientific purposes or for work on varietal selections, where the introduction, movement or keeping of the plant pest or relevant material for any such purpose would otherwise be prohibited by this Order, if the Welsh Ministers—

- (a) have received an application for a licence containing the information set out in Article 1(2) of Directive 2008/61/EC; and
- (b) are satisfied that the general conditions set out in Annex I to that Directive are met in relation to the application.

(2) Rhaid i drwydded a roddir o dan baragraff (1) fod yn ysgrifenedig a rhaid iddi gynnwys—

- (a) unrhyw amodau a osodir yn Erthygl 2(2) o Gyfarwyddeb 2008/61/EC sy'n berthnasol i unrhyw bla planhigion neu ddeunydd perthnasol sy'n destun y gweithgareddau y mae'r drwydded yn ymwneud â hwy; a
- (b) unrhyw amodau eraill sy'n pennu mesurau cwarantín o dan baragraff 2(a) o Atodiad I i'r Gyfarwyddeb honno neu fesurau cwarantín pellach o dan baragraff 2(b) o Atodiad I i'r Gyfarwyddeb honno a bennir gan Weinidogion Cymru.

(3) Rhaid i Weinidogion Cymru ddirymu trwydded a roddir o dan baragraff (1) pan ganfyddir, er boddhad Gweinidogion Cymru, nad yw'r trwyddedai wedi bodloni neu gydymffurfio ag unrhyw un neu ragor o amodau'r drwydded a osodir o dan baragraff (2)(b).

(4) Ar ôl i unrhyw weithgareddau y mae'r drwydded a roddir o dan baragraff (1) yn ymwneud â hwy ddod i ben, rhaid i'r trwyddedai, oni bai bod Gweinidogion Cymru wedi ei awdurdodi fel arall o dan baragraff (5)—

- (a) difa neu sterileiddio unrhyw bla planhigion neu ddeunydd perthnasol a oedd yn destun y gweithgareddau ac unrhyw ddeunydd perthnasol arall sydd wedi dod i gysylltiad ag unrhyw bla planhigion neu ddeunydd perthnasol o'r fath, neu a allai fod wedi ei halogi ganddo; a
- (b) sterileiddio neu lanhau mewn unrhyw fodd a bennir gan Weinidogion Cymru, y fangre a'r cyfleusterau y cyflawnwyd y gweithgareddau ynddynt.

(5) Caiff Gweinidogion Cymru awdurdodi'r trwyddedai i ymatal rhag difa unrhyw ddeunydd perthnasol o dan baragraff (4)(a) os yw Gweinidogion Cymru wedi eu bodloni ei fod wedi bod yn destun mesurau cwarantín priodol ac y canfuwyd, mewn unrhyw fodd a bennir gan Weinidogion Cymru, ei fod yn rhydd rhag y plâu planhigion a bennir yn Atodlen 1 ac yng ngholofn 3 o Atodlen 2 a rhag plâu planhigion eraill y mae Gweinidogion Cymru yn ystyried eu bod yn peri risg.

(6) At ddiben paragraff (2), mae cyfeiriadau at y "responsible official body" yn Erthygl 2(2) o Gyfarwyddeb 2008/61/EC, ac Atodiad I iddi, i'w cymryd fel pe baent yn cyfeirio at Weinidogion Cymru.

(7) Yn yr erthygl hon, ystyr "mesurau cwarantín priodol" ("*appropriate quarantine measures*") yw—

(2) A licence granted under paragraph (1) must be in writing and include—

- (a) any conditions laid down in Article 2(2) of Directive 2008/61/EC which are relevant to any plant pest or relevant material that is the subject of the activities to which the licence relates; and
- (b) any other conditions specifying quarantine measures under paragraph 2(a) of Annex I to that Directive or further quarantine measures under paragraph 2(b) of Annex I to that Directive as the Welsh Ministers may determine.

(3) The Welsh Ministers must revoke a licence granted under paragraph (1) where it is established to the satisfaction of the Welsh Ministers that the licensee has not complied with or met any condition of the licence which is imposed under paragraph (2)(b).

(4) On the conclusion of any activities to which a licence granted under paragraph (1) relates, the licensee must, unless otherwise authorised by the Welsh Ministers under paragraph (5)—

- (a) destroy or sterilise any plant pest or relevant material that was the subject of the activities and any other relevant material which has come into contact with or which may have been contaminated by any such plant pest or relevant material; and
- (b) sterilise or clean in any manner specified by the Welsh Ministers, the premises and facilities at which the activities were carried out.

(5) The Welsh Ministers may authorise the licensee to refrain from destroying any relevant material under paragraph (4)(a) if the Welsh Ministers are satisfied that it has been subject to appropriate quarantine measures and has been found, in any manner specified by the Welsh Ministers, to be free from the plant pests specified in Schedule 1 and in column 3 of Schedule 2 and from other plant pests considered by the Welsh Ministers to pose a risk.

(6) For the purpose of paragraph (2), references to the responsible official body in Article 2(2) of, and Annex I to, Directive 2008/61/EC are to be taken to refer to the Welsh Ministers.

(7) In this article, "*appropriate quarantine measures*" ("*mesurau cwarantín priodol*") means—

- (a) yn achos deunydd perthnasol y mae mesurau cwarantín wedi eu pennu ar ei gyfer yn Rhan A o Atodiad III i Gyfarwyddeb 2008/61/EC, y mesurau hynny; a
- (b) yn achos unrhyw ddeunydd perthnasol arall, unrhyw fesurau cwarantín, gan gynnwys profi, a bennir gan Weinidogion Cymru.

RHAN 9

Hysbysiadau, darparu a chyfnewid gwybodaeth

Hysbysu am bresenoldeb, neu achos o amau presenoldeb, plâu planhigion penodol

42.—(1) Rhaid i'r meddiannydd neu berson arall sydd â gofal am fangre sy'n dod yn ymwybodol neu'n amau bod unrhyw bla planhigion hysbysadwy yn bresennol yn y fangre, neu unrhyw berson arall sydd, wrth gyflawni ei ddyletswyddau neu ei fusnes, yn dod yn ymwybodol neu'n amau bod pla planhigion hysbysadwy yn bresennol mewn unrhyw fangre, hysbysu Gweinidogion Cymru neu arolygydd ar unwaith ei fod yn bresennol neu yr amheuir ei fod yn bresennol.

(2) Caniateir i hysbysiad o dan baragraff (1) gael ei roi ar lafar yn gyntaf, ond rhaid iddo gael ei gadarnhau yn ysgrifenedig cyn gynted ag y bo hynny'n rhesymol ymarferol.

(3) Yn yr erthygl hon, ystyr “pla planhigion hysbysadwy” (“*notifiable plant pest*”) yw—

- (a) pla planhigion, ac eithrio pla planhigion o ddisgrifiad a bennir yn Atodlen 17—
 - (i) sydd o ddisgrifiad a bennir yn Atodlen 1;
 - (ii) sydd o ddisgrifiad a bennir yng ngholofn 3 o Ran A o Atodlen 2;
 - (iii) sydd o ddisgrifiad a bennir yng ngholofn 3 o Ran B o Atodlen 2 ac sy'n bresennol ar ddeunydd perthnasol o ddisgrifiad a bennir yn y cofnod mewn cysylltiad â'r pla planhigion hwnnw yng ngholofn 2 o Ran B o Atodlen 2, neu yr ymddengys i arolygydd ei fod wedi bod mewn cysylltiad â deunydd perthnasol o'r fath; neu
 - (iv) er nad yw o ddisgrifiad a bennir yn Atodlen 1 na 2, nad yw'n bresennol ym Mhrydain Fawr fel arfer ac sy'n debygol o fod yn niweidiol i blanhigion ym Mhrydain Fawr;
- (b) pla planhigion o ddisgrifiad a bennir yn Atodlen 17—

- (a) in the case of relevant material for which quarantine measures are specified in Part A of Annex III to Directive 2008/61/EC, those measures; and
- (b) in the case of any other relevant material, any quarantine measures, including testing, as may be specified by the Welsh Ministers.

PART 9

Notifications, provision and exchange of information

Notification of the presence or suspected presence of certain plant pests

42.—(1) The occupier or other person in charge of premises who becomes aware of or suspects that any notifiable plant pest is present on the premises, or any other person who in the course of their duties or business becomes aware of or suspects that a notifiable plant pest is present on any premises, must immediately notify the Welsh Ministers or an inspector of its presence or suspected presence.

(2) A notice under paragraph (1) may first be given orally, but must be confirmed in writing as soon as reasonably practicable.

(3) In this article, “notifiable plant pest” (“*pla planhigion hysbysadwy*”) means—

- (a) a plant pest, other than a plant pest of a description specified in Schedule 17, which—
 - (i) is of a description specified in Schedule 1;
 - (ii) is of a description specified in column 3 of Part A of Schedule 2;
 - (iii) is of a description specified in column 3 of Part B of Schedule 2 and which is present on, or appears to an inspector to have been in contact with, relevant material of a description specified in the entry in respect of that plant pest in column 2 of Part B of Schedule 2; or
 - (iv) although not of a description specified in Schedule 1 or 2, is not normally present in Great Britain and is likely to be injurious to plants in Great Britain;
- (b) a plant pest of a description specified in Schedule 17 which—

- (i) sy'n isrywogaeth neu'n fath sy'n bresennol ym Mhrydain Fawr fel arfer ac a ganfuwyd ym mangre masnachwr planhigion cofrestredig;
- (ii) sy'n isrywogaeth neu'n fath nad yw'n bresennol ym Mhrydain Fawr fel arfer ac a ganfuwyd mewn unrhyw fangre; neu
- (iii) a bennir hefyd yng ngholofn 3 o Ran A o Atodlen 2 ac sy'n bresennol ar ddeunydd perthnasol o ddisgrifiad a bennir yn y cofnod mewn cysylltiad â'r pla planhigion hwnnw yng ngholofn 2 o Ran A o Atodlen 2, neu yr ymddengys i arolygydd ei fod wedi bod mewn cysylltiad â deunydd perthnasol o'r fath.

(4) Os yw Gweinidogion Cymru yn dod yn ymwybodol o bresenoldeb *Xylella fastidiosa* (Wells et al.) neu o amheuaeth ei fod yn bresennol, mewn unrhyw fan neu ardal yng Nghymru, rhaid i Weinidogion Cymru sicrhau bod unrhyw berson sydd â phlanhigion a allai fod wedi eu heintio â *Xylella fastidiosa* (Wells et al.) o dan ei reolaeth yn cael ei hysbysu ar unwaith—

- (a) ei fod yn bresennol neu yr amheuir ei fod yn bresennol;
- (b) am y canlyniadau posibl sy'n codi o'i bresenoldeb neu'r amheuaeth ei fod yn bresennol; ac
- (c) am y mesurau sydd i'w cymryd o ganlyniad i hynny.

Hysbysu am y tebygolrwydd y bydd plâu planhigion neu ddeunydd perthnasol yn mynd i barth rhydd, neu eu bod yn bresennol yno

43.—(1) Rhaid i'r awdurdod cyfrifol am barth rhydd yng Nghymru hysbysu Gweinidogion Cymru ar unwaith am unrhyw eitem hysbysadwy y mae'n gwybod neu'n amau—

- (a) ei fod yn debygol o fynd i'r parth rhydd; neu
- (b) ei fod yn bresennol yn y parth rhydd ac nad yw wedi ei glirio o ofal o dan y Ddeddf Dollau.

(2) Caniateir i hysbysiad o dan baragraff (1) gael ei roi ar lafar yn gyntaf, ond rhaid iddo gael ei gadarnhau yn ysgrifenedig cyn gynted ag y bo hynny'n rhesymol ymarferol.

(3) Yn yr erthygl hon—

- (a) mae i "parth rhydd" yr un ystyr ag a roddir i "free zone" yn y Ddeddf Dollau;
- (b) ystyr "eitem hysbysadwy" ("*notifiable item*") yw—

- (i) is a sub-species or strain normally present in Great Britain and which has been found on the premises of a registered plant trader;
- (ii) is a sub-species or strain not normally present in Great Britain and which has been found on any premises; or
- (iii) is also specified in column 3 of Part A of Schedule 2 and which is present on, or appears to an inspector to have been in contact with, relevant material of a description specified in the entry in respect of that plant pest in column 2 of Part A of Schedule 2.

(4) If the Welsh Ministers become aware of the presence or suspected presence of *Xylella fastidiosa* (Wells et al.) in any place or area in Wales, the Welsh Ministers must ensure that any person having under their control plants which may be infected by *Xylella fastidiosa* (Wells et al.) is immediately informed of—

- (a) its presence or suspected presence;
- (b) the possible consequences arising from its presence or suspected presence; and
- (c) the measures to be taken as a result.

Notification of the likely entry into, or presence in, a free zone of plant pests or relevant material

43.—(1) The responsible authority for a free zone in Wales must immediately notify the Welsh Ministers of any notifiable item which it knows or suspects—

- (a) is likely to enter the free zone; or
- (b) is present in the free zone and has not been cleared out of charge under the Customs Act.

(2) A notice under paragraph (1) may first be given orally, but must be confirmed in writing as soon as reasonably practicable.

(3) In this article—

- (a) "free zone" ("*parth rhydd*") has the same meaning as in the Customs Act;
- (b) "notifiable item" ("*eitem hysbysadwy*") means—

- (i) pla planhigion sydd o ddisgrifiad a bennir yn Atodlen 1 neu yng ngholofn 3 o Atodlen 2;
 - (ii) pla planhigion, er nad yw wedi ei bennu yn Atodlen 1 na 2, nad yw'n bresennol ym Mhrydain Fawr fel arfer ac sy'n debygol o fod yn niweidiol i blanhigion ym Mhrydain Fawr; neu
 - (iii) deunydd perthnasol o ddisgrifiad a bennir yng ngholofn 2 o Atodlen 3 sy'n tarddu o wlad a bennir yn y cofnod mewn cysylltiad â'r disgrifiad hwnnw o ddeunydd perthnasol yng ngholofn 3 o'r Atodlen honno;
- (c) mae i "yr awdurdod cyfrifol" yr un ystyr ag a roddir i "the responsible authority" yn y Ddeddf Dollau.
- (i) a plant pest which is of a description specified in Schedule 1 or in column 3 of Schedule 2;
 - (ii) a plant pest which, although not specified in Schedule 1 or 2, is not normally present in Great Britain and which is likely to be injurious to plants in Great Britain; or
 - (iii) relevant material of a description specified in column 2 of Schedule 3 which originates in a country specified in the entry in respect of that description of relevant material in column 3 of that Schedule;
- (c) "the responsible authority" ("yr awdurdod cyfrifol") has the same meaning as in the Customs Act.

Yr wybodaeth sydd i'w rhoi

44.—(1) Caiff arolygydd neu unrhyw un arall o swyddogion Gweinidogion Cymru, drwy hysbysiad ysgrifenedig, ei gwneud yn ofynnol i berson priodol roi i'r arolygydd neu'r swyddog, o fewn yr amser a bennir yn yr hysbysiad, unrhyw wybodaeth y gall y person feddu arni o ran—

- (a) y planhigion a dyfwyd neu'r cynhyrchion a gafodd eu storio ar unrhyw adeg yn y fangre y mae hysbysiad wedi ei gyflwyno mewn cysylltiad â hi o dan y Gorchymyn hwn;
- (b) unrhyw bla planhigion neu ddeunydd perthnasol y cyfeirir ato ym mharagraff (4)(b); ac
- (c) y personau sydd wedi bod, neu'n debygol o fod wedi bod, â'r pla planhigion neu'r deunydd perthnasol y cyfeirir ato ym mharagraff (4)(b) yn eu meddiant neu o dan eu gofal.

(2) Rhaid i'r amser y mae'n ofynnol i'r wybodaeth gael ei rhoi i'r arolygydd neu'r swyddog arall o'i fewn fod yn rhesymol.

(3) Rhaid i berson priodol gyflwyno unrhyw drwydded, datganiad swyddogol, tystysgrif, pasbort planhigion, cofnod, anfoneb neu ddogfen arall sy'n ymwneud â phla planhigion neu unrhyw ddeunydd perthnasol a bennir yn yr hysbysiad i'w archwilio gan yr arolygydd neu'r swyddog arall.

(4) Yn yr erthygl hon, ystyr "person priodol" ("appropriate person") yw—

- (a) person sy'n berchen ar y fangre, meddiannydd y fangre neu berson arall sydd â gofal am y fangre y mae hysbysiad wedi ei gyflwyno mewn cysylltiad â hi o dan y Gorchymyn hwn;

Information to be given

44.—(1) An inspector or any other officer of the Welsh Ministers may by notice in writing require an appropriate person to give to the inspector or officer, within the time specified in the notice, any information which the person may possess as to—

- (a) the plants grown or products stored at any time on the premises in respect of which a notice has been served under this Order;
- (b) any plant pest or relevant material referred to in paragraph (4)(b); and
- (c) the persons who have had or are likely to have had any plant pest or relevant material referred to in paragraph (4)(b) in their possession or under their charge.

(2) The time within which the information is required to be given to the inspector or other officer must be reasonable.

(3) An appropriate person must produce for examination by the inspector or other officer any licence, official statement, certificate, plant passport, record, invoice or other document relating to a plant pest or any relevant material specified in the notice.

(4) In this article, "appropriate person" ("*person priodol*") means—

- (a) a person who is the owner, occupier or other person in charge of premises in respect of which a notice has been served under this Order;

- (b) person sydd, neu sydd wedi bod, neu y mae gan yr arolygydd neu'r swyddog amheuaeth resymol ei fod, neu ei fod wedi bod, yn meddu ar y canlynol neu â gofal am y canlynol—
 - (i) pla planhigion o ddisgrifiad a bennir yn Atodlen 1 neu yng ngholofn 3 o Atodlen 2;
 - (ii) pla planhigion, er nad yw wedi ei bennu yn Atodlen 1 na 2, nad yw'n bresennol ym Mhrydain Fawr fel arfer ac sy'n debygol o fod yn niweidiol i blanhigion ym Mhrydain Fawr;
 - (iii) unrhyw ddeunydd perthnasol sy'n cario pla planhigion y cyfeirir ato ym mharagraff (i) neu (ii), neu sydd wedi ei heintio ag ef; neu
 - (iv) unrhyw ddeunydd perthnasol y mae'r arolygydd neu'r swyddog yn gwybod neu'n amau ei fod wedi ei lanio yng Nghymru neu ei allforio o Gymru; neu
 - (c) person sydd, fel arwerthwr, gwerthwr neu fel arall, wedi gwerthu, wedi cynnig ar gyfer ei werthu neu wedi gwaredu fel arall bla planhigion y cyfeirir ato yn is-baragraff (b)(i) neu (ii).
- (b) a person who has, has had, or is reasonably suspected by the inspector or officer to have or have had, possession or charge of—
 - (i) a plant pest of a description specified in Schedule 1 or in column 3 of Schedule 2;
 - (ii) a plant pest which, although not specified in Schedule 1 or 2, is not normally present in Great Britain and which is likely to be injurious to plants in Great Britain;
 - (iii) any relevant material carrying or infected with a plant pest referred to in paragraph (i) or (ii); or
 - (iv) any relevant material which the inspector or officer knows or suspects to have been landed in or exported from Wales; or
 - (c) a person who, as auctioneer, salesman or otherwise, has sold, offered for sale or otherwise disposed of a plant pest referred to in sub-paragraph (b)(i) or (ii).

Pŵer i rannu gwybodaeth at ddibenion y Gorchymyn

45.—(1) Caiff Comisiynwyr Cyllid a Thollau Ei Mawrhydi ddatgelu unrhyw wybodaeth y maent yn meddu arni i Weinidogion Cymru at ddibenion y Gorchymyn hwn.

(2) Nid yw paragraff (1) yn rhagfarnu unrhyw bŵer arall sydd gan y Comisiynwyr i ddatgelu gwybodaeth.

(3) Ni chaiff unrhyw berson, gan gynnwys un o weision y Goron, ddatgelu unrhyw wybodaeth a gafwyd gan y Comisiynwyr o dan baragraff (1)—

- (a) os yw'r wybodaeth yn ymwneud â pherson y mae ei fanylion adnabod wedi eu pennu yn y datgeliad, neu y gellir eu casglu o'r datgeliad;
- (b) os yw'r datgeliad at ddiben heblaw'r un a bennir ym mharagraff (1); ac
- (c) os nad yw'r Comisiynwyr wedi rhoi eu cydsyniad i'r datgeliad ymlaen llaw.

Power to share information for the purposes of the Order

45.—(1) The Commissioners for Her Majesty's Revenue and Customs may disclose any information in their possession to the Welsh Ministers for the purposes of this Order.

(2) Paragraph (1) is without prejudice to any other power of the Commissioners to disclose information.

(3) No person, including a servant of the Crown, may disclose any information received from the Commissioners under paragraph (1) if—

- (a) the information relates to a person whose identity is specified in the disclosure or can be deduced from the disclosure;
- (b) the disclosure is for a purpose other than specified in paragraph (1); and
- (c) the Commissioners have not given their prior consent to the disclosure.

RHAN 10

Troseddau

Troseddau

46.—(1) Mae person yn cyflawni trosedd os ydyw, heb esgus rhesymol, y mae'n rhaid i'r person ei brofi—

(a) yn torri neu'n methu â chydymffurfio ag—

- (i) erthygl 6(1);
- (ii) erthygl 9;
- (iii) erthygl 10(1) neu (2);
- (iv) erthygl 16(2), (3) neu (4);
- (v) erthygl 17(6);
- (vi) erthygl 19(1);
- (vii) erthygl 20;
- (viii) erthygl 21;
- (ix) erthygl 24(3) neu (4);
- (x) erthygl 26;
- (xi) erthygl 27(2);
- (xii) erthygl 28(1) neu (3);
- (xiii) erthygl 39(1) neu (2);
- (xiv) erthygl 41(4);
- (xv) erthygl 42(1);
- (xvi) erthygl 43(1);
- (xvii) erthygl 45(3); neu
- (xviii) paragraffau 5, 8, 9 neu 11 o Atodlen 14;

(b) yn torri neu'n methu â chydymffurfio â darpariaeth neu amod mewn hysbysiad a gyflwynir i'r person, neu mewn trwydded neu unrhyw gyfarwyddyd a roddir, o dan y Gorchymyn hwn; neu

(c) yn fwriadol yn rhwystro arolygydd neu unrhyw berson a awdurdodir gan arolygydd wrth iddo arfer y pwerau a roddir i'r arolygydd gan y Gorchymyn hwn neu oddi tano.

(2) Mae person yn cyflawni trosedd os yw'r person, at ddiben sicrhau y dyroddir pasbort planhigion, pasbort planhigion amnewid, tystysgrif ffytoiechydol, tystysgrif ffytoiechydol ar gyfer ailallforio neu drwydded o dan y Gorchymyn hwn—

- (a) yn gwneud datganiad ffug yn fwriadol neu'n ddi-hid o ran manylyn perthnasol; neu
- (b) yn fwriadol yn methu â datgelu unrhyw wybodaeth berthnasol.

(3) Mae person yn cyflawni trosedd os yw'r person—

PART 10

Offences

Offences

46.—(1) A person commits an offence if, without reasonable excuse, proof of which lies with the person—

(a) the person contravenes or fails to comply with—

- (i) article 6(1);
- (ii) article 9;
- (iii) article 10(1) or (2);
- (iv) article 16(2), (3) or (4);
- (v) article 17(6);
- (vi) article 19(1);
- (vii) article 20;
- (viii) article 21;
- (ix) article 24(3) or (4);
- (x) article 26;
- (xi) article 27(2);
- (xii) article 28(1) or (3);
- (xiii) article 39(1) or (2);
- (xiv) article 41(4);
- (xv) article 42(1);
- (xvi) article 43(1);
- (xvii) article 45(3); or
- (xviii) paragraphs 5, 8, 9 or 11 of Schedule 14;

(b) contravenes or fails to comply with a provision or condition of a notice served on the person or of a licence granted or of any direction given, under this Order; or

(c) intentionally obstructs an inspector or any person authorised by an inspector in exercise of the powers given to the inspector by or under this Order.

(2) A person commits an offence if, for the purpose of procuring the issue of a plant passport, a replacement plant passport, a phytosanitary certificate, a phytosanitary certificate for re-export or a licence under this Order, the person—

- (a) knowingly or recklessly makes a statement which is false in a material particular; or
- (b) intentionally fails to disclose any material information.

(3) A person commits an offence if the person—

- (a) yn dyroddi pasbort planhigion mewn modd anonest;
- (b) yn newid pasbort planhigion mewn modd anonest; neu
- (c) yn aildefnyddio pasbort planhigion mewn modd anonest.

(4) Mae'n amddiffyniad i berson a gyhuddir o drosedd o dan baragraff (1)(a)(xvii) brofi bod y person yn credu'n rhesymol—

- (a) bod y datgeliad yn gyfreithlon; neu
- (b) bod yr wybodaeth ar gael i'r cyhoedd eisoes a hynny mewn modd cyfreithlon.

(5) Os profir bod trosedd o dan y Gorchymyn hwn wedi ei chyflawni gyda chydysyniad neu ymoddefiad, neu ei bod wedi ei phriodoli i unrhyw esgeulustod ar ran—

- (a) unrhyw gyfarwyddwr, rheolwr neu ysgrifennydd neu swyddog arall tebyg yn y corff corfforaethol; neu
- (b) unrhyw berson a oedd yn honni ei fod yn gweithredu yn rhinwedd unrhyw swydd o'r fath,

bydd y person, yn ogystal â'r corff corfforaethol, yn euog o'r drosedd a bydd yn agored i gael ei erlyn a'i gosbi yn unol â hynny.

(6) At ddibenion paragraff (5), mae "cyfarwyddwr" ("*director*"), mewn perthynas â chorff corfforaethol y mae ei faterion yn cael eu rheoli gan ei aelodau, yn cynnwys aelod o'r corff corfforaethol.

(7) Pan fo trosedd o dan y Gorchymyn hwn yn cael ei chyflawni gan bartneriaeth Albanaidd ac y profir ei bod wedi ei chyflawni gyda chydysyniad neu ymoddefiad partner, neu ei bod wedi ei phriodoli i unrhyw esgeulustod ar ran partner, mae'r partner, yn ogystal â'r bartneriaeth, yn euog o'r drosedd ac yn agored i gael ei erlyn a'i gosbi yn unol â hynny.

(8) Pan fo unrhyw berson yn cyflawni trosedd o dan y Gorchymyn hwn o ganlyniad i weithred neu anwaith rhyw berson arall, caniateir i'r person arall hwnnw gael ei gyhuddo a'i euogfarnu o'r drosedd honno yn rhinwedd y paragraff hwn pa un a ddygir achos am y drosedd yn erbyn y person a grybwyllir gyntaf ai peidio.

Cosbau

47.—(1) Mae person sy'n euog o drosedd o dan y Gorchymyn hwn (ac eithrio trosedd o dan erthygl 46(1)(a)(xvii)) yn agored o'i euogfarnu'n ddiannod i ddirwy nad yw'n uwch na lefel 5 ar y raddfa safonol.

(2) Mae person sy'n euog o drosedd o dan erthygl 46(1)(a)(xvii) yn agored—

- (a) dishonestly issues a plant passport;
- (b) dishonestly alters a plant passport; or
- (c) dishonestly re-uses a plant passport.

(4) It is a defence for a person charged with an offence under paragraph (1)(a)(xvii) to prove that the person reasonably believed—

- (a) that the disclosure was lawful; or
- (b) that the information had already and lawfully been made available to the public.

(5) If an offence under this Order is proved to have been committed with the consent or connivance of, or to have been attributable to any neglect on the part of—

- (a) any director, manager or secretary or other similar officer of the body corporate; or
- (b) any person who was purporting to act in any such capacity,

the person, as well as the body corporate, is guilty of the offence and is liable to be proceeded against and punished accordingly.

(6) For the purposes of paragraph (5), "director" ("*cyfarwyddwr*") in relation to a body corporate whose affairs are managed by its members, includes a member of the body corporate.

(7) Where an offence under this Order is committed by a Scottish partnership and is proved to have been committed with the consent or connivance of, or to have been attributable to any neglect on the part of, a partner, the partner, as well as the partnership, is guilty of the offence and is liable to be proceeded against and punished accordingly.

(8) Where the commission by any person of an offence under this Order is due to the act of default of some other person, that other person may be charged with and convicted of the offence by virtue of this paragraph whether or not proceedings for the offence are taken against the first-mentioned person.

Penalties

47.—(1) A person guilty of an offence under this Order (other than an offence under article 46(1)(a)(xvii)) is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

(2) A person guilty of an offence under article 46(1)(a)(xvii) is liable—

- (a) o'i euogfarnu ar ddiad, i gyfnod o garchar nad yw'n hwy na dwy flynedd, i ddirwy neu i'r ddau;
- (b) o'i euogfarnu'n ddiannod, i gyfnod o garchar nad yw'n hwy na thri mis, i ddirwy nad yw'n uwch na'r uchafswm statudol neu i'r ddau.

- (a) on conviction on indictment, to imprisonment for a term not exceeding two years, to a fine or to both;
- (b) on summary conviction, to imprisonment for a term not exceeding three months, to a fine not exceeding the statutory maximum or to both.

RHAN 11

Amrywiol

Y Ddeddf Dollau

48. Mae darpariaethau'r Gorchymyn hwn yn gymwys heb ragfarnu'r Ddeddf Dollau.

Dirymu a darpariaethau trosiannol

49.—(1) Mae Gorchymyn Iechyd Planhigion (Cymru) 2006(1) a'r Gorchymynion a bennir yn Atodlen 18 wedi eu dirymu.

(2) Bydd unrhyw hysbysiad a ddyroddwyd, neu unrhyw drwydded, awdurdodiad neu gymeradwyaeth arall a roddwyd o dan Orchymyn Iechyd Planhigion (Cymru) 2006 ac sy'n cael effaith pan ddaw'r Gorchymyn hwn i rym yn parhau mewn grym fel pe bai wedi ei ddyroddi neu ei rhoi neu ei roi o dan y Gorchymyn hwn.

(3) Mae cofnodion sydd ar y gofrestr a gedwir o dan erthygl 25(1) o Orchymyn Iechyd Planhigion (Cymru) 2006 yn union cyn i'r Gorchymyn hwn ddod i rym i'w trin fel pe baent wedi eu cofnodi ar y gofrestr o dan erthygl 25(1) o'r Gorchymyn hwn.

PART 11

Miscellaneous

The Customs Act

48. The provisions of this Order apply without prejudice to the Customs Act.

Revocation and transitional provisions

49.—(1) The Plant Health (Wales) Order 2006(1) and the Orders specified in Schedule 18 are revoked.

(2) Any notice issued or licence, authorisation or other approval granted under the Plant Health (Wales) Order 2006 and which has effect at the coming into force of this Order remains in force as if it were issued or granted under this Order.

(3) Entries which are on the register kept under article 25(1) of the Plant Health (Wales) Order 2006 immediately before this Order comes into force are to be treated as if entered on the register under article 25(1) of this Order.

Hannah Blythyn

Gweinidog yr Amgylchedd o dan awdurdod Ysgrifennydd y Cabinet dros Ynni, Cynllunio a Materion Gwledig, un o Weinidogion Cymru
9 Hydref 2018

Minister for Environment under authority of the Cabinet Secretary for Energy, Planning and Rural Affairs, one of the Welsh Ministers
9 October 2018

(1) O.S. 2006/1643 (Cy. 158), fel y'i diwygiwyd gan O.S. 2007/2716 (Cy. 229), 2007/3305 (Cy. 292), 2008/2781 (Cy. 248), 2008/2913 (Cy. 257), 2009/1376 (Cy. 137), 2010/1795 (Cy. 171), 2010/2976 (Cy. 247), 2012/3143 (Cy. 315), 2013/888 (Cy. 100), 2013/2939 (Cy. 287), 2014/521 (Cy. 62), 2014/1186 (Cy. 115), 2014/1463 (Cy. 144) a 2014/2368 (Cy. 231).

(1) S.I. 2006/1643 (W. 158), as amended by S.I. 2007/2716 (W. 229), 2007/3305 (W. 292), 2008/2781 (W. 248), 2008/2913 (W. 257), 2009/1376 (W. 137), 2010/1795 (W. 171), 2010/2976 (W. 247), 2012/3143 (W. 315), 2013/888 (W. 100), 2013/2939 (W. 287), 2014/521 (W. 62), 2014/1186 (W. 115), 2014/1463 (W. 144) and 2014/2368 (W. 231).

Plâu planhigion na chaniateir dod â hwy i Gymru na'u lledaenu o fewn
Cymru

RHAN A

Plâu planhigion na wyddys eu bod yn bresennol yn unrhyw ran o'r Undeb Ewropeaidd

Pryfed, gwiddon a nematodau

1. *Acleris* spp. (heb fod yn rhai Ewropeaidd)
2. *Agrilus anxius* Gory
3. *Agrilus planipennis* Fairmaire
4. *Amauromyza maculosa* (Malloch)
5. *Anomala orientalis* Waterhouse
6. *Anoplophora chinensis* (Forster)
7. *Anoplophora glabripennis* (Motschulsky)
8. *Anthonomus eugenii* Cano
9. *Arrhenodes minutus* Drury
10. *Bactericera cockerelli* (Sulc.)
11. *Bemisia tabaci* Genn. (poblogaethau heb fod yn rhai Ewropeaidd), fector firysau megis: Firws amryliw euraidd ffa, Firws brychni ysgafn pys y fuwch, Firws heintus melyn letys, Firws tigré ysgafn pupur, Firws deildro sgwosh, Firws amryliw fflamgoed neu Firws tomatos Fflorida
12. Cicadellidae (heb fod yn rhai Ewropeaidd) y gwyddys eu bod yn fectorau clefyd Pierce (a achosir gan *Xylella fastidiosa*), megis: *Carneocephala fulgida* Nottingham, *Draeculacephala minerva* Ball neu *Graphocephala atropunctata* (Signoret)
13. *Choristoneura* spp. (heb fod yn rhai Ewropeaidd)
14. *Conotrachelus nenuphar* (Herbst)
15. *Dendrolimus sibiricus* Tschetverikov
16. *Diabrotica barberi* Smith a Lawrence
17. *Diabrotica undecimpunctata howardi* Barber
18. *Diabrotica undecimpunctata undecimpunctata* Mannerheim
19. *Diabrotica virgifera zea* Kryan a Smith
20. *Diaphorina citri* Kuway
21. *Epitrix cucumeris* (Harris), *Epitrix papa*. sp.n, *Epitrix subcrinita* (Lec.) neu *Epitrix tuberis* (Gentner)
22. *Heliothis zea* (Boddie)

23. *Hirschmanniella* spp., ac eithrio *Hirschmanniella gracilis* (de Man) Luc a Goodey
24. *Keiferia lycopersicella* (Walsingham)
25. *Liriomyza sativae* Blanchard
26. *Longidorus diadecturus* Eveleigh ac Allen
27. *Monochamus* spp. (heb fod yn rhai Ewropeaidd)
28. *Myndus crudus* Van Duzee
29. *Nacobbus aberrans* (Thorne) Thorne ac Allen
30. *Naupactus leucoloma* Boheman
31. *Premnotrypes* spp. (heb fod yn rhai Ewropeaidd)
32. *Pseudopityophthorus minutissimus* (Zimmermann)
33. *Pseudopityophthorus pruinosus* (Eichhoff)
34. *Rhynchophorus ferrugineus* (Olivier)
35. *Rhynchophorus palmarum* (L.)
36. *Saperda candida* Fabricius
37. *Scaphoideus luteolus* Van Duzee
38. *Spodoptera eridania* (Cramer)
39. *Spodoptera frugiperda* (J.E. Smith)
40. *Spodoptera litura* (Fabricius)
41. *Thrips palmi* Karny
42. Tephritidae (heb fod yn rhai Ewropeaidd) megis: *Anastrepha fraterculus* (Wiedemann), *Anastrepha ludens* (Loew), *Anastrepha obliqua* Macquart, *Anastrepha suspensa* (Loew), *Dacus ciliatus* Loew, *Dacus curcurbitae* Coquillet, *Dacus dorsalis* Hendel, *Dacus tryoni* (Froggatt), *Dacus tsuneonis* Miyake, *Dacus zonatus* Saund., *Epochra canadensis* (Loew), *Pardalaspis cyanescens* Bezzi, *Pardalaspis quinaria* Bezzi, *Pterandrus rosa* (Karsch), *Rhacochlaena japonica* Ito, *Rhagoletis cingulata* (Loew), *Rhagoletis completa* Cresson, *Rhagoletis fausta* (Osten-Sacken), *Rhagoletis indifferens* Curran, *Rhagoletis mendax* Curran, *Rhagoletis pomonella* Walsh, *Rhagoletis ribicola* Doane neu *Rhagoletis suavis* (Loew)
43. *Thaumatotibia leucotreta* (Meyrick)
44. *Xiphinema americanum* Cobb *sensu lato* (poblogaethau heb fod yn rhai Ewropeaidd)
45. *Xiphinema californicum* Lamberti a Bleve-Zacheo

Bacteria

1. *Candidatus Liberibacter* spp., cyfrwng achosol clefyd Huanglongbing ffrwythau sitrws/gwyrddu ffrwythau sitrws
2. *Pseudomonas syringae* pv. *actinidiae* Takikawa, Serizawa, Ichikawa, Tsuyumu a Goto

3. *Xanthomonas citri* pv. *aurantifolii*

4. *Xanthomonas citri* pv. *citri*

Ffyngau

1. *Ceratocystis fagacearum* (Bretz) Hunt

2. *Chrysomyxa arctostaphyli* Dietel

3. *Cronartium* spp. (heb fod yn rhai Ewropeaidd)

4. *Endocronartium* spp. (heb fod yn rhai Ewropeaidd)

5. *Gibberella circinata* Nirenberg ac O'Donnell

6. *Guignardia laricina* (Saw.) Yamamoto ac Ito

7. *Gymnosporangium* spp. (heb fod yn rhai Ewropeaidd)

8. *Inonotus weirii* (Murril) Kotlaba a Pouzar

9. *Melampsora farlowii* (Arthur) Davis

10. *Mycosphaerella larici-leptolepsis* Ito *et al.*

11. *Mycosphaerella populorum* G.E. Thompson

12. *Phoma andina* Turkensteen

13. *Phyllosticta citricarpa* (McAlpine) Van der Aa

14. *Phyllosticta solitaria* Ellis ac Everhart.

15. *Phytophthora ramorum* Werres, De Cock a Man in't Veld sp. nov.

16. *Septoria lycopersici* Speg. var *malagutii* Ciccarone a Boerema

17. *Thecaphora solani* Barrus

18. *Tilletia indica* Mitra

19. *Trechispora brinkmannii* (Bresad.) Rogers

Firysau ac organeddau sy'n debyg i firysau

1. Firysau tatws neu organeddau sy'n debyg i firysau megis: Firws cudd tatws Andeaidd, Firws brychni tatws Andeaidd, Firws Arracacha B math oca, Firws crwn du tatws, Firws tatws T neu arunigion heb fod yn rhai Ewropeaidd firysau tatws A, M, S, V, X ac Y (gan gynnwys Yo, Yn ac Yc) a firws crychni dail tatws

2. Firws crwn tybaco

3. Firws crwn tomatos

4. Firysau neu organeddau sy'n debyg i firysau *Cydonia* Mill., *Fragaria* L., *Malus* Mill., *Prunus* L., *Pyrus* L., *Ribes* L., *Rubus* L. neu *Vitis* L., megis: Firws brychni dail llus America, Firws rathellddail ceirios (Americanaidd), Firws amryliw eirin gwlanog (Americanaidd), Rickettsia ffug eirin gwlanog, Firws roséd amryliw eirin gwlanog, Mycoplasm roséd eirin gwlanog, Mycoplasm clefyd-X eirin

gwlanog, Mycoplasma melyn eirin gwlanog, Firws patrwm llinellog eirin (Americanaidd), Firws deildro mafon (Americanaidd), Firws “C” cudd mefus, Firws bandio gwythiennau mefus, Mycoplasma ysgub y gwrrachod mefus neu firysau heb fod yn rhai Ewropeaidd neu organeddau sy'n debyg i firysau heb fod yn rhai Ewropeaidd *Cydonia* Mill., *Fragaria* L., *Malus* Mill., *Prunus* L., *Pyrus* L., *Ribes* L., *Rubus* L. neu *Vitis* L.

5. Firysau a drosglwyddir gan *Bemisia tabaci* Genn., megis: Firws amryliw euraidd ffa, Firws brychni ysgafn pys y fuwch, Firws heintus melyn letys, Firws tigré ysgafn pupur, Firws deildro sgwosh, Firws amryliw fflamgoed neu Firws tomatos Fflorida

Planhigion parasitig

1. *Arceuthobium* spp. (heb fod yn rhai Ewropeaidd)

Molysgiaid

1. *Pomacea* Perry

RHAN B

Plâu planhigion y gwyddys eu bod yn bresennol yn yr Undeb Ewropeaidd

Pryfed, gwiddon a nematodau

1. *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd)
2. *Bursaphelenchus xylophilus* (Steiner a Bühner) Nickle *et al.*
3. *Dryocosmus kuriphilus* Yasumatsu
4. *Globodera pallida* (Stone) Behrens
5. *Globodera rostochiensis* (Wollenweber) Behrens
6. *Leptinotarsa decemlineata* Say
7. *Meloidogyne chitwoodi* Golden *et al.* (pob poblogaeth)
8. *Meloidogyne fallax* Karszen
9. *Opogona sacchari* (Bojer)
10. *Popillia japonica* Newman
11. *Rhizoecus hibisci* Kawai a Takagi
12. *Spodoptera littoralis* (Boisduval)
13. *Thaumetopoea processionea* L
14. *Trioza erythrae* Del Guercio

Bacteria

1. *Clavibacter michiganensis* (Smith) Davis *et al.* ssp. *sepedonicus* (Spieckermann a Kotthoff) Davis *et al.*
2. *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*
3. *Xylella fastidiosa* (Wells *et al.*)

Ffyngau

1. *Chalara fraxinea* T. Kowalski, gan gynnwys ei deleomorff *Hymenoscyphus pseudoalbidus*
2. *Melampsora medusae* Thümen
3. *Synchytrium endobioticum* (Schilbersky) Percival

Firysau ac organeddau sy'n debyg i firysau

1. Mycoplasm ymlediad afalau
2. Mycoplasma crychni'r dail clorotig bricyll
3. *Candidatus* Phytoplasma ulmi
4. Mycoplasm dirywiad gellyg

ATODLEN 2 Erthyglau 5(1), 12(1), 18(1), 20(1), 24(4), 29(8), 32(7)
33(8), 42(3), 43(3) a 44(4)

Deunydd perthnasol na chaniateir dod ag ef i Gymru na'i symud o fewn Cymru os yw'r deunydd hwnnw'n cario plâu planhigion neu wedi ei heintio â phlâu planhigion

RHAN A

Plâu planhigion na wyddys eu bod yn bresennol yn yr Undeb Ewropeaidd

Pryfed, gwiddon a nematodau

| (1) <i>Eitem</i> | (2) <i>Disgrifiad o'r deunydd perthnasol</i> | (3) <i>Pla planhigion</i> |
|---------------------|--|---|
| 1. | Planhigion, ac eithrio hadau, <i>Fuchsia</i> L., a fwriedir ar gyfer eu plannu | <i>Aculops fuchsiae</i> Keifer |
| 2. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Aleurocanthus</i> spp. |
| 3. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu | <i>Anthonomus bisignifer</i> (Schenkling) |
| 4. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L., | <i>Anthonomus signatus</i> (Say) |

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| | a fwriedir ar gyfer eu plannu | |
| 5. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Aonidiella citrina</i> Coquillett |
| 6. | Hadau <i>Oryza</i> spp. | <i>Aphelenchoides besseyi</i> Christie |
| 7. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Juniperus</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Aschistonyx eppoi</i> Inouye |
| 8. | Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. neu <i>Pyrus</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Carposina niponensis</i> Walsingham |
| 9. | Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. neu <i>Rosa</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Enarmonia packardi</i> (Zeller) |
| 10. | Planhigion, ac eithrio hadau, <i>Crataegus</i> L., <i>Malus</i> Mill., <i>Photinia</i> LdL., <i>Prunus</i> L. neu <i>Rosa</i> L., neu ffrwythau <i>Malus</i> Mill. neu <i>Prunus</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Enarmonia prunivora</i> Walsh |
| 11. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Eotetranychus lewisi</i> (McGregor) |
| 12. | Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. neu <i>Pyrus</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Grapholita inopinata</i> Heinrich |
| 13. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Hishomonus phycitis</i> (Distant) |
| 14. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Leucaspis japonica</i> Ckll. |
| 15. | Hadau Cruciferae, Gramineae neu <i>Trifolium</i> spp., sy'n tarddu o'r Ariannin, Awstralia, Bolifia, Chile, Seland Newydd neu Uruguay | <i>Listronotus bonariensis</i> (Kuschel) |
| 16. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Vitis</i> L. | <i>Margarodes</i> , rhywogaethau heb fod yn rhai Ewropeaidd, megis: (a) <i>Margarodes vitis</i> (Philippi) (b) <i>Margarodes vredendalensis</i> de Klerk (c) <i>Margarodes prieskaensis</i> Jakubski |
| 17. | Planhigion, ac eithrio hadau, <i>Pyrus</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Numonia pyrivorella</i> (Matsumura) |
| 18. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Juniperus</i> L., sy'n tarddu o unrhyw | <i>Oligonychus perditus</i> Pritchard a Baker |

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| | wlad y tu allan i Ewrop | |
| 19. | Planhigion, ac eithrio ffrwythau neu hadau, coed conwydd (Coniferales), sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Pissodes</i> spp. (heb fod yn rhai Ewropeaidd) |
| 20. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf.; neu blanhigion Araceae, Marantaceae, Musaceae, <i>Persea</i> spp. neu Strelitziaceae, yn unrhyw achos sydd â gwreiddiau neu sy'n gysylltiedig â chyfrwng tyfu neu yr ymddengys iddynt fod mewn cysylltiad â chyfrwng tyfu | <i>Radopholus citrophilus</i> Huettel Dickson a Kaplan |
| 21. | Planhigion, ac eithrio hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Scirtothrips aurantii</i> Faure |
| 22. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Scirtothrips dorsalis</i> Hood |
| 23. | Planhigion, ac eithrio hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Scirtothrips citri</i> (Moultx) |
| 24. | Cloron <i>Solanum tuberosum</i> L. | <i>Scrobipalopsis solanivora</i> Povolny |
| 25. | Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. neu <i>Pyrus</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Tachypterellus quadrigibbus</i> Say |
| 26. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Toxoptera citricida</i> (Kirk.) |
| 27. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Unaspis citri</i> Comstock |

| Bacteria | | |
|-----------------|--|--|
| (1) Eitem | (2) Disgrifiad o'r deunydd perthnasol | (3) Pla planhigion |
| 1. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Clorosis brith planhigion sitrws |
| 2. | Hadau <i>Zea mays</i> L. | <i>Erwinia stewartii</i> (Smith) Dye |
| 3. | Hadau <i>Oryza</i> spp. | <i>Xanthomonas campestris</i> pv. <i>oryzae</i> (Ishiyama) Dye a pv. <i>oryzicola</i> (Fang. et al.) Dye |

| Ffyngau | | |
|----------------|--|-----------------------|
| (1) Eitem | (2) Disgrifiad o'r deunydd perthnasol | (3) Pla planhigion |
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| | | |
|-----|---|--|
| 1. | Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill., <i>Malus</i> Mill. neu <i>Pyrus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Alternaria alternata</i> (Fr.) Keissler (arunigion pathogenig heb fod yn rhai Ewropeaidd) |
| 2. | Planhigion, ac eithrio hadau, <i>Corylus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o Ganada neu UDA | <i>Anisogramma anomala</i> (Peck) E. Müller |
| 3. | Planhigion, ac eithrio hadau, <i>Prunus</i> L., a fwriedir ar gyfer eu plannu | <i>Apiosporina morbosa</i> (Schwein.) v. Arx |
| 4. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Pinus</i> L., a fwriedir ar gyfer eu plannu | <i>Atropellis</i> spp. |
| 5. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Acer saccharum</i> Marsh., sy'n tarddu o Ganada neu UDA | <i>Ceratocystis virescens</i> (Davidson) Moreau |
| 6. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Pinus</i> L. | <i>Cercoseptoria pini-densiflorae</i> (Hori a Nambu) Deighton |
| 7. | Planhigion, ac eithrio hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Cercospora angolensis</i> Carv. a Mendes |
| 8. | Planhigion, ac eithrio hadau, <i>Vaccinium</i> spp., a fwriedir ar gyfer eu plannu | <i>Diaporthe vaccinii</i> Shaer |
| 9. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf.; neu blanhigion, ac eithrio ffrwythau neu hadau (ac eithrio ffrwythau <i>Citrus reticulata</i> Blanco a <i>Citrus sinensis</i> (L.) Osbeck) <i>Citrus</i> L., yn unrhyw achos, sy'n tarddu o unrhyw wlad yn Ne America | <i>Elsinoe</i> spp. Bitanc. a Jenk. Mendes |
| 10. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Phoenix</i> spp. | <i>Fusarium oxysporum</i> f. sp. <i>albedinis</i> (Kilian a Maire) Gordon |
| 11. | Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. neu <i>Pyrus</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Guignardia piricola</i> (Nosa) Yamamoto |
| 12. | Planhigion, ac eithrio ffrwythau neu hadau, Solanaceae | <i>Puccinia pittieriana</i> Hennings |
| 13. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Pinus</i> L. | <i>Scirrhia acicola</i> (Dearn.) Siggers |
| 14. | Planhigion, ac eithrio hadau, <i>Ulmus</i> L. neu <i>Zelkova</i> L., a fwriedir ar gyfer eu plannu | <i>Stegophora ulmea</i> (Schweintz: Fries) Sydow a Sydow |
| 15. | Planhigion, ac eithrio hadau, <i>Pyrus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <i>Venturia nashicola</i> Tanaka ac Yamamoto |

| | | |
|---|-----------------------------------|----------------|
| Firysau ac organeddau sy'n debyg i firysau | | |
| (1) | (2) | (3) |
| Eitem | Disgrifiad o'r deunydd perthnasol | Pla planhigion |

| | | |
|-----|---|---|
| 1. | Planhigion, ac eithrio hadau, <i>Beta vulgaris</i> L., a fwriedir ar gyfer eu plannu | Firws crych betys (arunigion heb fod yn rhai Ewropeaidd) |
| 2. | Planhigion <i>Rubus</i> L., a fwriedir ar gyfer eu plannu | Firws cudd mafon duon |
| 3. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Malltod neu bla sy'n debyg i falltod |
| 4. | Planhigion, ac eithrio hadau, Palmae, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw wlad y tu allan i Ewrop | Firoid Cadang-Cadang |
| 5. | Planhigion <i>Rubus</i> L., a fwriedir ar gyfer eu plannu | Firws crychni'r dail ceirios |
| 6. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul. neu <i>Solanum lycopersicum</i> L., a fwriedir ar gyfer eu plannu | Firws necrosis coesyngau ffarwelau haf |
| 7. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Firws amryliw sitrws |
| 8. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Firws tristesa sitrws (arunigion heb fod yn rhai Ewropeaidd) |
| 9. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Leprosis |
| 10. | Planhigion, ac eithrio hadau, <i>Prunus cerasus</i> L., <i>Prunus avium</i> L., <i>Prunus incisa</i> Thunb., <i>Prunus sargentii</i> Rehd., <i>Prunus serrula</i> Franch., <i>Prunus serrulata</i> Lindl., <i>Prunus speciosa</i> (Koidz.) Ingram, <i>Prunus subhirtella</i> Miq. neu <i>Prunus yedoensis</i> Matsum., neu eu cyltifarau, a fwriedir ar gyfer eu plannu | Pathogen ceirios bychain (arunigion heb fod yn rhai Ewropeaidd) |
| 11. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Psorosis sy'n lledaenu'n naturiol |
| 12. | Planhigion, ac eithrio hadau, Palmae, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw wlad y tu allan i Ewrop | Mycoplasma melynu marwol palmwydd |
| 13. | Planhigion <i>Rubus</i> L., a fwriedir ar gyfer eu plannu | Firws crwn necrotig eirinwydd |
| 14. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Firws corachaid satsumas |
| 15. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Firws dail carpiog |
| 16. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Ysgub y gwrachod (MLO) |

RHAN B

Plâu planhigion y gwyddys eu bod yn bresennol yn yr Undeb Ewropeaidd

Pryfed, gwiddon a nematodau

| (1) <i>Eitem</i> | (2) <i>Disgrifiad o'r deunydd perthnasol</i> | (3) <i>Pla planhigion</i> |
|---------------------|---|---|
| 1. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu | <i>Aphelenchoides besseyi</i> Christie |
| 2. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Vitis</i> L. | <i>Daktulosphaira vitifoliae</i> (Fitch) |
| 3. | Blodau, bylbiau neu gormau <i>Crocus</i> L., cyltifarafau bychain y genws <i>Gladiolus</i> Tourn. ex. L. gan gynnwys <i>Gladiolus callianthus</i> Marais, <i>Gladiolus colvillei</i> Sweet, <i>Gladiolus nanus</i> hort., <i>Gladiolus ramosus</i> hort., <i>Gladiolus tubergenii</i> hort., <i>Hyacinthus</i> L., <i>Iris</i> L., <i>Trigridia</i> Juss. neu <i>Tulipa</i> L., a fwriedir ar gyfer eu plannu, neu gloron (<i>Solanum tuberosum</i> L.), a fwriedir ar gyfer eu plannu | <i>Ditylenchus destructor</i> Thorne |
| 4. | Hadau neu fylbiau <i>Allium ascalonicum</i> L., <i>Allium cepa</i> L. neu <i>Allium schoenoprasum</i> L., a fwriedir ar gyfer eu plannu; planhigion <i>Allium porrum</i> L., a fwriedir ar gyfer eu plannu; bylbiau neu gormau <i>Camassia</i> Lindl., <i>Chionodoxa</i> Boiss., <i>Crocus flavus</i> Weston "Golden Yellow", <i>Galanthus</i> L., <i>Galtonia candicans</i> (Baker) Decne, <i>Hyacinthus</i> L., <i>Ismene</i> Herbert, <i>Muscari</i> Miller, <i>Narcissus</i> L., <i>Ornithogalum</i> L., <i>Puschkinia</i> Adams, <i>Scilla</i> L. neu <i>Tulipa</i> L., a fwriedir ar gyfer eu plannu; neu hadau <i>Medicago sativa</i> L. | <i>Ditylenchus dipsaci</i> (Kühn) Filipjev |
| 5. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Circulifer haematoceps</i> (Mulsant a Rey) |
| 6. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Circulifer tenellus</i> (Baker) |
| 7. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Eutetranychus orientalis</i> Klein |
| 8. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L., <i>Pelargonium</i> L'Hérit ex Ait. neu'r teulu Solanaceae, a fwriedir ar gyfer eu plannu | <i>Helicoverpa armigera</i> (Hübner) |
| 9. | Planhigion, ac eithrio ffrwythau neu | <i>Parasaissetia nigra</i> (Nietner) |

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| | hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | |
| 10. | Planhigion <i>Palmae</i> , a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5cm ac sy'n perthyn i'r genera a ganlyn: <i>Brahea</i> Mart., <i>Butia</i> Becc., <i>Chamaerops</i> L., <i>Jubaea</i> Kunth., <i>Livistona</i> R. Br., <i>Phoenix</i> L., <i>Sabal</i> Adans., <i>Syagrus</i> Mart., <i>Trachycarpus</i> H. Wendl., <i>Trithrinax</i> Mart. neu <i>Washingtonia</i> Raf. | <i>Paysandisia archon</i> (Burmeister) |
| 11. | Planhigion Araceae, Marantaceae, Musaceae, <i>Persea</i> spp., neu Strelitziaceae, sydd â gwreiddiau neu sy'n gysylltiedig â chyfrwng tyfu neu yr ymddengys iddynt fod mewn cysylltiad â chyfrwng tyfu | <i>Radopholus similis</i> (Cobb) Thorne |
| 12. | Planhigion <i>Palmae</i> , a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5cm ac sy'n perthyn i'r tacsonau a ganlyn: <i>Areca catechu</i> L., <i>Arenga pinnata</i> (Wurmb) Merr., <i>Bismarckia</i> Hildebr. a H. Wendl., <i>Borassus flabellifer</i> L., <i>Brahea armata</i> S. Watson, <i>Brahea edulis</i> H. Wendl., <i>Butia capitata</i> (Mart.) Becc., <i>Calamus merrillii</i> Becc., <i>Caryota maxima</i> Blume, <i>Caryota cumingii</i> Lodd. Ex Mart., <i>Chamaerops humilis</i> L., <i>Cocos nucifera</i> L., <i>Copernicia</i> Mart., <i>Corypha utan</i> Lam., <i>Elaeis guineensis</i> Jacq., <i>Howea forsteriana</i> Becc., <i>Jubaea chilensis</i> (Molina) Baill., <i>Livistona australis</i> C. Martius, <i>Livistona decora</i> (W. Bull) Dowe, <i>Livistona rotundifolia</i> (Lam.) Mart., <i>Metroxylon sagu</i> Rottb., <i>Phoenix canariensis</i> Chabaud, <i>Phoenix dactylifera</i> L., <i>Phoenix reclinata</i> Jacq., <i>Phoenix roebelenii</i> O'Brien, <i>Phoenix sylvestris</i> (L.) Roxb., <i>Phoenix theophrasti</i> Greuter, <i>Pritchardia</i> Seem. a H. Wendl., <i>Ravenea rivularis</i> Jum. a H. Perrier, <i>Roystonea regia</i> (Kunth) O.F. Cook, <i>Sabal palmetto</i> (Walter) Lodd. ex Schult. a Schult. f., <i>Syagrus roman-zoffiana</i> (Cham.) Glassman, <i>Trachycarpus fortunei</i> (Hook.) H. Wendl. neu <i>Washingtonia</i> Raf. | <i>Rhynchophorus ferrugineus</i> (Olivier) |
| 13. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Pinus</i> L., a fwriedir ar gyfer eu plannu | <i>Thaumetopoea pityocampa</i> Denis a Schiffermüller |
| 14. | Blodau wedi eu torri neu lysiau deiliog <i>Apium graveolens</i> L. neu blanhigion rhywogaethau llysieuol, a fwriedir ar gyfer eu plannu, ac eithrio: | <i>Liriomyza huidobrensis</i> (Blanchard) |

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| | —bylbiau, —cormau, —planhigion o'r teulu Gramineae, —rhisomau, neu —hadau | |
| 15. | Blodau wedi eu torri neu lysiau deiliog <i>Apium graveolens</i> L. neu blanhigion rhywogaethau llysiuol, a fwriedir ar gyfer eu plannu, ac eithrio: —bylbiau, —cormau, —planhigion o'r teulu Gramineae, —rhisomau, neu —hadau | <i>Liriomyza trifolii</i> (Burgess) |

| Bacteria | | |
|-----------------|---|--|
| (1) Eitem | (2) <i>Disgrifiad o'r deunydd perthnasol</i> | (3) <i>Pla planhigion</i> |
| 1. | Hadau <i>Medicago sativa</i> L. | <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> (McCulloch) Davis <i>et al.</i> |
| 2. | Planhigion <i>Solanum lycopersicum</i> L., a fwriedir ar gyfer eu plannu | <i>Clavibacter michiganensis</i> ssp. <i>michiganensis</i> (Smith) Davis <i>et al.</i> |
| 3. | Planhigion, ac eithrio hadau, <i>Amelanchier</i> Med., <i>Chaenomeles</i> Lindl., <i>Cotoneaster</i> Ehrh., <i>Crataegus</i> L., <i>Cydonia</i> Mill., <i>Eriobotrya</i> Lindl., <i>Malus</i> Mill., <i>Mespilus</i> L., <i>Photinia davidiana</i> (Dcne.) Cardot, <i>Pyracantha</i> Roem., <i>Pyrus</i> L. neu <i>Sorbus</i> L., a fwriedir ar gyfer eu plannu | <i>Erwinia amylovora</i> (Burr.) Winsl. <i>et al.</i> |
| 4. | Planhigion, ac eithrio hadau, <i>Dianthus</i> L., a fwriedir ar gyfer eu plannu | <i>Erwinia chrysanthemi</i> pv. <i>dianthicola</i> (Hellmers) Dickey |
| 5. | Planhigion, ac eithrio hadau, <i>Dianthus</i> L., a fwriedir ar gyfer eu plannu | <i>Pseudomonas caryophylli</i> (Burkholder) Starr a Burkholder |
| 6. | Planhigion, ac eithrio hadau, <i>Prunus persica</i> (L.) Batsch neu <i>Prunus persica</i> var. <i>nectarina</i> (Ait.) Maxim, a fwriedir ar gyfer eu plannu | <i>Pseudomonas syringae</i> pv. <i>persicae</i> (Prunier <i>et al.</i>) Young <i>et al.</i> |
| 7. | Hadau <i>Phaseolus</i> L. | <i>Xanthomonas campestris</i> pv. <i>phaseoli</i> (Smith) Dye |
| 8. | Planhigion, ac eithrio hadau, <i>Prunus</i> L., a fwriedir ar gyfer eu plannu | <i>Xanthomonas arboricola</i> pv. <i>pruni</i> (Smith) Vauterin <i>et al.</i> |
| 9. | Planhigion <i>Solanum lycopersicum</i> L. neu <i>Capsicum</i> spp., a fwriedir ar gyfer eu plannu | <i>Xanthomonas campestris</i> pv. <i>vesticatoria</i> (Doidge) Dye |
| 10. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu | <i>Xanthomonas fragariae</i> Kennedy a King |
| 11. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Vitis</i> L. | <i>Xylophilus ampelinus</i> (Panagopoulos) Willems <i>et al.</i> |

| Ffyngau | | |
|---------------------|---|---|
| (1) <i>Eitem</i> | (2) <i>Disgrifiad o'r deunydd perthnasol</i> | (3) <i>Pla planhigion</i> |
| 1. | Planhigion, ac eithrio hadau, <i>Platanus</i> L., a fwriedir ar gyfer eu plannu | <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. a T.C. Harr. |
| 2. | Planhigion <i>Fraxinus</i> L., a fwriedir ar gyfer eu plannu | <i>Chalara fraxinea</i> T. Kowalski, gan gynnwys ei deleomorff <i>Hymenoscyphus pseudoalbidus</i> |
| 3. | Planhigion <i>Castanea</i> Mill., a fwriedir ar gyfer eu plannu, neu blanhigion, ac eithrio hadau, <i>Quercus</i> L., a fwriedir ar gyfer eu plannu | <i>Cryphonectria parasitica</i> (Murrill) Barr |
| 4. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul., a fwriedir ar gyfer eu plannu | <i>Didymella ligulicola</i> (Baker, Dimock a Davis) v. Arx |
| 5. | Planhigion, ac eithrio hadau, <i>Dianthus</i> L., a fwriedir ar gyfer eu plannu | <i>Phialophora cinerescens</i> (Wollenweber) van Beyma |
| 6. | Planhigion, ac eithrio hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Phoma tracheiphila</i> (Petri) Kanchaveli a Gikashvili |
| 7. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu | <i>Phytophthora fragariae</i> Hickman var. <i>Fragariae</i> |
| 8. | Hadau <i>Helianthus annuus</i> L. | <i>Plasmopara halstedii</i> (Farlow) Berl. a de Toni |
| 9. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul., a fwriedir ar gyfer eu plannu | <i>Puccinia horiana</i> Hennings |
| 10. | Planhigion, ac eithrio hadau, <i>Pinus</i> L., a fwriedir ar gyfer eu plannu | <i>Scirrhia pini</i> Funk a Parker |
| 11. | Planhigion, ac eithrio hadau, <i>Humulus lupulus</i> L., a fwriedir ar gyfer eu plannu | <i>Verticillium albo-atrum</i> Reinke a Berthold |
| 12. | Planhigion, ac eithrio hadau, <i>Humulus lupulus</i> L., a fwriedir ar gyfer eu plannu | <i>Verticillium dahliae</i> Klebahn |

| Firysau ac organeddau sy'n debyg i firysau | | |
|---|---|------------------------------------|
| (1) <i>Eitem</i> | (2) <i>Disgrifiad o'r deunydd perthnasol</i> | (3) <i>Pla planhigion</i> |
| 1. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L. neu <i>Rubus</i> L., a fwriedir ar gyfer eu plannu | Firws amryliw Arabis |
| 2. | Planhigion, ac eithrio hadau, <i>Beta vulgaris</i> L., a fwriedir ar gyfer eu plannu | Firws deildro betys |
| 3. | Planhigion, ac eithrio hadau, <i>Ulmus</i> L., a fwriedir ar gyfer eu plannu | <i>Candidatus</i> Phytoplasma ulmi |

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| 4. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul., a fwriedir ar gyfer eu plannu | Firoid arafu twf ffarwelau haf |
| 5. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Firws tristesa sitrws (arunigion Ewropeaidd) |
| 6. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Vitis</i> L. | Flavescence dorée MLO gwinwydd |
| 7. | Planhigion, ac eithrio hadau, <i>Prunus</i> L., a fwriedir ar gyfer eu plannu | Firws brech eirin |
| 8. | Planhigion, ac eithrio hadau, Solanaceae, a fwriedir ar gyfer eu plannu | Mycoplasma stolbur tatws |
| 9. | Planhigion <i>Solanum lycopersicum</i> L., <i>Capsicum annuum</i> L. neu <i>Capsicum frutescens</i> L., a fwriedir ar gyfer eu plannu, neu blanhigion <i>Solanum tuberosum</i> L. | Firoid y gloronen bigfain |
| 10. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L. neu <i>Rubus</i> L., a fwriedir ar gyfer eu plannu | Firws crwn mafon |
| 11. | Planhigion, ac eithrio hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | <i>Spiroplasma citri</i> Saglio <i>et al.</i> |
| 12. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu | Firws crych mefus |
| 13. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L. neu <i>Rubus</i> L., a fwriedir ar gyfer eu plannu | Firws crwn cudd mefus |
| 14. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu | Firws minfelyn ysgafn mefus |
| 15. | Planhigion, ac eithrio hadau, <i>Fragaria</i> L. neu <i>Rubus</i> L., a fwriedir ar gyfer eu plannu | Firws crwn du tomatos |
| 16. | Planhigion, ac eithrio hadau, <i>Apium graveolens</i> L., <i>Capsicum annuum</i> L., <i>Cucumis melo</i> L., <i>Dendranthema</i> (DC.) Des Moul., unrhyw amrywogaeth o hybridau Guinea Newydd o <i>Impatiens</i> , <i>Lactuca sativa</i> L., <i>Solanum lycopersicum</i> L. neu <i>Nicotiana tabacum</i> L. a rhaid bod tystiolaeth y'u bwriedir ar gyfer eu gwerthu i gynhyrchwyr tybaco proffesiynol, <i>Solanum melongena</i> L. neu <i>Solanum tuberosum</i> L., a fwriedir ar gyfer eu plannu | Firws gwywo brith tomatos |
| 17. | Planhigion, ac eithrio hadau, <i>Solanum lycopersicum</i> L., a fwriedir ar gyfer eu plannu | Firws deildro melyn tomatos |

ATODLEN 3 Erthyglau 5(1), 18(1) a 43(3)

Deunydd perthnasol na chaniateir dod ag ef i Gymru os yw'r deunydd hwnnw'n tarddu o drydydd gwledydd penodol

| (1) <i>Eitem</i> | (2) <i>Disgrifiad o'r deunydd perthnasol</i> | (3) <i>Gwledydd tarddiad</i> |
|---------------------|--|---|
| 1. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Abies</i> Mill., <i>Cedrus</i> Trew, <i>Chamaecyparis</i> Spach, <i>Juniperus</i> L., <i>Larix</i> Mill., <i>Picea</i> A. Dietr., <i>Pinus</i> L., <i>Pseudotsuga</i> Carr. neu <i>Tsuga</i> Carr. | Unrhyw wlad y tu allan i Ewrop |
| 2. | Planhigion deiliog, ac eithrio ffrwythau neu hadau, <i>Castanea</i> Mill, neu <i>Quercus</i> L. | Unrhyw wlad y tu allan i Ewrop |
| 3. | Planhigion deiliog, ac eithrio ffrwythau neu hadau, <i>Populus</i> L. | Unrhyw wlad yng Ngogledd America |
| 4. | Planhigion, ac eithrio planhigion cwsg sydd heb ddail, blodau a ffrwythau, <i>Chaenomeles</i> Lindl., <i>Cydonia</i> Mill., <i>Crataegus</i> L., <i>Malus</i> Mill., <i>Prunus</i> L., <i>Pyrus</i> L. neu <i>Rosa</i> L., a fwriedir ar gyfer eu plannu | Unrhyw wlad y tu allan i Ewrop |
| 5. | Planhigion, ac eithrio planhigion cwsg sydd heb ddail, blodau a ffrwythau, <i>Photinia</i> Lindl., a fwriedir ar gyfer eu plannu | UDA, Tsieina, Japan, Gweriniaeth Korea neu Weriniaeth Ddemocrataidd Pobl Korea |
| 6. | Cloron <i>Solanum tuberosum</i> L. i'w plannu | Unrhyw drydedd wlad ac eithrio'r Swistir |
| 7. | Planhigion o rywogaethau <i>Solanum</i> L., sy'n ffurfio stolon neu gloron a fwriedir ar gyfer eu plannu, ac eithrio cloron <i>Solanum tuberosum</i> L. a bennir yn eitem 6 | Unrhyw drydedd wlad |
| 8. | Cloron rhywogaethau <i>Solanum</i> L., ac eithrio'r rheini a bennir yn eitemau 6 a 7 | Unrhyw drydedd wlad ac eithrio Algeria, Bosnia a Herzegovina, yr Aifft, Israel, Libya, Morocco, Serbia, y Swistir, Syria, Tunisia neu Dwrci |
| 9. | Planhigion Solanaceae, a fwriedir ar gyfer eu plannu, ac eithrio hadau neu ddeunydd perthnasol a bennir yn eitemau 6 i 8 | Unrhyw drydedd wlad ac eithrio unrhyw wlad yn ardal Ewrop a Môr y Canoldir |
| 10. | Pridd neu gyfrwng tyfu sydd ar ffurf, yn gyfan gwbl neu'n rhannol, pridd neu sylweddau organig solet megis rhannau o blanhigion neu hwmws (gan gynnwys mawn neu risgl), ac eithrio cyfrwng tyfu sydd ar ffurf mawn yn gyfan gwbl | Belarws, Moldofa, Rwsia, Twrci, yr Ukrain ac unrhyw drydedd wlad nad yw ar dir mawr Ewrop, ac eithrio'r Aifft, Israel, Libya, Morocco neu Tunisia |
| 11. | Planhigion, ac eithrio ffrwythau, <i>Vitis</i> L. | Unrhyw drydedd wlad ac eithrio'r Swistir |
| 12. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf. | Unrhyw drydedd wlad |

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| 13. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Phoenix</i> spp. | Algeria neu Morocco |
| 14. | Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. neu <i>Pyrus</i> L. neu <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu | Unrhyw drydedd wlad, ac eithrio gwlad yn ardal Ewrop a Môr y Canoldir, Awstralia, Seland Newydd, Canada neu daleithiau cyfandirol UDA |
| 15. | Planhigion, ac eithrio hadau, o'r teulu Gramineae, ac eithrio planhigion glaswelltoedd lluosflwydd addurniadol o'r is-deuluoedd Bambusoideae, Panicoideae neu o'r genera <i>Buchloe</i> , <i>Bouteloua</i> Lag., <i>Calamagrostis</i> , <i>Cortaderia</i> Stapf., <i>Glyceria</i> R. Br., <i>Hakonechloa</i> Mak. ex. Honda, <i>Hystrix</i> , <i>Molinia</i> , <i>Phalaris</i> L., <i>Shibataea</i> , <i>Spartina</i> Schreb., <i>Stipa</i> L. neu <i>Uniola</i> L., a fwriedir ar gyfer eu plannu | Unrhyw drydedd wlad, ac eithrio gwlad yn ardal Ewrop a Môr y Canoldir |
| 16. | Planhigion, ac eithrio hadau, <i>Coffea</i> , a fwriedir ar gyfer eu plannu | Costa Rica neu Honduras |
| 17. | Planhigion, ac eithrio hadau, <i>Capsicum</i> L., <i>Lagenaria</i> Ser., <i>Luffa</i> Mill., <i>Momordica</i> L. neu <i>Solanum</i> L., ac eithrio <i>Solanum lycopersicum</i> L. | Ghana |

ATODLEN 4 Erthyglau 3, 5(1), 12(1), 15(2), 18(1), 18(3) ac 20(1)

Cyfyngiadau ar ddod â deunydd perthnasol i Gymru a'i symud o fewn Cymru

RHAN A

Deunydd perthnasol, sy'n tarddu o drydydd gwledydd, na chaniateir ei lanio oni chydymffurfir â gofynion arbennig

| (1) Eitem | (2) Disgrifiad o'r deunydd perthnasol | (3) Gofynion glanio |
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| 1. | Planhigion, ac eithrio ffrwythau neu hadau, coed conwydd (Coniferales), sy'n tarddu o unrhyw wlad y tu allan i Ewrop | Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod wedi eu cynhyrchu mewn meithrinfa, a bod y man cynhyrchu yn rhydd rhag <i>Pissodes</i> spp. (heb fod yn rhai Ewropeaidd) |
| 2. | Planhigion, ac eithrio hadau, <i>Pinus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Scirrhia acicola</i> (Dearn.) Siggers neu <i>Scirrhia pini</i> Funk a Parker yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 3. | Planhigion, ac eithrio hadau, <i>Abies</i> | Rhaid i'r planhigion ddod gyda datganiad |

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| | Mill., <i>Larix</i> Mill., <i>Picea</i> A. Dietr., <i>Pinus</i> L., <i>Pseudotsuga</i> Carr. neu <i>Tsuga</i> Carr., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | swyddogol na welwyd unrhyw symptomau <i>Melampsora medusae</i> Thümen yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 4. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Quercus</i> L. sy'n tarddu o UDA | Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Ceratocystis fagacearum</i> (Bretz) Hunt. |
| 5. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Castanea</i> Mill. neu <i>Quercus</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw arwyddion <i>Cronartium</i> spp. (heb fod yn rhai Ewropeaidd) yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 6. | Planhigion, ac eithrio hadau, <i>Castanea</i> Mill, neu <i>Quercus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol: (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Cryphonectria parasitica</i> (Murrill) Barr; neu (b) na welwyd unrhyw symptomau <i>Cryphonectria parasitica</i> (Murrill) Barr yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 7. | Planhigion, ac eithrio hadau, <i>Corylus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o Ganada neu UDA | Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod wedi eu tyfu mewn meithrinfa ac: (a) yn tarddu o ardal a sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad honno yn ardal sy'n rhydd rhag <i>Anisogramma anomala</i> (Peck) E. Müller, yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration"; neu (b) yn tarddu o fan cynhyrchu a sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad honno yn fan sy'n rhydd rhag <i>Anisogramma anomala</i> (Peck) E. Müller o gynnal arolygiadau swyddogol yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r tri chylch llystyfiant cyflawn diweddaraf, yn unol ag ISPM Rhif 10, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y |

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| | | pennawd “Additional declaration” a datganiad ei fod yn rhydd rhag <i>Anisogramma anomala</i> (Peck) E. Müller |
| 8. | Planhigion, ac eithrio ffrwythau neu hadau, ond gan gynnwys canghennau wedi eu torri, gyda deiliach neu hebddo, <i>Fraxinus</i> L., <i>Juglans ailantifolia</i> Carr., <i>Juglans mandshurica</i> Maxim., <i>Ulmus davidiana</i> Planch. neu <i>Pterocarya rhoifolia</i> Siebold a Zucc., sy’n tarddu o Ganada, Tsieina, Gweriniaeth Ddemocrataidd Pobl Korea, Japan, Mongolia, Gweriniaeth Korea, Rwsia, Taiwan neu UDA | Rhaid i’r planhigion ddod gyda datganiad swyddogol eu bod yn tarddu o ardal y cydnabyddir ei bod yn rhydd rhag <i>Agrilus planipennis</i> Fairmaire at ddibenion pwynt 11.4 o Adran I o Atodiad IV Rhan A, ac a grybwyllir ar y dystysgrif ffytoiechydol neu’r dystysgrif ffytoiechydol ar gyfer ailallforio |
| 9. | Planhigion <i>Betula</i> L., ac eithrio ffrwythau neu hadau, ond gan gynnwys canghennau wedi eu torri <i>Betula</i> L., gyda deiliach neu hebddo, sy’n tarddu o unrhyw drydedd wlad | Rhaid i’r planhigion ddod gyda datganiad swyddogol eu bod yn tarddu o wlad y gwyddys ei bod yn rhydd rhag <i>Agrilus anxius</i> Gory |
| 10. | Planhigion, ac eithrio hadau, <i>Platanus</i> L., a fwriedir ar gyfer eu plannu, sy’n tarddu o Armenia, y Swistir neu UDA | Rhaid i’r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. a T.C. Harr. yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau’r cylch llystyfiant cyflawn diweddaraf |
| 11. | Planhigion, ac eithrio hadau, <i>Populus</i> L., a fwriedir ar gyfer eu plannu, sy’n tarddu o unrhyw drydedd wlad | Rhaid i’r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Melampsora medusae</i> Thümen yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau’r cylch llystyfiant cyflawn diweddaraf |
| 12. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Populus</i> L., sy’n tarddu o unrhyw wlad ar gyfandir America | Rhaid i’r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Mycosphaerella populorum</i> G.E. Thompson yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau’r cylch llystyfiant cyflawn diweddaraf. |
| 13. | Planhigion, ac eithrio hadau, <i>Ulmus</i> L., a fwriedir ar gyfer eu plannu, sy’n tarddu o unrhyw wlad yng Ngogledd America | Rhaid i’r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Candidatus Phytoplasma ulmi</i> yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau’r cylch llystyfiant cyflawn diweddaraf |
| 14. | Planhigion, ac eithrio impynnau, toriadau, planhigion mewn meithriniad meinwe, paill neu hadau, <i>Amelanchier Medik.</i> , <i>Aronia</i> Medik., <i>Cotoneaster</i> Medik., <i>Crataegus</i> L., <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., <i>Pyracantha</i> | Rhaid i’r planhigion ddod gyda datganiad swyddogol: (a) eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal sy’n rhydd rhag <i>Saperda candida</i> Fabricius, sef ardal a sefydlwyd gan y sefydliad diogelu |

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| | <p>M. Roem., <i>Pyrus</i> L. neu <i>Sorbus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o Ganada neu UDA</p> | <p>planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohono yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration"; neu</p> <p>(b) eu bod wedi eu tyfu yn ystod cyfnod o ddwy flynedd o leiaf cyn eu hallforio, neu yn achos planhigion sy'n iau na dwy flynedd, wedi eu tyfu drwy gydol eu bywyd, mewn man cynhyrchu a sefydlwyd yn fan sy'n rhydd rhag <i>Saperda candida</i> Fabricius yn unol ag ISPM Rhif 10:</p> <ul style="list-style-type: none"> (i) sydd wedi ei gofrestru a'i oruchwyllo gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni; (ii) a fu'n destun dau arolygiad swyddogol bob blwyddyn ar gyfer unrhyw arwyddion <i>Saperda candida</i> Fabricius a gynhaliwyd ar adegau priodol; (iii) lle mae'r planhigion wedi eu tyfu mewn safle sydd wedi ei ddiogelu'n llwyr yn ffisegol rhag cyflwyno <i>Saperda candida</i> Fabricius neu drwy gymhwyso triniaethau ataliol priodol ac a amgylchynir gan barth clustogi sydd o leiaf 500 m o led lle y cadarnhawyd nad yw <i>Saperda candida</i> Fabricius yn bresennol gan arolygon swyddogol a gynhelir yn flynyddol ar adegau priodol; a (iv) yn union cyn eu hallforio, bod y planhigion, ac yn enwedig eu coesyntau, wedi bod yn destun arolygiad manwl ar gyfer presenoldeb <i>Saperda candida</i> Fabricius, a oedd yn cynnwys samplu dinistriol, pan fo'n briodol |
| 15. | <p>Ffrwythau <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf., sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r ffrwythau fod yn rhydd rhag pedynclau a dail, a rhaid i'r deunydd pecynnu, unrhyw label a osodir ar y deunydd pecynnu neu unrhyw ddogfen a ddefnyddir</p> |

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| | | fel arfer at ddibenion masnach sy'n dod gyda'r llwyth ddwyn nod tarddiad priodol (caiff y nod hwnnw fod yn gyfeiriad at enw'r wlad y mae'r ffrwythau yn tarddu ohoni) |
| 16. | Ffrwythau <i>Citrus</i> L., <i>Fortunella</i> Swingle, <i>Poncirus</i> Raf., <i>Microcitrus</i> Swingle, <i>Naringi</i> Adans., neu <i>Swinglea</i> Merr., sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r ffrwythau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o wlad y cydnabyddir ei bod yn rhydd rhag <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> yn unol ag ISPM Rhif 4, ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig am hynny yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol;</p> <p>(b) eu bod yn tarddu o ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn ardal sy'n rhydd rhag <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration" ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig am hynny yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol;</p> <p>(c) eu bod yn tarddu o fan cynhyrchu a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn fan sy'n rhydd rhag <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> yn unol ag ISPM Rhif 10, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration";</p> <p>(d) eu bod:</p> <p>(i) wedi eu trin â sodiwm orthoffenylffenedad neu unrhyw driniaeth effeithiol arall yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig amdani yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol;</p> |

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| | | <p>(ii) yn tarddu o safle cynhyrchu sy'n ddarostyngedig, ynghyd â'i gyffiniau agos, i driniaethau ac arferion meithrin priodol i atal <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i>; a</p> <p>(iii) yn rhydd rhag symptomau <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i>, fel y dangosir o gynnal arolygiadau swyddogol ar adegau priodol cyn allforio; a</p> <p>(iv) sy'n cynnwys gwybodaeth ynghylch olrheiniadwyedd; neu</p> <p>(e) yn achos ffrwythau sydd i'w hanfon i greu sudd drwy brosesu diwydiannol yn yr Undeb Ewropeaidd:</p> <p>(i) y canfuwyd eu bod yn rhydd rhag symptomau <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> yn ystod arolygiadau swyddogol a gynhaliwyd cyn eu hallforio;</p> <p>(ii) eu bod yn tarddu o safle cynhyrchu a oedd yn ddarostyngedig, ynghyd â'i gyffiniau agos, i driniaethau ac arferion meithrin priodol i atal <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i>;</p> <p>(iii) eu bod yn ddarostyngedig i drwydded a roddir o dan erthygl 40(1) o'r Gorchymyn hwn sy'n awdurdodi eu symud o fewn Cymru a, phan fo'n gymwys, eu prosesu a'u storio yng Nghymru;</p> <p>(iv) eu bod yn cael eu cludo mewn pecynnau unigol sy'n dwyn label sy'n cynnwys cod olrheiniadwyedd ac sy'n dangos bod y ffrwythau yn cael eu hanfon i'w prosesu'n ddiwydiannol; a</p> <p>(v) sy'n cynnwys gwybodaeth</p> |
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| | | ynghylch olrheiniadwyedd |
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| 17. | Ffrwythau <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf., sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r ffrwythau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o wlad y cydnabyddir ei bod yn rhydd rhag <i>Cercospora angolensis</i> Carv. et Mendes yn unol ag ISPM Rhif 4, ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig am hynny yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol;</p> <p>(b) eu bod yn tarddu o ardal y cydnabyddir ei bod yn rhydd rhag <i>Cercospora angolensis</i> Carv. et Mendes yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration" ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig am hynny yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol; neu</p> <p>(c) na welwyd unrhyw symptomau <i>Cercospora angolensis</i> Carv. et Mendes yn y safle cynhyrchu nac yn ei gyffiniau agos ers dechrau'r cylch llystyfiant diweddaraf ac nad oes unrhyw un o'r ffrwythau a gynaeafwyd yn y safle cynhyrchu wedi dangos, mewn archwiliad swyddogol priodol, symptomau o'r pla planhigion hwn</p> |
| 18. | Ffrwythau <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf., ac eithrio ffrwythau <i>Citrus aurantium</i> L. neu <i>Citrus latifolia</i> Tanaka, sy'n tarddu o unrhyw drydedd wlad, ac eithrio'r Ariannin, Brasil, De Affrica neu Uruguay | <p>Rhaid i'r ffrwythau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o wlad y cydnabyddir ei bod yn rhydd rhag <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa yn unol ag ISPM Rhif 4, ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig am hynny yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol;</p> <p>(b) eu bod yn tarddu o ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn ardal sy'n rhydd rhag <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa yn unol ag ISPM Rhif 4, ac a grybwyllir ar y</p> |

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| | | <p>dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration" ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig am hynny yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol;</p> <p>(c) eu bod:</p> <ul style="list-style-type: none"> (i) yn tarddu o fan cynhyrchu a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn fan sy'n rhydd rhag <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa yn unol ag ISPM Rhif 10, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration"; a (ii) y canfuwyd eu bod yn rhydd rhag symptomau <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa gan arolygiad swyddogol o sampl gynrychioliadol a ddiffiniwyd yn unol ag ISPM Rhif 31; <p>(d) eu bod yn tarddu o safle cynhyrchu fu'n destun:</p> <ul style="list-style-type: none"> (i) triniaethau a mesurau meithrin priodol i atal <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa; a (ii) cynhaliwyd arolygiadau swyddogol yn y safle cynhyrchu yn ystod y tymor tyfu ers dechrau'r cylch llystyfiant diweddaraf, ac ni chanfuwyd unrhyw symptomau <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa yn y ffrwythau; a (iii) y canfuwyd bod y ffrwythau a gynaeafwyd o'r safle cynhyrchu hwnnw yn rhydd rhag symptomau <i>Phyllosticta</i> |
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| | | <p><i>citricarpa</i> (McAlpine) Van der Aa yn ystod arolygiad swyddogol, cyn allforio, o sampl gynrychioliadol, a ddiffiniwyd yn unol ag ISPM Rhif 31; a</p> <p>(iv) sy'n cynnwys gwybodaeth ynghylch olrheiniadwyedd; neu</p> <p>(e) yn achos ffrwythau sydd i'w hanfon i greu sudd drwy brosesu diwydiannol yn yr Undeb Ewropeaidd:</p> <p>(i) y canfuwyd eu bod yn rhydd rhag symptomau <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa cyn eu hallforio yn ystod arolygiad swyddogol o sampl gynrychioliadol a ddiffiniwyd yn unol ag ISPM Rhif 31;</p> <p>(ii) eu bod yn tarddu o safle cynhyrchu a oedd yn destun triniaethau priodol i atal <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa ar adegau priodol ac a grybwyllwyd ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration";</p> <p>(iii) eu bod yn ddarostyngedig i drwydded a roddir o dan erthygl 40(1) o'r Gorchymyn hwn sy'n awdurdodi eu symud o fewn Cymru a, phan fo'n gymwys, eu prosesu a'u storio yng Nghymru;</p> <p>(iv) eu bod yn cael eu cludo mewn pecynnau unigol sy'n dwyn label sy'n cynnwys cod olrheiniadwyedd ac sy'n dangos bod y ffrwythau i'w hanfon i'w prosesu'n ddiwydiannol; a</p> <p>(v) sy'n cynnwys gwybodaeth ynghylch olrheiniadwyedd</p> |
| 19. | Ffrwythau <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf., ac eithrio ffrwythau <i>Citrus aurantium</i> L. neu <i>Citrus latifolia</i> Tanaka, sy'n tarddu o'r | <p>Rhaid i'r ffrwythau:</p> <p>(a) dod gyda datganiad swyddogol eu bod yn tarddu o ardal a sefydlwyd gan y</p> |

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| | <p>Ariannin, Brasil, De Affrica neu Uruguay ac nad ydynt i'w hanfon i greu sudd drwy brosesu diwydiannol yn unig</p> | <p>sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn ardal sy'n rhydd rhag <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio, ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig am hynny yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol;</p> <p>(b) yn achos ffrwythau sy'n tarddu o Frasil, dod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional Declaration" eu bod yn bodloni'r gofynion a bennir yn Erthyglau 4 a 7 o Benderfyniad (EU) 2016/715;</p> <p>(c) yn achos ffrwythau sy'n tarddu o Dde Affrica neu Uruguay, dod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional declaration" eu bod yn bodloni'r gofynion a bennir yn Erthyglau 5 a 7 o Benderfyniad (EU) 2016/715;</p> <p>(d) yn achos ffrwythau sy'n tarddu o'r Ariannin, dod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional Declaration" eu bod yn bodloni'r gofynion a bennir yn Erthyglau 5a a 7 o Benderfyniad (EU) 2016/715</p> |
| 20. | <p>Ffrwythau <i>Citrus L.</i>, <i>Fortunella Swingle</i> neu <i>Poncirus Raf.</i>, ac eithrio ffrwythau <i>Citrus aurantium L.</i> neu <i>Citrus latifolia</i> Tanaka, sy'n tarddu o'r Ariannin, Brasil, De Affrica neu Uruguay ac sydd i'w hanfon i greu sudd drwy brosesu diwydiannol yn unig</p> | <p>Rhaid i'r ffrwythau:</p> <p>(a) dod gyda datganiad swyddogol:</p> <p>(i) eu bod yn tarddu o ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn ardal sy'n rhydd rhag <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif</p> |

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| | | <p>ffytoiechydol ar gyfer ailallforio o dan y pennawd “Additional declaration” ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig am hynny yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol; neu</p> <p>(ii) eu bod:</p> <p>(aa) yn tarddu o fan cynhyrchu a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn fan sy'n rhydd rhag <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa yn unol ag ISPM Rhif 10, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd “Additional declaration”; a</p> <p>(bb) y canfuwyd eu bod yn rhydd rhag symptomau <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa gan arolygiad swyddogol o sampl gynrychioliadol a ddiffiniwyd yn unol ag ISPM Rhif 31;</p> <p>(b) yn achos ffrwythau a gyflwynir i'r Undeb Ewropeaidd o dan y rhanddirymiad a bennir yn Erthygl 8 o Benderfyniad (EU) 2016/715, rhaid iddynt:</p> <p>(i) dod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd “Additional declaration” yn unol ag Erthyglau 9(1) a 10 o Benderfyniad (EU) 2016/715 a'r wybodaeth a bennir yn Erthygl 9(2) o'r Penderfyniad</p> |
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| | | <p>hwnnw;</p> <p>(ii) bod wedi eu pecynnu a'u labelu yn unol ag Erthygl 17 o'r Penderfyniad hwnnw; a</p> <p>(iii) bod yn ddarostyngedig i drwydded a roddir o dan erthygl 40(1) o'r Gorchymyn hwn yn awdurdodi eu symud o fewn Cymru a, phan fo'n gymwys, eu prosesu a'u storio yng Nghymru</p> |
| 21. | Ffrwythau <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf., sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Tephritidae (heb fod yn rhai Ewropeaidd) yn bresennol ar y ffrwythau hynny | <p>Rhaid i'r ffrwythau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Tephritidae (heb fod yn rhai Ewropeaidd);</p> <p>(b) na welwyd unrhyw arwyddion Tephritidae (heb fod yn rhai Ewropeaidd) yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf, o gynnal arolygiadau swyddogol yn fisol o leiaf yn ystod y tri mis cyn cynaeafu, ac nad oes unrhyw un o'r ffrwythau a gynaeafwyd yn y man cynhyrchu wedi dangos, mewn archwiliad swyddogol priodol, arwyddion Tephritidae (heb fod yn rhai Ewropeaidd);</p> <p>(c) y dangoswyd eu bod, mewn archwiliad swyddogol priodol o samplau cynrychioliadol, yn rhydd rhag Tephritidae (heb fod yn rhai Ewropeaidd) ym mhob cam o'u datblygiad; neu</p> <p>(d) y bu'r ffrwythau yn destun triniaeth briodol, unrhyw driniaeth gwres anwedd, triniaeth oer, neu driniaeth rhewi'n gyflym sy'n dderbyniol ac y dangoswyd ei bod yn effeithiol yn erbyn Tephritidae (heb fod yn rhai Ewropeaidd) heb niweidio'r ffrwythau, neu, pan na fo ar gael, triniaeth gemegol i'r graddau y bo'n dderbyniol o dan ddeddfwriaeth yr Undeb Ewropeaidd</p> |
| 22. | Ffrwythau <i>Capsicum</i> (L.) <i>Citrus</i> L., ac eithrio <i>Citrus limon</i> (L.) Osbeck, neu <i>Citrus aurantii-folia</i> (Christm.) Swingle, <i>Prunus persica</i> (L.) Batsch neu <i>Punica granatum</i> L., sy'n tarddu o | <p>Rhaid i'r ffrwythau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o wlad y cydnabyddir ei bod yn rhydd rhag <i>Thaumatotibia leucotreta</i> (Meyrick) yn unol ag ISPM</p> |

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| | <p>unrhyw wlad ar gyfandir Affrica, Cape Verde, Saint Helena, Madagasgar, La Reunion, Mauritius neu Israel</p> | <p>Rhif 4;</p> <p>(b) eu bod yn tarddu o ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn ardal sy'n rhydd rhag <i>Thaumatotibia leucotreta</i> (Meyrick) yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration";</p> <p>(c) eu bod:</p> <p>(aa) yn tarddu o fan cynhyrchu a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn fan sy'n rhydd rhag <i>Thaumatotibia leucotreta</i> (Meyrick) yn unol ag ISPM Rhif 10; a</p> <p>(bb) yn rhydd rhag y pla planhigion hwnnw fel y dangosir gan arolygiadau swyddogol a gynhelir yn y man cynhyrchu ar adegau priodol yn ystod y tymor tyfu, a oedd yn cynnwys archwiliad gweledol o samplau cynrychioliadol o'r ffrwythau,</p> <p>ac sy'n cynnwys gwybodaeth ynghylch olrheiniadwyedd; neu</p> <p>(d) yn achos ffrwythau fu'n destun triniaeth oer effeithiol neu unrhyw driniaeth effeithiol arall i sicrhau eu bod yn rhydd rhag <i>Thaumatotibia leucotreta</i> (Meyrick) yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig amdani yn flaenorol gan y sefydliad diogelu planhigion cenedlaethol perthnasol, y buont yn destun triniaeth o'r fath, ac sy'n cynnwys data'r driniaeth</p> |
| 23. | <p>Planhigion, ac eithrio hadau, <i>Amelanchier</i> Med., <i>Chaenomeles</i> Lindl., <i>Cotoneaster</i> Ehrh., <i>Crataegus</i> L., <i>Cydonia</i> Mill., <i>Eriobotrya</i> Lindl.,</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol bod y planhigion yn y cae cynhyrchu neu yn ei gyffiniau agos sydd wedi dangos symptomau <i>Erwinia amylovora</i></p> |

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| | <i>Malus</i> Mill., <i>Mespilus</i> L., <i>Photinia davidiana</i> (Dcne.) Cardot, <i>Pyracantha</i> Roem., <i>Pyrus</i> L. neu <i>Sorbus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | (Burr.) Winsl. <i>et al.</i> wedi eu symud ymaith |
| 24. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf., neu blanhigion Araceae, Marantaceae, Musaceae, <i>Persea</i> spp. neu Strelitziaceae, sydd â gwreiddiau neu sy'n gysylltiedig â chyfrwng tyfu neu yr ymddengys iddynt fod mewn cysylltiad â chyfrwng tyfu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol: (a) eu bod yn tarddu o wlad y gwyddys ei bod yn rhydd rhag <i>Radopholus citrophilus</i> Huettel <i>et al.</i> a <i>Radopholus similis</i> (Cobb) Thorne; neu (b) y bu samplau cynrychioliadol o bridda a gwreiddiau o'r man cynhyrchu yn destun, ers dechrau'r cylch llystyfiant cyflawn diweddaraf, brofion nematolegol swyddogol ar gyfer o leiaf <i>Radopholus citrophilus</i> Huettel <i>et al.</i> a <i>Radopholus similis</i> (Cobb) Thorne ac y canfuwyd eu bod yn rhydd rhag y plâu planhigion hynny |
| 25. | Planhigion, ac eithrio ffrwythau ond gan gynnwys hadau, <i>Aegle</i> Corrêa, <i>Aeglopsis</i> Swingle, <i>Afraegle</i> Engl., <i>Atalantia</i> Corrêa, <i>Balsamocitrus</i> Stapf, <i>Burkillanthus</i> Swingle, <i>Calodendrum</i> Thunb., <i>Choisya</i> Kunth, <i>Clausena</i> Burm. f., <i>Limonia</i> L., <i>Microcitrus</i> Swingle, <i>Murraya</i> J. Koenig ex L., <i>Pamburus</i> Swingle, <i>Severinia</i> Ten., <i>Swinglea</i> Merr., <i>Triphasia</i> Lour. neu <i>Vepris</i> Comm., sy'n tarddu o unrhyw drydedd wlad; neu hadau <i>Citrus</i> L., <i>Fortunella</i> Swingle neu <i>Poncirus</i> Raf., sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod yn tarddu o wlad y cydnabyddir ei bod yn rhydd rhag <i>Candidatus Liberibacter</i> spp., sef cyfrwng achosol clefyd Huanglongbing ffrwythau sitrws/ gwyrddu ffrwythau sitrws |
| 26. | Planhigion, ac eithrio ffrwythau neu hadau <i>Casimiroa</i> La Llave, <i>Choisya</i> Kunth, <i>Clausena</i> Burm. f., <i>Murraya</i> J. Koenig ex L., <i>Vepris</i> Comm, <i>Zanthoxylum</i> L., sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol: (a) eu bod yn tarddu o wlad lle y gwyddys nad yw <i>Trioza erytrae</i> Del Guercio yn bresennol; (b) eu bod yn tarddu o ardal sy'n rhydd rhag <i>Trioza erytrae</i> Del Guercio, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration"; neu (c) eu bod wedi eu tyfu mewn man |

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| | | <p>cynhyrchu:</p> <ul style="list-style-type: none"> (i) sydd wedi ei gofrestru ac sy'n cael ei oruchwylio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni; (ii) lle gosodwyd y planhigion mewn safle sydd wedi ei ddiogelu yn llwyr yn ffisegol rhag cyflwyno <i>Trioza erytrae</i> Del Guercio; a (iii) lle y cynhaliwyd dau arolygiad swyddogol ar adegau priodol yn ystod y cylch llystyfiant cyflawn diweddaraf cyn eu symud o'r safle, ac na welwyd unrhyw arwyddion o'r pla planhigion hwnnw yn y safle hwnnw neu yn yr ardal oddi amgylch hyd at o leiaf 200m o led |
| 27. | <p>Planhigion, ac eithrio ffrwythau neu hadau, <i>Aegle</i> Corrêa, <i>Aeglopsis</i> Swingle, <i>Afraegle</i> Engl., <i>Amyris</i> P. Browne, <i>Atalantia</i> Corrêa, <i>Balsamocitrus</i> Stapf, <i>Choisya</i> Kunth, <i>Citropsis</i> Swingle a Kellermen, <i>Clausena</i> Burm. f., <i>Eremocitrus</i> Swingle, <i>Esenbeckia</i> Kunth., <i>Glycosmis</i> Corrêa, <i>Limonia</i> L., <i>Merrillia</i> Swingle, <i>Microcitrus</i> Swingle, <i>Murraya</i> J. Koenig ex L., <i>Naringi</i> Adans., <i>Pamburus</i> Swingle, <i>Severinia</i> Ten., <i>Swinglea</i> Merr., <i>Tetradium</i> Lour., <i>Toddalia</i> Juss., <i>Triphasia</i> Lour, <i>Vepris</i> Comm. neu <i>Zanthoxylum</i> L., sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod yn tarddu o:</p> <ul style="list-style-type: none"> (a) gwlad lle y gwyddys nad yw <i>Diaphorina citri</i> Kuway yn bresennol; neu (b) ardal sy'n rhydd rhag <i>Diaphorina citri</i> Kuway, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4, a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration" |
| 28. | <p>Planhigion, ac eithrio ffrwythau neu hadau, <i>Microcitrus</i> Swingle, <i>Naringi</i> Adans. neu <i>Swinglea</i> Merr., sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <ul style="list-style-type: none"> (a) eu bod yn tarddu o wlad y cydnabyddir ei bod yn rhydd rhag <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> yn unol ag ISPM Rhif 4, ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig amdani gan y sefydliad diogelu planhigion cenedlaethol perthnasol; neu (b) eu bod yn tarddu o ardal a sefydlwyd |

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| | | gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni yn ardal sy'n rhydd rhag <i>Xanthomonas citri</i> pv. <i>citri</i> a <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration" ac yr hysbyswyd y Comisiwn Ewropeaidd yn ysgrifenedig amdani gan y sefydliad diogelu planhigion cenedlaethol |
| 29. | Planhigion, ac eithrio hadau, <i>Crataegus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Phyllosticta solitaria</i> Ell. ac Ev. yn bresennol | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Phyllosticta solitaria</i> Ell. ac Ev. ar blanhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 30. | Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill., <i>Fragaria</i> L., <i>Malus</i> Mill., <i>Prunus</i> L., <i>Pyrus</i> L., <i>Ribes</i> L. neu <i>Rubus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod y plâu planhigion a ganlyn yn bresennol ar y genera a ganlyn: —ar <i>Fragaria</i> L.: — <i>Phytophthora fragariae</i> Hickman, var. <i>fragariae</i> , —Firws amryliw Arabis, —Firws crwn mafon, —Firws crych mefus, —Firws crwn cudd mefus, —Firws minfelyn ysgafn mefus, —Firws crwn du tomatos, neu — <i>Xanthomonas fragariae</i> Kennedy a King; —ar <i>Malus</i> Mill.: — <i>Phyllosticta solitaria</i> Ell. ac Ev.; —ar <i>Prunus</i> L.: —Mycoplasma crychni'r dail clorotig bricyll, neu — <i>Xanthomonas arboricola</i> pv. <i>pruni</i> (Smith) Vauterin <i>et al</i> ; —ar <i>Prunus persica</i> (L.) Batsch: — <i>Pseudomonas syringae</i> pv. <i>persicae</i> (Prunier <i>et al.</i>) Young | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau clefydau a achosir gan y plâu planhigion a restrir yng ngholofn 2 o'r eitem hon ar y planhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf |

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| | <p><i>et al.</i>; —ar <i>Pyrus</i> L.: —<i>Phyllosticta solitaria</i> Ell. ac Ev.; —ar <i>Rubus</i> L.: —Firws amryliw berwr, —Firws crwn mafon, —Firws crwn cudd mefus, neu —Firws crwn du tomatos; neu —pob rhywogaeth: —firysau heb fod yn rhai Ewropeaidd neu organeddau sy'n debyg i firysau</p> | |
| 31. | <p>Planhigion, ac eithrio hadau, <i>Cydonia</i> Mill. neu <i>Pyrus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Mycoplasma</i> dirywiad gellyg yn bresennol</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol bod planhigion yn y man cynhyrchu neu yn ei gyffiniau agos sydd wedi dangos symptomau sy'n codi amheuan ynghylch halogi gan <i>Fycoplasma</i> dirywiad gellyg wedi eu clirio o'r man hwnnw o fewn y tri chylch llystyfiant cyflawn diweddaraf</p> |
| 32. | <p>Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod y plâu planhigion a ganlyn yn bresennol: —Firws "C" cudd mefus, —Firws bandio gwythiennau mefus, neu —<i>Mycoplasma</i> ysgub y gwrachod mefus</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) bod y planhigion, ac eithrio'r rhai a dyfwyd o hadau:</p> <p>(i) wedi eu hardystio yn swyddogol o dan gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion swyddogol ar gyfer o leiaf y plâu planhigion yng ngholofn 2 o'r eitem hon gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y plâu planhigion hynny; neu</p> <p>(ii) yn deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu, o leiaf unwaith yn ystod y tri chylch llystyfiant cyflawn diweddaraf, yn destun profion swyddogol ar gyfer o leiaf y plâu planhigion yng ngholofn 2 o'r eitem hon gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd</p> |

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| | | <p>rhag y plâu planhigion hynny; a</p> <p>(b) na welwyd unrhyw symptomau clefydau a achosir gan y plâu planhigion a restrir yng ngholofn 2 o'r eitem hon ar blanhigion yn y man cynhyrchu, neu ar blanhigion yn ei gyffiniau agos sy'n dueddol o gael plâu neu glefydau, ers dechrau'r cylch llystyfiant cyflawn diweddaraf</p> |
| 33. | <p>Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Aphelenchoides besseyi</i> Christie yn bresennol</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) na welwyd unrhyw symptomau <i>Aphelenchoides besseyi</i> Christie ar blanhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf; neu</p> <p>(b) yn achos planhigion mewn meithriniaid meinwe, bod y planhigion yn deillio o blanhigion a oedd yn cydymffurfio â pharagraff (a) neu fod profion swyddogol wedi eu cynnal arnynt drwy ddulliau nematolegol priodol a chanfuwyd eu bod yn rhydd rhag <i>Aphelenchoides besseyi</i> Christie</p> |
| 34. | <p>Planhigion, ac eithrio hadau, <i>Fragaria</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Anthonomus signatus</i> Say ac <i>Anthonomus bisignifer</i> (Schenkling)</p> |
| 35. | <p>Planhigion, ac eithrio hadau, <i>Malus</i> Mill., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod y plâu planhigion a ganlyn yn bresennol ar <i>Malus</i> Mill.: —Firws rhathellddail ceirios (Americanaidd), neu —Firws crwn tomatos</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod:</p> <p>(i) wedi eu hardystio yn swyddogol o dan gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion swyddogol ar gyfer o leiaf y plâu planhigion yng ngholofn 2 o'r eitem hon gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y plâu planhigion hynny; neu</p> <p>(ii) yn deillio drwy linach</p> |

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| | | <p>uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu, o leiaf unwaith yn ystod y tri chylch llystyfiant cyflawn diweddaraf, yn destun profion swyddogol ar gyfer o leiaf y plâu planhigion yng ngholofn 2 o'r eitem hon gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y plâu planhigion hynny; neu</p> <p>(b) na welwyd unrhyw symptomau clefydau a achosir gan y plâu planhigion a restrir yng ngholofn 2 o'r eitem hon ar blanhigion yn y man cynhyrchu, neu ar blanhigion yn ei gyffiniau agos sy'n dueddol o gael plâu neu glefydau, ers dechrau'r cylch llystyfiant cyflawn diweddaraf</p> |
| 36. | <p>Planhigion, ac eithrio hadau, <i>Malus Mill.</i>, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Mycoplasma ymlediad afalau yn bresennol</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Mycoplasma ymlediad afalau; neu</p> <p>(b) ac eithrio planhigion a dyfwyd o hadau, eu bod:</p> <p>(i) wedi eu hardystio yn swyddogol o dan gynllun ardystio sy'n ei gwneud yn ofynnol iddynt deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion swyddogol ar gyfer o leiaf Mycoplasma ymlediad afalau gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y pla planhigion hwnnw; neu</p> <p>(ii) yn deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu, o leiaf unwaith yn ystod y chwe chylch llystyfiant cyflawn diweddaraf, yn destun profion swyddogol ar gyfer o</p> |

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| | | <p>leiaf Mycoplasm ymlediad afalau gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd, yn y profion hynny, ei fod yn rhydd rhag y pla planhigion hwnnw; a</p> <p>(iii) na welwyd unrhyw symptomau clefydau a achosir gan Fycoplasma ymlediad afalau ar blanhigion yn y man cynhyrchu, neu ar blanhigion yn ei gyffiniau agos sy'n dueddol o gael plâu neu glefydau, ers dechrau'r tri chylch llystyfiant cyflawn diweddaraf</p> |
| 37. | <p>Planhigion, ac eithrio hadau, o'r rhywogaethau <i>Prunus</i> L. a ganlyn, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Firws brech eirin yn bresennol:</p> <p>—<i>Prunus amygdalus</i> Batsch, —<i>Prunus armeniaca</i> L., —<i>Prunus blireiana</i> Andre, —<i>Prunus brigantina</i> Vill., —<i>Prunus cerasifera</i> Ehrh., —<i>Prunus cistena</i> Hansen, —<i>Prunus curdica</i> Fenzl a Fritsch., —<i>Prunus domestica</i> spp. <i>domestica</i> L., —<i>Prunus domestica</i> spp. <i>insititia</i> (L.) C.K. Schneid., —<i>Prunus domestica</i> spp. <i>italica</i> (Borkh.) Hegi., —<i>Prunus glandulosa</i> Thunb., —<i>Prunus holosericea</i> Batal., —<i>Prunus hortulana</i> Bailey, —<i>Prunus japonica</i> Thunb., —<i>Prunus mandshurica</i> (Maxim.) Koehne, —<i>Prunus maritima</i> Marsh., —<i>Prunus mume</i> Sieb a Zucc., —<i>Prunus nigra</i> Ait., —<i>Prunus persica</i> (L.) Batsch, —<i>Prunus salicina</i> L., —<i>Prunus sibirica</i> L., —<i>Prunus simonii</i> Carr., —<i>Prunus spinosa</i> L.,</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) ac eithrio'r planhigion a dyfwyd o hadau, eu bod:</p> <p>(i) wedi eu hardystio yn swyddogol o dan gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion swyddogol ar gyfer o leiaf Firws brech eirin gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y pla planhigion hwnnw; neu</p> <p>(ii) yn deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu, o leiaf unwaith yn ystod y tri chylch llystyfiant cyflawn diweddaraf, yn destun profion swyddogol ar gyfer o leiaf Firws brech eirin gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y pla planhigion hwnnw; a</p> <p>(b) na welwyd unrhyw symptomau'r clefydau a achosir gan Firws brech eirin ar blanhigion yn y man cynhyrchu, neu</p> |

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| | <p>—<i>Prunus tomentosa</i> Thunb., —<i>Prunus triloba</i> Lindl., neu —rhywogaethau eraill <i>Prunus</i> L. sy'n dueddol o gael Firws brech eirin</p> | <p>ar blanhigion yn ei gyffiniau agos sy'n dueddol o gael plâu neu glefydau, ers dechrau'r tri chylch llystyfiant cyflawn diweddaraf, neu</p> <p>(c) bod planhigion yn y man cynhyrchu sydd wedi dangos symptomau clefydau a achosir gan firysau eraill neu bathogenau sy'n debyg i firysau wedi eu clirio</p> |
| <p>38.</p> | <p>Planhigion <i>Prunus</i> L., a fwriedir ar gyfer eu plannu: —sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Firws crwn tomatos yn bresennol ar <i>Prunus</i> L.; —ac eithrio hadau, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod y plâu planhigion a ganlyn yn bresennol: —Firws rhatellddail ceirios (Americanaidd), —Firws amryliw eirin gwlanog (Americanaidd), —Rickettsia ffug eirin gwlanog, —Mycoplasma roséd eirin gwlanog, —Mycoplasma melynu eirin gwlanog, —Firws patrwm llinellog eirin (Americanaidd), neu —Mycoplasma clefyd-X eirin gwlanog; —ac eithrio hadau, sy'n tarddu o unrhyw wlad y tu allan i Ewrop lle y gwyddys bod pathogen Ceirios bychan yn bresennol</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod:</p> <p>(i) wedi eu hardystio yn swyddogol o dan gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion swyddogol ar gyfer o leiaf y plâu planhigion perthnasol yng ngholofn 2 o'r eitem hon gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y plâu planhigion hynny; neu</p> <p>(ii) yn deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu, o leiaf unwaith yn ystod y tri chylch llystyfiant cyflawn diweddaraf, yn destun profion swyddogol ar gyfer o leiaf y plâu planhigion perthnasol a restrir yng ngholofn 2 o'r eitem hon gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y plâu planhigion hynny; a</p> <p>(b) na welwyd unrhyw symptomau clefydau a achosir gan y plâu planhigion perthnasol a restrir yng ngholofn 2 o'r eitem hon ar y planhigion yn y man cynhyrchu, neu ar blanhigion yn ei gyffiniau agos sy'n dueddol o gael plâu neu glefydau, ers dechrau'r tri chylch llystyfiant cyflawn</p> |

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| 39. | <p>Planhigion <i>Rubus</i> L., a fwriedir ar gyfer eu plannu: —sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod y plâu planhigion a ganlyn yn bresennol ar <i>Rubus</i> L.:</p> <p>–Firws crwn tomatos, –Firws cudd mafon duon, –Firws crychni dail ceirios, neu –Firws crwn necrotig eirinwydd —ac eithrio hadau, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod y plâu planhigion a ganlyn yn bresennol:</p> <p>–Firws deildro mafon (Americanaidd), neu –Firws rathellddail ceirios (Americanaidd)</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod wedi eu hardystio yn swyddogol o dan gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion swyddogol ar gyfer o leiaf y plâu planhigion perthnasol yng ngholofn 2 o'r eitem hon gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y plâu planhigion hynny; neu</p> <p>(b) eu bod yn deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu, o leiaf unwaith yn ystod y tri chylch llystyfiant cyflawn diweddaraf, yn destun profion swyddogol ar gyfer o leiaf y plâu planhigion perthnasol yng ngholofn 2 o'r eitem hon gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y plâu planhigion hynny; ac</p> <p>(c) na welwyd unrhyw symptomau clefydau a achosir gan y plâu planhigion perthnasol yng ngholofn 2 o'r eitem hon ar blanhigion yn y man cynhyrchu, neu ar blanhigion yn ei gyffiniau agos sy'n dueddol o gael plâu neu glefydau, ers dechrau'r tri chylch llystyfiant cyflawn diweddaraf</p> |
| 40. | <p>Cloron <i>Solanum tuberosum</i> L. sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Synchytrium endobioticum</i> (Schilbersky) Percival yn bresennol</p> | <p>Rhaid i'r cloron ddod gyda datganiad swyddogol eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Synchytrium endobioticum</i> (Schilbersky) Percival (pob hil ac eithrio Hil 1, sef yr hil Ewropeaidd gyffredin) ac na welwyd unrhyw symptomau <i>Synchytrium endobioticum</i> (Schilbersky) Percival yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau cyfnod digonol</p> |
| 41. | <p>Cloron <i>Solanum tuberosum</i> L. sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r cloron ddod gyda datganiad swyddogol eu bod yn tarddu o wlad y gwyddys ei bod yn rhydd rhag <i>Clavibacter michiganensis</i> spp. <i>sepedonicus</i> (Spieckermann a Kottoff) Davis <i>et al.</i></p> |
| 42. | <p>Cloron <i>Solanum tuberosum</i> L., ac eithrio tatws cynnar, sy'n tarddu o</p> | <p>Rhaid i'r gyneddf egino fod wedi ei hatal yn y cloron</p> |

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| | unrhyw drydedd wlad lle y gwyddys bod Firoid y gloronen bigfain yn bresennol | |
| 43. | Cloron <i>Solanum tuberosum</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r cloron ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o gae y gwyddys ei fod yn rhydd rhag <i>Globodera rostochiensis</i> (Wollenweber) Behrens a <i>Globodera pallida</i> (Stone) Behrens;</p> <p>(b) eu bod yn tarddu o ardal lle y gwyddys nad yw <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> yn bresennol; ac</p> <p>(c) eu bod yn tarddu o ardal lle y gwyddys nad yw <i>Meloidogyne chitwoodi</i> Golden <i>et al.</i> (pob poblogaeth) a <i>Meloidogyne fallax</i> Karssen yn bresennol; neu</p> <p>(d) mewn ardaloedd lle y gwyddys bod <i>Meloidogyne chitwoodi</i> Golden <i>et al.</i> (pob poblogaeth) a <i>Meloidogyne fallax</i> Karssen yn bresennol:</p> <p>(i) eu bod yn tarddu o fan cynhyrchu y canfuwyd ei fod yn rhydd rhag <i>Meloidogyne chitwoodi</i> Golden <i>et al.</i> (pob poblogaeth) a <i>Meloidogyne fallax</i> Karssen yn seiliedig ar arolwg blynyddol o'r cnydau cynhaliol drwy gynnal arolygiad gweledol o'r planhigion cynhaliol ar adegau priodol a thrwy arolygiad gweledol allanol a thrwy dorri'r cloron ar ôl eu cynaeafu o gnydau tatws a dyfwyd yn y man cynhyrchu; neu</p> <p>(ii) bod y cloron, ar ôl cynaeafu, wedi eu hapsamplu a, naill ai wedi eu gwirio am bresenoldeb symptomau ar ôl defnyddio dull priodol i achosi symptomau, neu wedi bod yn destun profion labordy, yn ogystal ag arolygiad gweledol allanol a thrwy dorri'r cloron, ar adegau priodol ac ym mhob achos ar adeg selio'r pecynnau</p> |

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| | | neu'r cynwysyddion cyn eu marchnata yn unol â'r darpariaethau ynghylch selio yng Nghyfarwyddeb y Cyngor 2002/56/EC ar farchnata tatws hadyd, ac na chanfuwyd unrhyw symptomau <i>Meloidogyne chitwoodi</i> Golden <i>et al.</i> (pob poblogaeth) neu <i>Meloidogyne fallax</i> Karssen |
| 44. | Cloron <i>Solanum tuberosum</i> L., ac eithrio'r rhai a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r cloron ddod gyda datganiad swyddogol eu bod yn tarddu o ardal lle y gwyddys nad yw <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> yn bresennol |
| 45. | Cloron <i>Solanum tuberosum</i> L. sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r cloron ddod gyda datganiad swyddogol eu bod yn tarddu o: (a) gwlad lle y gwyddys nad yw <i>Scrobipalopsis solanivora</i> Povolny yn bresennol; neu (b) ardal sy'n rhydd rhag <i>Scrobipalopsis solanivora</i> Povolny, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4 |
| 46. | Planhigion, ac eithrio hadau, Solanaceae, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Mycoplasma stolbur tatws yn bresennol | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau Mycoplasma stolbur tatws ar y planhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 47. | Planhigion Solanaceae, a fwriedir ar gyfer eu plannu, ac eithrio cloron <i>Solanum tuberosum</i> L. neu hadau <i>Solanum lycopersicum</i> L., sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Firoid y gloron bigfain yn bresennol | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau Firoid y gloron bigfain ar blanhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 48. | Planhigion, ac eithrio hadau, <i>Capsicum annuum</i> L., <i>Solanum lycopersicum</i> L., <i>Musa</i> L., <i>Nicotiana</i> L. neu <i>Solanum melongena</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> yn bresennol | Rhaid i'r planhigion ddod gyda datganiad swyddogol: (a) eu bod yn tarddu o ardal y canfuwyd ei bod yn rhydd rhag <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> ; neu (b) na welwyd unrhyw symptomau <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> ar y planhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 49. | Planhigion, ac eithrio ffrwythau neu hadau, <i>Solanum lycopersicum</i> L. neu | Rhaid i'r planhigion ddod gyda datganiad swyddogol: |

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| | <p><i>Solanum melongena</i> L., sy'n tarddu o unrhyw drydedd wlad</p> | <p>(a) eu bod yn tarddu o wlad y cydnabyddir ei bod yn rhydd rhag <i>Keiferia lycopersicella</i> (Walsingham) yn unol ag ISPM Rhif 4; neu</p> <p>(b) eu bod yn tarddu o ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni yn ardal sy'n rhydd rhag <i>Keiferia lycopersicella</i> (Walsingham) yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration"</p> |
| <p>50.</p> | <p>Ffrwythau <i>Solanum lycopersicum</i> L. neu <i>Solanum melongena</i> L., sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r ffrwythau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o wlad y cydnabyddir ei bod yn rhydd rhag <i>Keiferia lycopersicella</i> (Walsingham) yn unol ag ISPM Rhif 4;</p> <p>(b) eu bod yn tarddu o ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn ardal sy'n rhydd rhag <i>Keiferia lycopersicella</i> (Walsingham) yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration"; neu</p> <p>(c) eu bod yn tarddu o fan cynhyrchu a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r ffrwythau yn tarddu ohoni yn fan sy'n rhydd rhag <i>Keiferia lycopersicella</i> (Walsingham) ar sail arolygiadau ac arolygon swyddogol a gynhaliwyd yn ystod y tri mis diwethaf cyn eu hallforio, ac a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration"</p> |

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| 51. | Planhigion, ac eithrio hadau, <i>Humulus lupulus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Verticillium alboatrum</i> Reinke a Berthold neu <i>Verticillium dahliae</i> Klebahn ar hopys yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 52. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L. neu <i>Pelargonium</i> L'Hérit. ex Ait., sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol: (a) eu bod yn tarddu o ardal sy'n rhydd rhag <i>Helicoverpa armigera</i> (Hübner) a <i>Spodoptera littoralis</i> (Boisd.), sef ardal a sefydlwyd gan y sefydliad cenedlaethol diogelu planhigion yn unol ag ISPM Rhif 4; (b) na welwyd unrhyw arwyddion <i>Helicoverpa armigera</i> (Hübner) neu <i>Spodoptera littoralis</i> (Boisd.) yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf; neu (c) y bu'r planhigion yn destun triniaeth briodol i'w diogelu rhag y plâu planhigion hynny |
| 53. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L. neu <i>Pelargonium</i> L'Hérit. ex Ait., sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol: (a) eu bod yn tarddu o ardal sy'n rhydd rhag <i>Spodoptera eridania</i> (Cramer), <i>Spodoptera frugiperda</i> Smith a <i>Spodoptera litura</i> (Fabricius), sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4; (b) na welwyd unrhyw arwyddion <i>Spodoptera eridania</i> (Cramer), <i>Spodoptera frugiperda</i> Smith neu <i>Spodoptera litura</i> (Fabricius) yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf; neu (c) y bu'r planhigion yn destun triniaeth briodol i'w diogelu rhag y plâu planhigion hynny |
| 54. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol: (a) eu bod yn stoc o'r drydedd genhedlaeth, neu'n iau, sy'n deillio o ddeunydd y canfuwyd ei fod yn rhydd rhag Firoid arafu twf ffarwelau haf yn ystod profion firolegol, neu eu bod yn deillio yn uniongyrchol o ddeunydd y |

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| | | <p>canfuwyd bod sampl gynrychioliadol o 10% ohono o leiaf yn rhydd rhag Firoid arafu twf ffarwelau haf o gynnal arolygiad swyddogol yn ystod y cyfnod blodeuo;</p> <p>(b) bod y planhigion neu'r toriadau:</p> <p>(i) wedi dod o fangreoedd sydd wedi eu harolygu yn swyddogol yn fisol o leiaf yn ystod y tri mis cyn eu hanfon, ac na welwyd unrhyw symptomau <i>Puccinia horiana</i> Hennings yn ystod y cyfnod hwnnw, ac na wyddys fod unrhyw symptomau <i>Puccinia horiana</i> Hennings wedi digwydd yn y cyffiniau agos yn ystod y tri mis cyn eu hallforio; neu</p> <p>(ii) y buont yn destun triniaeth briodol i atal <i>Puccinia horiana</i> Hennings; ac</p> <p>(c) yn achos toriadau heb wreiddiau, na welwyd unrhyw symptomau <i>Didymella ligulicola</i> (Baker, Dimock a Davis) v. Arx naill ai ar y toriadau neu ar y planhigion yr oedd y toriadau yn deillio ohonynt, neu, yn achos toriadau â gwreiddiau, na welwyd unrhyw symptomau <i>Didymella ligulicola</i> (Baker, Dimock a Davis) v. Arx naill ai ar y toriadau neu ar y gwely gwreiddio</p> |
| 55. | Planhigion, ac eithrio hadau, <i>Dendranthema</i> (DC.) Des Moul. neu <i>Solanum lycopersicum</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod wedi eu tyfu drwy gydol eu bywyd mewn gwlad sy'n rhydd rhag Firws necrosis coesynnau ffarwelau haf;</p> <p>(b) eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad sy'n allforio yn ardal sy'n rhydd rhag Firws necrosis coesynnau ffarwelau haf yn unol ag ISPM Rhif 4; neu</p> <p>(c) bod y planhigion wedi eu tyfu drwy gydol eu bywyd mewn man</p> |

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| | | cynhyrchu a sefydlwyd yn fan sy'n rhydd rhag Firws necrosis coesynnau ffarwelau haf ac y gwiriwyd hynny drwy arolygiadau swyddogol a, phan fo hynny'n briodol, drwy brofion |
| 56. | Planhigion, ac eithrio hadau, <i>Dianthus</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol: <ul style="list-style-type: none"> (a) eu bod yn deillio drwy linach uniongyrchol o blanhigion tarddiol y canfuwyd eu bod yn rhydd rhag <i>Erwinia chrysanthemi</i> pv. <i>dianthicola</i> (Hellmers) Dickey, <i>Pseudomonas caryophylli</i> (Burkholder) Starr a Burkholder a <i>Phialophora cinerescens</i> (Wollenw.) Van Beyma o ganlyniad i brofion a gymeradwyir yn swyddogol, a gynhaliwyd o leiaf unwaith yn ystod y ddwy flynedd flaenorol; a (b) na welwyd unrhyw symptomau'r plâu planhigion hynny ar y planhigion |
| 57. | Bylbiau <i>Tulipa</i> L. neu <i>Narcissus</i> L. ac eithrio'r rhai y ceir tystiolaeth ar eu deunydd pecynnu, neu drwy ddulliau eraill, a fwriedir ar gyfer eu gwerthu i ddefnyddwyr terfynol nad ydynt yn ymwneud â chynhyrchu blodau wedi eu torri yn broffesiynol, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r bylbiau ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Ditylenchus dipsaci</i> (Kühn) Filipjev ar y planhigion ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 58. | Planhigion, ac eithrio hadau, <i>Pelargonium</i> L'Hérit. ex Ait., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad: <ul style="list-style-type: none"> —lle y gwyddys bod Firws crwn tomatos yn bresennol, a —lle y gwyddys nad yw <i>Xiphinema americanum</i> Cobb <i>sensu lato</i> (poblogaethau heb fod yn rhai Ewropeaidd) neu fectorau eraill Firws crwn tomatos yn bresennol | Rhaid i'r planhigion ddod gyda datganiad swyddogol: <ul style="list-style-type: none"> (a) eu bod yn deillio yn uniongyrchol o fan cynhyrchu y gwyddys ei fod yn rhydd rhag Firws crwn tomatos; neu (b) eu bod yn stoc o'r bedwaredd genhedlaeth, neu'n iau, sy'n deillio o blanhigion tarddiol y canfuwyd eu bod yn rhydd rhag Firws crwn tomatos o dan system o brofion firolegol a gymeradwyir yn swyddogol |
| 59. | Planhigion, ac eithrio hadau, <i>Pelargonium</i> L'Hérit. ex Ait., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad: <ul style="list-style-type: none"> —lle y gwyddys bod Firws crwn tomatos yn bresennol, a | Rhaid i'r planhigion ddod gyda datganiad swyddogol: <ul style="list-style-type: none"> (a) eu bod yn deillio yn uniongyrchol o fan cynhyrchu y gwyddys ei fod yn rhydd rhag Firws crwn tomatos yn y |

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| | <p>—lle y gwyddys nad yw <i>Xiphinema americanum</i> Cobb <i>sensu lato</i> (poblogaethau heb fod yn rhai Ewropeaidd) neu fectorau eraill Firws crwn tomatos yn bresennol</p> | <p>pridd neu'r planhigion; neu</p> <p>(b) eu bod yn stoc o'r ail genhedlaeth, neu'n iau, sy'n deillio o blanhigion tarddiol y canfuwyd eu bod yn rhydd rhag Firws crwn tomatos o dan system o brofion firolegol a gymeradwyir yn swyddogol</p> |
| 60. | <p>Planhigion rhywogaethau llysiuol, ac eithrio:</p> <ul style="list-style-type: none"> — bylbiau, — cormau, — planhigion o'r teulu Gramineae, — rhisomau, — hadau, neu — cloron, <p>a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Liriomyza sativae</i> (Blanchard) neu <i>Amauromyza maculosa</i> (Malloch) yn bresennol</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod wedi eu tyfu mewn meithrinfa a'u bod:</p> <p>(a) yn tarddu o ardal a sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad honno yn ardal sy'n rhydd rhag <i>Liriomyza sativae</i> (Blanchard) ac <i>Amauromyza maculosa</i> (Malloch), yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration";</p> <p>(b) yn tarddu o fan cynhyrchu a sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad honno yn fan sy'n rhydd rhag <i>Liriomyza sativae</i> (Blanchard) ac <i>Amauromyza maculosa</i> (Malloch), yn unol ag ISPM Rhif 10, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration" ac y datganwyd eu bod yn rhydd rhag <i>Liriomyza sativae</i> (Blanchard) ac <i>Amauromyza maculosa</i> (Malloch) o gynnal arolygiadau swyddogol yn fisol o leiaf yn ystod y tri mis cyn allforio;</p> <p>(c) yn union cyn eu hallforio, wedi bod yn destun triniaeth briodol i atal <i>Liriomyza sativae</i> (Blanchard) ac <i>Amauromyza maculosa</i> (Malloch) ac wedi eu harolygu yn swyddogol ac y canfuwyd eu bod yn rhydd rhag <i>Liriomyza sativae</i> (Blanchard) ac <i>Amauromyza maculosa</i> (Malloch). Rhaid crybwyll manylion y driniaeth ar y dystysgrif</p> |

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| | | <p>ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio; neu</p> <p>(d) yn tarddu o ddeunydd planhigion (allblaniad) sy'n rhydd rhag <i>Liriomyza sativae</i> (Blanchard) ac <i>Amauromyza maculosa</i> (Malloch), wedi eu tyfu <i>in vitro</i> mewn cyfrwng tyfu sterilaidd o dan amodau sterilaidd sy'n atal y posibilrwydd o heigio â <i>Liriomyza sativae</i> (Blanchard) neu <i>Amauromyza maculosa</i> (Malloch) ac yn cael eu cludo mewn cynwysyddion tryloyw o dan amodau sterilaidd</p> |
| 61. | <p>Blodau <i>Dendranthema</i> wedi eu torri (DC.) Des Moul., <i>Dianthus</i> L., <i>Gypsophila</i> L., <i>Solidago</i> L. neu lysiau deiliog <i>Apium graveolens</i> L. neu <i>Ocimum</i> L, sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r blodau wedi eu torri a'r llysiau deiliog ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o wlad sy'n rhydd rhag <i>Liriomyza sativae</i> (Blanchard) ac <i>Amauromyza maculosa</i> (Malloch); neu</p> <p>(b) yn union cyn eu hallforio, eu bod wedi eu harolygu yn swyddogol a chanfuwyd eu bod yn rhydd rhag <i>Liriomyza sativae</i> (Blanchard) ac <i>Amauromyza maculosa</i> (Malloch)</p> |
| 62. | <p>Planhigion rhywogaethau llysieuol, ac eithrio:</p> <ul style="list-style-type: none"> — bylbiau, — cormau, — planhigion o'r teulu Gramineae, — rhisomau, — hadau, neu — cloron, <p>a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Liriomyza huidobrensis</i> (Blanchard) a <i>Liriomyza trifolii</i> (Burgess);</p> <p>(b) na welwyd unrhyw arwyddion <i>Liriomyza huidobrensis</i> (Blanchard) neu <i>Liriomyza trifolii</i> (Burgess) yn y man cynhyrchu, o gynnal arolygiadau swyddogol yn fisol o leiaf yn ystod y tri mis cyn cynaeafu;</p> <p>(c) yn union cyn eu hallforio, eu bod wedi eu harolygu yn swyddogol a chanfuwyd eu bod yn rhydd rhag <i>Liriomyza huidobrensis</i> (Blanchard) a <i>Liriomyza trifolii</i> (Burgess) ac wedi bod yn destun triniaeth briodol i atal <i>Liriomyza huidobrensis</i> (Blanchard) a <i>Liriomyza trifolii</i> (Burgess); neu</p> <p>(d) eu bod yn tarddu o ddeunydd</p> |

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| | | <p>planhigion (allblaniad) sy'n rhydd rhag <i>Liriomyza huidobrensis</i> (Blanchard) a <i>Liriomyza trifolii</i> (Burgess), wedi eu tyfu <i>in vitro</i> mewn cyfrwng tyfu sterilaidd o dan amodau sterilaidd sy'n atal y posibilrwydd o heigio â <i>Liriomyza huidobrensis</i> (Blanchard) neu <i>Liriomyza trifolii</i> (Burgess) ac yn cael eu cludo mewn cynwysyddion tryloyw o dan amodau sterilaidd</p> |
| 63. | <p>Planhigion â gwreiddiau, a blannwyd neu a fwriedir ar gyfer eu plannu, sydd wedi eu tyfu yn yr awyr agored, sy'n tarddu o unrhyw drydedd wlad</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) y gwyddys bod y man cynhyrchu yn rhydd rhag <i>Clavibacter michiganensis</i> ssp. <i>sepedonicus</i> (Spieckermann a Kotthoff) Davis <i>et al.</i> a <i>Synchytrium endobioticum</i> (Schilbersky) Percival; a</p> <p>(b) bod y planhigion yn tarddu o gae y gwyddys ei fod yn rhydd rhag <i>Globodera pallida</i> (Stone) Behrens a <i>Globodera rostochiensis</i> (Wollenweber) Behrens</p> |
| 64. | <p>Pridd neu gyfrwng tyfu: — sy'n gysylltiedig â phlanhigion, neu'n mynd gyda phlanhigion at ddibenion cynnal bywiogrwydd y planhigion hynny, — sydd ar ffurf, yn gyfan gwbl neu'n rhannol, pridd neu unrhyw sylwedd organig solet megis rhannau o blanhigion neu hwmws (gan gynnwys mawn neu risgl), neu ar ffurf unrhyw sylwedd anorganig solet yn rhannol, ac — sy'n tarddu o Belarws, Georgia, Moldofa, Rwsia, Twrci, yr Ukrain neu unrhyw wlad y tu allan i Ewrop, ac eithrio Algeria, yr Aifft, Israel, Libya, Moroco neu Tunisia</p> | <p>Rhaid i'r cyfrwng tyfu ddod gyda datganiad swyddogol:</p> <p>(a) ar adeg plannu:</p> <p>(i) ei fod yn rhydd rhag pridd a deunydd organig;</p> <p>(ii) y canfuwyd ei fod yn rhydd rhag pryfed a nematodau niweidiol ac y bu'n destun archwiliad priodol neu driniaeth â gwres neu fygdarthu i sicrhau ei fod yn rhydd rhag plâu planhigion eraill; neu</p> <p>(iii) y bu'n destun triniaeth briodol â gwres neu fygdarthu i sicrhau ei fod yn rhydd rhag plâu planhigion; a</p> <p>(b) ers plannu:</p> <p>(i) y cymerwyd camau priodol i sicrhau bod y cyfrwng tyfu wedi ei gadw'n rhydd rhag plâu planhigion; neu</p> <p>(ii) o fewn dwy wythnos cyn eu hanfon, y cafodd y planhigion</p> |

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| | | eu hysgwyd er mwyn cael gwared ar y deunydd, gan adael y swm lleiaf sy'n angenrheidiol i gynnal bywiogrwydd wrth gludo, ac, os caiff y planhigion eu hailblannu, bod y cyfrwng tyfu a ddefnyddir at y diben hwnnw yn bodloni'r gofynion ym mharagraff (a) |
| 65. | Planhigion, ac eithrio hadau, <i>Beta vulgaris</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau Firws crych betys (arunigion heb fod yn rhai Ewropeaidd) ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 66. | Planhigion, ac eithrio hadau, <i>Beta vulgaris</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Firws deildro betys yn bresennol | Rhaid i'r planhigion ddod gyda datganiad swyddogol: (a) y gwyddys nad yw Firws deildro betys yn bresennol yn yr ardal gynhyrchu; a (b) na welwyd unrhyw symptomau Firws crych betys yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 67. | Planhigion, ac eithrio: — bylbiau, — cormau, — rhisomau, — hadau, neu —cloron, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod wedi eu tyfu mewn meithrinfa ac: (a) eu bod yn tarddu o ardal a sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad honno yn ardal sy'n rhydd rhag <i>Thrips palmi</i> Karny, yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration"; (b) eu bod yn tarddu o fan cynhyrchu a sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad honno yn fan sy'n rhydd rhag <i>Thrips palmi</i> Karny, yn unol ag ISPM Rhif 10, ac a grybwyllir ar y dystysgrif |

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| | | <p>ffytoiechydol, neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration", ac y datganwyd ei fod yn rhydd rhag <i>Thrips palmi</i> Karny o gynnal arolygiadau swyddogol yn fisol o leiaf yn ystod y tri mis cyn allforio;</p> <p>(c) yn union cyn eu hallforio, y buont yn destun triniaeth briodol i atal <i>Thrips palmi</i> Karny, a'u bod wedi eu harolygu yn swyddogol ac y canfuwyd eu bod yn rhydd rhag <i>Thrips palmi</i> Karny. Rhaid crybwyll manylion y driniaeth ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio; neu</p> <p>(d) eu bod yn tarddu o ddeunydd planhigion (allblaniad) sy'n rhydd rhag <i>Thrips palmi</i> Karny, eu bod wedi eu tyfu <i>in vitro</i> mewn cyfrwng tyfu sterilaidd o dan amodau sterilaidd sy'n atal y posibilrwydd o heigio â <i>Thrips palmi</i> Karny a'u bod yn cael eu cludo mewn cynwysyddion tryloyw o dan amodau sterilaidd</p> |
| 68. | Blodau Orchidaceae wedi eu torri neu ffrwythau <i>Momordica</i> L. neu <i>Solanum melongena</i> L., sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r blodau wedi eu torri a'r ffrwythau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o wlad sy'n rhydd rhag <i>Thrips palmi</i> Karny; neu</p> <p>(b) yn union cyn eu hallforio, eu bod wedi eu harolygu yn swyddogol a chanfuwyd eu bod yn rhydd rhag <i>Thrips palmi</i> Karny</p> |
| 69. | Ffrwythau <i>Capsicum</i> L., sy'n tarddu o Belize, Costa Rica, y Weriniaeth Ddomenicaidd, El Salvador, Guatemala, Honduras, Jamaica, Mecsico, Nicaragua, Panama, Puerto Rico, UDA neu Polynesia Ffrengig lle y gwyddys bod <i>Anthonomus eugenii</i> Cano yn bresennol | <p>Rhaid i'r ffrwythau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal sy'n rhydd rhag <i>Anthonomus eugenii</i> Cano, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional</p> |

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| | | <p>declaration”; neu</p> <p>(b) eu bod yn tarddu o fan cynhyrchu a sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad honno yn fan sy'n rhydd rhag <i>Anthonomus eugeni</i> Cano yn unol ag ISPM Rhif 10, ac a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd “Additional declaration”, ac y datganwyd ei fod yn rhydd rhag <i>Anthonomus eugeni</i> Cano o gynnal arolygiadau swyddogol yn fisol o leiaf yn ystod y ddau fis cyn eu hallforio yn y man cynhyrchu ac yn ei gyffiniau agos</p> |
| 70. | Planhigion, ac eithrio hadau, Palmae, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw wlad y tu allan i Ewrop | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Mycoplasma melynu marwol palmwydd a Firoid Cadang-Cadang, ac na welwyd unrhyw symptomau yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf;</p> <p>(b) na welwyd unrhyw symptomau Mycoplasma melynu marwol palmwydd neu Firoid Cadang-Cadang ar y planhigion ers dechrau'r cylch llystyfiant cyflawn diweddaraf, a bod unrhyw blanhigion yn y man cynhyrchu sydd wedi dangos symptomau sy'n codi amheuan ynghylch halogi gan y clefydau hynny wedi eu clirio o'r man hwnnw, ac y bu'r planhigion yn destun triniaeth briodol i gael gwared ar <i>Myndus crudus</i> Van Duzee; neu</p> <p>(c) yn achos planhigion mewn meithriniaid meinwe, bod y planhigion yn deillio o blanhigion sydd wedi bodloni'r gofynion ym mharagraffau (a) neu (b)</p> |
| 71. | Planhigion Palmae, a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5 cm ac sy'n perthyn i'r genera a | Rhaid i'r planhigion ddod gyda datganiad swyddogol: |

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| | <p>ganlyn:</p> <ul style="list-style-type: none"> — <i>Brahea</i> Mart, — <i>Butia</i> Becc., — <i>Chamaerops</i> L., — <i>Jubaea</i> Kunth, — <i>Livistona</i> R. Br., — <i>Phoenix</i> L., — <i>Sabal</i> Adans., — <i>Syagrus</i> Mart., — <i>Trachycarpus</i> H. Wendl., — <i>Trithrinax</i> Mart., — <i>Washingtonia</i> Raf. | <ul style="list-style-type: none"> (a) eu bod wedi eu tyfu drwy gydol eu bywyd mewn gwlad lle y gwyddys nad yw <i>Paysandisia archon</i> (Burmeister) yn bresennol; (b) eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal sy'n rhydd rhag <i>Paysandisia archon</i> (Burmeister), sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4; (c) eu bod wedi eu tyfu, yn ystod cyfnod o ddwy flynedd o leiaf cyn eu hallforio, mewn man cynhyrchu: <ul style="list-style-type: none"> (i) sydd wedi ei gofrestru ac sy'n cael ei oruchwylio gan sefydliad diogelu planhigion cenedlaethol y wlad y mae'r planhigion yn tarddu ohoni; (ii) lle mae'r planhigion wedi eu gosod mewn safle a oedd wedi ei ddiogelu yn ffisegol yn llwyr rhag cyflwyno <i>Paysandisia archon</i> (Burmeister) neu drwy gymhwyso triniaethau atal priodol; a (iii) lle na welwyd unrhyw arwyddion <i>Paysandisia archon</i> (Burmeister) yn ystod tri arolygiad swyddogol y flwyddyn a gynhaliwyd ar adegau priodol, gan gynnwys yn union cyn allforio |
| 72. | Planhigion, ac eithrio hadau, <i>Fuchsia</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o UDA neu Frasil | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Aculops fuchsiae</i> Keifer yn y man cynhyrchu, a bod y planhigion wedi eu harolygu yn union cyn eu hallforio a chanfuwyd eu bod yn rhydd rhag <i>Aculops fuchsiae</i> Keifer |
| 73. | Coed neu lwyni, ac eithrio hadau neu blanhigion mewn meithriniad meinwe, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad ac eithrio gwlad yn ardal Ewrop a Môr y Canoldir | Rhaid i'r coed a'r llwyni ddod gyda datganiad swyddogol: <ul style="list-style-type: none"> (a) eu bod wedi eu tyfu mewn meithrinfa; (b) eu bod yn rhydd rhag malurion planhigion, blodau a ffrwythau; ac (c) eu bod wedi eu harolygu ar adegau priodol a chyn eu hallforio, a chanfuwyd eu bod yn rhydd rhag |

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| | | <p>symptomau bacteria niweidiol, firysau, ac organeddau sy'n debyg i firysau, a naill ai y canfuwyd eu bod yn rhydd rhag arwyddion neu symptomau nematodau, pryfed, gwiddon a ffyngau niweidiol, neu y buont yn destun triniaeth briodol i ddileu organeddau o'r fath</p> |
| 74. | <p>Coed neu lwyni collddail, ac eithrio hadau neu blanhigion mewn meithriniad meinwe, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad ac eithrio gwlad yn ardal Ewrop a Môr y Canoldir</p> | <p>Rhaid i'r coed a'r llwyni ddod gyda datganiad swyddogol eu bod yn blanhigion cwsg ac yn rhydd rhag dail</p> |
| 75. | <p>Planhigion unflwydd neu eilflwydd, ac eithrio planhigion Gramineae neu hadau, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad ac eithrio gwlad yn ardal Ewrop a Môr y Canoldir</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <ul style="list-style-type: none"> (a) eu bod wedi eu tyfu mewn meithrinfa; (b) eu bod yn rhydd rhag malurion planhigion, blodau a ffrwythau; ac (c) eu bod wedi eu harolygu ar adegau priodol a chyn eu hallforio; ac <ul style="list-style-type: none"> (i) y canfuwyd eu bod yn rhydd rhag symptomau bacteria niweidiol, firysau ac organeddau sy'n debyg i firysau; a (ii) y canfuwyd eu bod yn rhydd rhag arwyddion neu symptomau nematodau, pryfed, gwiddon a ffyngau niweidiol, neu y buont yn destun triniaeth briodol i ddileu organeddau o'r fath |
| 76. | <p>Planhigion, ac eithrio hadau, o'r teulu Gramineae, glaswelltoedd lluosflwydd addurniadol o'r is-deuluoedd Bambusoideae, Panicoideae neu o'r genera <i>Buchloe</i>, <i>Bouteloua</i> Lag., <i>Calamagrostis</i>, <i>Cortaderia</i> Stapf., <i>Glyceria</i> R. Br., <i>Hakonechloa</i> Mak. ex. Honda, <i>Hystrix</i>, <i>Molinia</i>, <i>Phalaris</i> L. <i>Shibataea</i>, <i>Spartina</i> Schreb., <i>Stipa</i> L. neu <i>Uniola</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad ac eithrio gwlad yn ardal Ewrop a Môr y Canoldir</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <ul style="list-style-type: none"> (a) eu bod wedi eu tyfu mewn meithrinfa; (b) eu bod yn rhydd rhag malurion planhigion, blodau a ffrwythau; (c) eu bod wedi eu harolygu ar adegau priodol a chyn eu hallforio; ac <ul style="list-style-type: none"> (i) y canfuwyd eu bod yn rhydd rhag symptomau bacteria niweidiol, firysau ac organeddau sy'n debyg i firysau; a (ii) y canfuwyd eu bod yn rhydd rhag |

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| | | arwyddion neu symptomau nematodau, pryfed, gwiddon a ffyngau niweidiol, neu y buont yn destun triniaeth briodol i ddileu organeddau o'r fath |
| 77. | Planhigion sydd wedi eu corachu yn naturiol neu'n artiffisial, ac eithrio hadau, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad y tu allan i Ewrop | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) bod y planhigion, gan gynnwys y rheini a gasglwyd yn uniongyrchol o gynefinoedd naturiol, wedi eu tyfu, eu cadw a'u hyfforddi am ddwy flynedd yn olynol o leiaf cyn eu hanfon mewn meithrinfa a gofrestrwyd yn swyddogol sy'n ddarostyngedig i gyfundrefn reoli a oruchwylir yn swyddogol; a</p> <p>(b) yn ystod y cyfnod hwnnw bod y planhigion wedi, o leiaf:</p> <p>(i) eu plannu mewn potiau sydd wedi eu gosod ar silffoedd sydd o leiaf 50 cm uwchben lefel y ddaear;</p> <p>(ii) bod yn destun triniaethau priodol i sicrhau eu bod yn rhydd rhag rhydni heb fod yn Ewropeaidd (a rhaid crybwyll cynhwysyn gweithredol a chrynodiad y triniaethau hyn, a'r dyddiadau y'u defnyddiwyd, ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "disinfestation and/or disinfection treatment");</p> <p>(iii) cael eu harolygu yn swyddogol o leiaf chwe gwaith y flwyddyn ar adegau priodol ar gyfer presenoldeb y plâu planhigion a grybwyllir yn yr Atodlenni i'r Gorchymyn hwn, ynghyd â'r planhigion yng nghyffiniau agos y feithrinfa, drwy archwiliad gweledol o bob rhes yn y cae neu'r feithrinfa a phob rhan o'r planhigion uwchben y cyfrwng tyfu, gan ddefnyddio hapsampl o 300 o blanhigion o leiaf o genws penodol lle nad</p> |

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| | | <p>oes mwy na 3,000 o blanhigion o'r genws hwnnw, neu 10% o'r planhigion os oes mwy na 3,000 o blanhigion o'r genws hwnnw;</p> <p>(iv) eu canfod, yn yr arolygiadau y cyfeirir atynt ym mharagraff (iii), yn rhydd rhag y plâu planhigion perthnasol, neu pan fo heigiad, eu bod wedi eu symud ymaith, a bod y planhigion sy'n weddill wedi eu trin yn effeithiol, eu cadw am gyfnod priodol a'u harolygu i sicrhau eu bod yn rhydd rhag plâu planhigion o'r fath;</p> <p>(v) eu plannu mewn cyfrwng tyfu artiffisial sydd heb ei ddefnyddio neu mewn cyfrwng tyfu naturiol sydd wedi ei drin â mygdarthiad neu wedi ei drin yn briodol â gwres, a bod archwiliad ar ôl hynny wedi canfod eu bod yn rhydd rhag unrhyw blâu planhigion; a</p> <p>(vi) eu cadw o dan amodau sy'n sicrhau bod y cyfrwng tyfu wedi ei gadw'n rhydd rhag plâu planhigion ac o fewn dwy wythnos cyn eu hanfon, eu bod:</p> <p>(aa) wedi eu hysgwyd a'u golchi â dŵr glân i symud ymaith y cyfrwng tyfu gwreiddiol a chadw'r gwreiddiau yn noeth; neu</p> <p>(bb) wedi eu hysgwyd a'u golchi â dŵr glân i symud ymaith y cyfrwng tyfu gwreiddiol ac wedi eu hailblannu mewn cyfrwng tyfu sy'n bodloni'r gofynion ym mharagraff (v); neu</p> <p>(cc) wedi bod yn destun triniaethau priodol i sicrhau bod y cyfrwng</p> |
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| | | <p>tyfu yn rhydd rhag plâu planhigion (a rhaid crybwyll y cynhwysyn gweithredol, y crynodiad a'r dyddiad y cynhwyswyd y triniaethau hyn ar y dystysgrif ffytoiachydol neu'r dystysgrif ffytoiachydol ar gyfer ailallforio o dan y pennawd "disinfestation and/or disinfection treatment"); ac</p> <p>(c) bod y planhigion wedi eu pecynnu mewn cynwysyddion caeedig sydd wedi eu selio yn swyddogol ac sy'n dwyn rhif cofrestru'r feithrinfa gofrestredig, a rhaid nodi'r rhif cofrestru ar y dystysgrif ffytoiachydol neu'r dystysgrif ffytoiachydol ar gyfer ailallforio o dan y pennawd "Additional declaration" at ddibenion adnabod</p> |
| 78. | <p>Planhigion llysiuol lluosflwydd, ac eithrio hadau, a fwriedir ar gyfer eu plannu, o'r teuluoedd Caryophyllaceae (ac eithrio <i>Dianthus</i> L.), Compositae (ac eithrio <i>Dendranthema</i> (DC.) Des Moul., Cruciferae, Leguminosae neu Rosaceae (ac eithrio <i>Fragaria</i> L.), sy'n tarddu o unrhyw drydedd wlad ac eithrio unrhyw wlad yn ardal Ewrop a Môr y Canoldir</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod wedi eu tyfu mewn meithrinfa;</p> <p>(b) eu bod yn rhydd rhag malurion planhigion, blodau a ffirwythau; ac</p> <p>(c) eu bod wedi eu harolygu ar adegau priodol a chyn eu hallforio, a chanfuwyd eu bod yn rhydd rhag:</p> <p>(i) symptomau bacteria niweidiol, frysau ac organeddau sy'n debyg i frysau; a</p> <p>(ii) arwyddion neu symptomau nematodau, pryfed, gwiddon a ffyngau niweidiol, neu eu bod wedi bod yn destun triniaeth briodol i ddileu organeddau o'r fath</p> |
| 79. | <p>Planhigion, ac eithrio bylbiau, cormau, rhisomau, hadau neu gloron, rhywogaethau llysiuol neu blanhigion <i>Ficus</i> L. neu <i>Hibiscus</i> L., a fwriedir ar</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal a</p> |

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| | <p>gyfer eu plannu, sy'n tarddu o unrhyw wlad y tu allan i Ewrop</p> | <p>sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn wlad honno yn ardal sy'n rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd), yn unol ag ISPM Rhif 4, ac a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration";</p> <p>(b) eu bod yn tarddu o fan cynhyrchu a sefydlwyd yn y wlad sy'n allforio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad honno yn ardal sy'n rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd), yn unol ag ISPM Rhif 10, ac a grybwyllir ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "Additional declaration" ac y datganwyd eu bod yn rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) o gynnal arolygiadau swyddogol o leiaf unwaith bob tair wythnos yn ystod y naw wythnos cyn allforio;</p> <p>(c) mewn achosion pan fo <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) wedi ei ganfod yn y man cynhyrchu, eu bod yn cael eu cadw neu eu cynhyrchu yn y man cynhyrchu hwnnw ac wedi bod yn destun triniaeth briodol i sicrhau eu bod yn rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) ac wedi hynny canfuwyd bod y man cynhyrchu hwnnw yn rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) o ganlyniad i roi gweithdrefnau priodol ar waith gyda'r nod o ddileu <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) mewn arolygiadau swyddogol a gynhaliwyd yn wythnosol yn ystod y naw wythnos cyn allforio ac yn y</p> |
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| | | <p>gweithdrefnau monitro drwy gydol y cyfnod. Rhaid crybwyll manylion y driniaeth ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio; neu</p> <p>(d) eu bod y tarddu o ddeunydd planhigion (allblaniad) sy'n rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd), yn cael eu tyfu <i>in vitro</i> mewn cyfrwng tyfu sterilaidd o dan amodau sterilaidd sy'n atal y posibilrwydd o heigio â <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) ac yn cael eu cludo mewn cynwysyddion tryloyw o dan amodau sterilaidd</p> |
| 80. | <p>Blodau wedi eu torri <i>Aster</i> spp., <i>Eryngium</i> L., <i>Gypsophila</i> L., <i>Hypericum</i> L., <i>Lisianthus</i> L., <i>Rosa</i> L., <i>Solidago</i> L. neu <i>Trachelium</i> L. neu lysiau deiliog <i>Ocimum</i> L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop</p> | <p>Rhaid i'r blodau wedi eu torri a'r blodau deiliog ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o wlad sy'n rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd); neu</p> <p>(b) yn union cyn eu hallforio, eu bod wedi eu harolygu yn swyddogol ac y canfuwyd eu bod yn rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd)</p> |
| 81. | <p>Planhigion, ac eithrio hadau, <i>Solanum lycopersicum</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Firws deildro melyn tomatos yn bresennol ac y gwyddys nad yw <i>Bemisia tabaci</i> Genn. yn bresennol</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau Firws deildro melyn tomatos ar y planhigion</p> |
| 82. | <p>Planhigion, ac eithrio hadau, <i>Solanum lycopersicum</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod Firws deildro melyn tomatos a <i>Bemisia tabaci</i> Genn. yn bresennol</p> | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) na welwyd unrhyw symptomau Firws deildro melyn tomatos ar y planhigion; a</p> <p>(i) bod y planhigion yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Bemisia tabaci</i> Genn.; neu</p> |

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| | | <p>(ii) y canfuwyd bod y man cynhyrchu yn rhydd rhag <i>Bemisia tabaci</i> Genn. o gynnal arolygiadau swyddogol yn fisol o leiaf yn ystod y tri mis cyn allforio; neu</p> <p>(b) na welwyd unrhyw symptomau Firws deildro melyn tomatos yn y man cynhyrchu, ac y bu'r man cynhyrchu yn destun triniaeth a chyfundrefn fonitro briodol i sicrhau ei fod yn rhydd rhag <i>Bemisia tabaci</i> Genn.</p> |
| 83. | <p>Planhigion, ac eithrio hadau, bylbiau, cloron, cormau neu risomau, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod y plâu planhigion a ganlyn yn bresennol:</p> <ul style="list-style-type: none"> — Firws amryliw euraidd ffa, — Firws brychni ysgafn pys y fuwch, — Firws heintus melyn letys, — Firws tigré ysgafn pupurau, — Firws deildro sgwosh, neu — firysau eraill a drosglwyddir gan <i>Bemisia tabaci</i> Genn., a lle y gwyddys nad yw <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) neu fectorau eraill y plâu planhigion perthnasol yn bresennol | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau'r plâu planhigion perthnasol yng ngholofn 2 o'r eitem hon ar y planhigion yn ystod eu cylch llystyfiant cyflawn</p> |
| 84. | <p>Planhigion, ac eithrio hadau, bylbiau, cloron, cormau neu risomau, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod y plâu planhigion a ganlyn yn bresennol:</p> <ul style="list-style-type: none"> — Firws amryliw euraidd ffa, — Firws brychni ysgafn pys y fuwch, — Firws heintus melyn letys, — Firws tigré ysgafn pupurau, — Firws deildro sgwosh, neu — firysau eraill a drosglwyddir gan <i>Bemisia tabaci</i> Genn., a lle y gwyddys bod <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) neu fectorau eraill y plâu planhigion perthnasol yn bresennol | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau'r plâu planhigion perthnasol yng ngholofn 2 o'r eitem hon ar y planhigion yn ystod cyfnod digonol, ac:</p> <ul style="list-style-type: none"> (a) bod y planhigion yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Bemisia tabaci</i> Genn. a fectorau eraill y plâu planhigion; (b) y canfuwyd bod y man cynhyrchu yn rhydd rhag <i>Bemisia tabaci</i> Genn. a fectorau eraill y plâu planhigion o gynnal arolygiadau swyddogol ar adegau priodol; (c) bod y planhigion wedi bod yn destun triniaeth briodol gyda'r nod o ddileu <i>Bemisia tabaci</i> Genn.; neu (d) bod y planhigion yn deillio o |

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| | | ddeunydd planhigion (allblaniad) sy'n rhydd rhag <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) ac nad oeddent yn dangos unrhyw symptomau <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd), eu bod yn cael eu tyfu <i>in vitro</i> mewn cyfrwng tyfu sterilaidd o dan amodau sterilaidd sy'n atal y posibilrwydd o heigio â <i>Bemisia tabaci</i> Genn. (poblogaethau heb fod yn rhai Ewropeaidd) a'u bod yn cael eu cludo mewn cynwysyddion tryloyw o dan amodau sterilaidd |
| 85. | Hadau <i>Helianthus annuus</i> L., sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r hadau ddod gyda datganiad swyddogol: <ul style="list-style-type: none"> (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Plasmopara halstedii</i> (Farlow) Berl. a de Toni; neu (b) ac eithrio'r rheini a gynhyrchwyd ar amrywogaethau sydd ag ymwrthedd i bob hil <i>Plasmopara halstedii</i> (Farlow) Berl. a de Toni sy'n bresennol yn yr ardal gynhyrchu, y buont yn destun triniaeth briodol i atal <i>Plasmopara halstedii</i> (Farlow) Berl. a de Toni |
| 86. | Hadau <i>Solanum lycopersicum</i> L., sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r hadau ddod gyda datganiad swyddogol eu bod wedi eu cael drwy ddull echdynnu ag asid priodol ac: <ul style="list-style-type: none"> (a) eu bod yn tarddu o ardal lle y gwyddys nad yw <i>Clavibacter michiganensis</i> ssp. <i>michiganensis</i> (Smith) Davis <i>et al.</i>, <i>Xanthomonas campestris</i> pv. <i>vesicatoria</i> (Doidge) Dye neu Firoid y gloronen bigfain yn bresennol; (b) na welwyd unrhyw symptomau'r clefydau a achosir gan y plâu planhigion hynny ar y planhigion yn y man cynhyrchu yn ystod eu cylch llystyfiant cyflawn; neu (c) y bu'r hadau yn destun profion swyddogol ar gyfer y plâu planhigion hynny o leiaf, sef profion ar sampl gynrychioliadol a chan ddefnyddio dulliau priodol, ac y canfuwyd eu bod yn rhydd rhag y |

| | | plâu planhigion hynny |
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| 87. | Hadau <i>Medicago sativa</i> L., sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r hadau ddod gyda datganiad swyddogol:</p> <ul style="list-style-type: none"> (a) na welwyd unrhyw symptomau <i>Ditylenchus dipsaci</i> (Kühn) Filipjev yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf, ac na amlygwyd <i>Ditylenchus dipsaci</i> (Kühn) Filipjev gan brofion labordy ar sampl gynrychioliadol; (b) bod yr hadau wedi eu mygdarthu cyn eu hallforio; neu (c) y bu'r hadau yn destun triniaeth ffisegol briodol i atal <i>Ditylenchus dipsaci</i> (Kühn) Filipjev ac y canfuwyd eu bod yn rhydd rhag <i>Ditylenchus dipsaci</i> (Kühn) Filipjev ar ôl cynnal profion labordy ar sampl gynrychioliadol |
| 88. | Hadau <i>Medicago sativa</i> L., sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> Davis <i>et al.</i> yn bresennol | <p>Rhaid i'r hadau ddod gyda datganiad swyddogol:</p> <ul style="list-style-type: none"> (a) y gwyddys na fu <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> Davis <i>et al.</i> yn bresennol ar y fferm neu yn ei chyffiniau agos ers dechrau'r 10 mlynedd ddiwethaf; (b) naill ai: <ul style="list-style-type: none"> (i) bod y cnwd yn perthyn i amrywogaeth y cydnabyddir ei bod ag ymwrthedd uchel i <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> Davis <i>et al.</i>; (ii) nad oedd wedi dechrau ei bedwerydd cylch llystyfiant cyflawn ers hau pan gafodd yr hadau eu cynaeafu, ac na fu mwy nag un cynhaeaf hadau blaenorol o'r cnwd; neu (iii) nad yw cynnwys y deunydd anadweithiol a bennwyd yn unol â'r rheolau sy'n gymwys ar gyfer ardystio hadau a farchnetir yn yr Undeb Ewropeaidd yn fwy na 0.1% o ran pwysau; |

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| | | <p>(c) na welwyd unrhyw symptomau <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> Davis et al. yn y man cynhyrchu, neu ar unrhyw gnwd <i>Medicago sativa</i> L. cyfagos, yn ystod y cylch llystyfiant cyflawn diweddaraf neu, pan fo'n briodol, yn ystod y ddau gylch llystyfiant diweddaraf; a</p> <p>(d) y tyfwyd y cnwd ar dir lle na fu unrhyw gnwd <i>Medicago sativa</i> L. blaenorol yn bresennol yn ystod y tair blynedd ddiwethaf cyn hau</p> |
| 89. | Hadau <i>Oryza sativa</i> L., sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r hadau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod wedi eu profi yn swyddogol gan brofion nematolegol priodol a chanfuwyd eu bod yn rhydd rhag <i>Aphelenchoides besseyi</i> Christie; neu</p> <p>(b) y buont yn destun triniaeth briodol â dŵr poeth neu driniaeth briodol arall i atal <i>Aphelenchoides besseyi</i> Christie</p> |
| 90. | Hadau <i>Phaseolus</i> L., sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r hadau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Xanthomonas campestris</i> pv. <i>phaseoli</i> (Smith) Dye; neu</p> <p>(b) y profwyd sampl gynrychioliadol o'r hadau a chanfuwyd eu bod yn rhydd rhag <i>Xanthomonas campestris</i> pv. <i>phaseoli</i> (Smith) Dye</p> |
| 91. | Hadau <i>Zea mays</i> L., sy'n tarddu o unrhyw drydedd wlad | <p>Rhaid i'r hadau ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Erwinia stewartii</i> (Smith) Dye; neu</p> <p>(b) y profwyd sampl gynrychioliadol o'r hadau a chanfuwyd eu bod yn rhydd rhag <i>Erwinia stewartii</i> (Smith) Dye</p> |
| 92. | Hadau o'r genera <i>Triticum</i> , <i>Secale</i> neu <i>X Triticosecale</i> o Affganistan, India, Irac, Meccico, Nepal, Pacistan, De Affrica neu UDA lle y gwyddys bod <i>Tilletia indica</i> Mitra yn bresennol | <p>Rhaid i'r hadau ddod gyda datganiad swyddogol eu bod yn tarddu o ardal lle y gwyddys nad yw <i>Tilletia indica</i> Mitra yn bresennol, a rhaid crybwyll enw'r ardal ar y dystysgrif ffytoiechydol neu'r dystysgrif</p> |

| | | ffytoiechydol ar gyfer ailallforio |
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| 93. | Grawn o'r genera <i>Triticum</i> , <i>Secale</i> neu <i>X Triticosecale</i> o Affganistan, India, Irac, Mecsico, Nepal, Pacistan, De Affrica neu UDA lle y gwyddys bod <i>Tilletia indica</i> Mitra yn bresennol | <p>Rhaid i'r grawn ddod gyda datganiad swyddogol:</p> <p>(a) ei fod yn tarddu o ardal lle y gwyddys nad yw <i>Tilletia indica</i> Mitra yn bresennol, a rhaid crybwyll enw'r ardal ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "place of origin"; neu</p> <p>(b) na welwyd unrhyw symptomau <i>Tilletia indica</i> Mitra ar y planhigion yn y man cynhyrchu yn ystod eu cylch llystyfiant cyflawn diweddaraf ac y cymerwyd samplau cynrychioliadol o'r grawn ar adeg cynaeafu a chyn eu hanfon, a chynhaliwyd profion ar y samplau hynny a chanfuwyd eu bod yn rhydd rhag <i>Tilletia indica</i> Mitra, a rhaid dangos tystiolaeth o hynny drwy nodi'r datganiad "tested and found free from <i>Tilletia indica</i> Mitra" ar y dystysgrif ffytoiechydol neu'r dystysgrif ffytoiechydol ar gyfer ailallforio o dan y pennawd "name of produce"</p> |
| 94. | Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(2) o Benderfyniad 2002/757/EC sy'n tarddu o UDA | <p>Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio sy'n cynnwys:</p> <p>(a) datganiad swyddogol o dan y pennawd "Additional declaration":</p> <p>(i) eu bod yn bodloni'r gofynion ym mhwynt 1a(a) neu 1a(b) o Atodiad I i Benderfyniad 2002/757/EC; a</p> <p>(ii) y canfuwyd eu bod yn rhydd rhag arunigion heb fod yn rhai Ewropeaidd o <i>Phytophthora ramorum</i> Werres, De Cock a Man in't Veld sp. nov.; a</p> <p>(b) pan fo pwynt 1a(a) o'r Atodiad hwnnw yn gymwys, enw'r ardal y maent yn tarddu ohoni o dan y pennawd "place of origin"</p> |

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| 95. | Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(b) o Benderfyniad 2007/365/EC sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional declaration" fod y planhigion, gan gynnwys y rheini a gasglwyd o gynefinoedd naturiol, yn bodloni'r gofynion a bennir ym mhwynt 1(a), (b) neu (c) o Atodiad I i Benderfyniad 2007/365/EC |
| 96. | Planhigion penodedig o fewn yr ystyr a roddir yn Erthygl 1(2) o Benderfyniad 2007/433/EC sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional declaration": (a) eu bod yn tarddu o fan cynhyrchu sydd wedi ei gofrestru ac sy'n cael ei oruchwylio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni; a (b) eu bod yn bodloni'r gofynion a bennir ym mhwynt 1(a), (b) neu (c) o Atodiad I i Benderfyniad 2007/433/EC |
| 97. | Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad 2012/138/EU sy'n tarddu o Tsieina | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio sy'n cynnwys: (a) datganiad swyddogol o dan y pennawd "Additional declaration" yn unol â phwynt 1 o Adran 1(B) o Atodiad I i Benderfyniad 2012/138/EU; a (b) pan fo pwynt 1(b) o'r Adran honno yn gymwys, rhaid i fan cynhyrchu'r planhigion fodloni'r gofynion a bennir yn Erthygl 1(c) o Benderfyniad 2012/138/EU |
| 98. | Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad 2012/138/EU sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Anoplophora chinensis</i> (Forster) yn bresennol, ac eithrio Tsieina | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio sy'n cynnwys: (a) datganiad swyddogol o dan y pennawd "Additional declaration" yn unol â phwynt 1 o Adran 1(A) o Atodiad I i Benderfyniad 2012/138/EU; a |

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| | | (b) pan fo pwynt 1(a) o'r Adran honno yn gymwys, enw'r ardal berthnasol sy'n rhydd rhag plâu o dan y pennawd "place of origin" |
| 99. | Cloron <i>Solanum tuberosum</i> L., a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Epitrix cucumeris</i> (Harris), <i>Epitrix papa</i> sp.n, <i>Epitrix subcrinita</i> (Lec.) neu <i>Epitrix tuberis</i> (Gentner) yn bresennol | Rhaid i'r cloron ddod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional declaration" yn unol ag Adran I o Atodiad I i Benderfyniad 2012/270/EU |
| 100. | Planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, na allant ond tyfu mewn dŵr neu bridd sydd wedi ei drwytho â dŵr yn barhaol, ac sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional declaration" yn unol ag Adran I o Atodiad I i Benderfyniad 2012/697/EU |
| 101. | Pail byw <i>Actinidia</i> Lindl. neu blanhigion, ac eithrio hadau, <i>Actinidia</i> Lindl, a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r pail byw neu'r planhigion ddod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional declaration" yn unol ag Adran I o Atodiad I i Benderfyniad (EU) 2017/198 |
| 102. | Planhigion penodedig o fewn ystyr Erthygl 1(c) o Benderfyniad (EU) 2015/789 sy'n tarddu o unrhyw drydedd wlad, ac eithrio trydedd wlad lle y gwyddys bod <i>Xylella fastidiosa</i> (Wells et al.) yn bresennol | Rhaid i'r planhigion: (a) tarddu o drydedd wlad yr hysbyswyd y Comisiwn Ewropeaidd amdani gan y sefydliad diogelu planhigion cenedlaethol perthnasol yn unol ag Erthygl 16(a) o Benderfyniad (EU) 2015/789; a (b) dod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional declaration"; (i) yn unol ag Erthygl 16(b) o'r Penderfyniad hwnnw; neu (ii) yn achos planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, <i>Coffea</i> , <i>Lavandula dentata</i> L., <i>Nerium oleander</i> L., <i>Olea europaea</i> L., <i>Polygala myrtifolia</i> L. neu <i>Prunus dulcis</i> (Mill.) D.A. Webb, yn unol ag Erthygl 16(b) a'r ail is-baragraff o Erthygl 16 o'r Penderfyniad hwnnw |
| 103. | Planhigion penodedig o fewn ystyr Erthygl 1(c) o Benderfyniad (EU) 2015/789 sy'n tarddu o unrhyw drydedd wlad lle y | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol sy'n cynnwys: (a) yn achos planhigion sy'n tarddu o |

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| | gwyddys bod <i>Xylella fastidiosa</i> (Wells et al.) yn bresennol | <p>ardal a sefydlwyd fel ardal sy'n rhydd rhag <i>Xylella fastidiosa</i> (Wells et al.) yn unol ag ISPM Rhif 4 ac yr hysbyswyd y Comisiwn Ewropeaidd amdani gan y sefydliad diogelu planhigion cenedlaethol perthnasol yn unol ag Erthygl 17(2)(a) o Benderfyniad (EU) 2015/789, enw'r ardal o dan y pennawd "place of origin";</p> <p>(b) yn achos planhigion sy'n tarddu o ardal lle y gwyddys bod <i>Xylella fastidiosa</i> (Wells et al.) yn bresennol a phan na fo'r planhigion wedi eu tyfu <i>in vitro</i> am eu cylch cynhyrchu cyfan:</p> <p>(i) datganiad swyddogol o dan y pennawd "Additional declaration" yn unol ag Erthygl 17(3) o'r Penderfyniad hwnnw; a</p> <p>(ii) enw'r safle y mae'r planhigion yn tarddu ohono o dan y pennawd "place of origin";</p> <p>(c) yn achos planhigion sy'n tarddu o ardal lle y gwyddys bod <i>Xylella fastidiosa</i> (Wells et al.) yn bresennol a'u bod wedi eu tyfu <i>in vitro</i> am eu cylch cynhyrchu cyfan:</p> <p>(i) datganiad swyddogol o dan y pennawd "Additional declaration" yn unol ag Erthygl 17(3a) o'r Penderfyniad hwnnw; a</p> <p>(ii) enw'r safle y mae'r planhigion yn tarddu ohono o dan y pennawd "place of origin"</p> |
| 104. | Planhigion, ac eithrio hadau, <i>Mangifera L.</i> sy'n tarddu o India | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol sy'n cynnwys datganiad swyddogol o dan y pennawd "Additional declaration" sy'n disgrifio'r mesurau priodol a gymerwyd i sicrhau eu bod yn rhydd rhag organeddau niweidiol |
| 105. | Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad (EU) 2015/893 sy'n tarddu o unrhyw drydedd wlad lle y gwyddys bod <i>Anoplophora glabripennis</i> (Motschulsky) yn bresennol | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol neu dystysgrif ffytoiechydol ar gyfer ailallforio sy'n cynnwys— |
| | | (a) datganiad swyddogol o dan y pennawd "Additional declaration" |

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| | | <p>eu bod yn bodloni'r gofynion a bennir ym mhwynt (1)(a), (b) neu (c) o Adran 1(A) o Atodiad II i Benderfyniad (EU) 2015/893; a</p> <p>(b) pan fo pwynt (1)(a) o'r Adran honno yn gymwys, enw'r ardal berthnasol sy'n rhydd rhag plâu o dan y pennawd "place of origin"</p> |
| 106. | Planhigion <i>Fraxinus</i> L., a fwriedir ar gyfer eu plannu sy'n tarddu o unrhyw drydedd wlad | Rhaid i'r planhigion ddod gyda thystysgrif ffytoiechydol a ddyroddwyd gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni ac sy'n cynnwys datganiad swyddogol, o dan y pennawd "Additional declaration", bod y planhigion wedi eu tyfu drwy gydol eu bywyd mewn ardal a sefydlwyd yn ardal sy'n rhydd, ac y cedwir yn rhydd, rhag <i>Chalara fraxinea</i> T. Kowalski (gan gynnwys ei deleomorff <i>Hymenoscyphus pseudoalbidus</i>) yn unol ag ISPM Rhif 4 |

RHAN B

Deunydd perthnasol, o'r Undeb Ewropeaidd, na chaniateir dod ag ef i Gymru na'i symud o fewn Cymru oni chydymffurfir â gofynion arbennig

| (1) Eitem | (2) Disgrifiad o'r deunydd perthnasol | (3) Gofynion o ran cyflwyno |
|--------------|---|---|
| 1. | Planhigion, ac eithrio hadau, <i>Pinus</i> L., a fwriedir ar gyfer eu plannu | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Scirrhia pini</i> Funk a Parker yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 2. | Planhigion, ac eithrio hadau, <i>Abies</i> Mill., <i>Larix</i> Mill., <i>Picea</i> A. Dietr., <i>Pinus</i> L., <i>Pseudotsuga</i> Carr. neu <i>Tsuga</i> Carr., a fwriedir ar gyfer eu plannu | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Melampsora medusae</i> Thümen yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 3. | Planhigion, ac eithrio hadau, <i>Populus</i> L., a fwriedir ar gyfer eu plannu | Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau <i>Melampsora medusae</i> Thümen yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf |
| 4. | Planhigion, ac eithrio hadau, <i>Castanea</i> Mill, neu <i>Quercus</i> L., a fwriedir ar gyfer eu plannu | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag <i>Cryphonectria parasitica</i> (Murrill) Barr; neu</p> |

- (b) na welwyd unrhyw symptomau *Cryphonectria parasitica* (Murrill) Barr yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf
5. Planhigion, ac eithrio hadau, *Platanus* L., a fwriedir ar gyfer eu plannu Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Ceratocystis platani* (J.M. Walter) Engelbr. a T.C. Harr.; neu
- (b) na welwyd unrhyw symptomau *Ceratocystis platani* (J.M. Walter) Engelbr. a T.C. Harr. yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf
6. Planhigion, ac eithrio hadau, *Ulmus* L., a fwriedir ar gyfer eu plannu Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau *Candidatus Phytoplasma ulmi* yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf
7. Planhigion, ac eithrio hadau, *Amelanchier* Med., *Chaenonmeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. neu *Sorbus* L., a fwriedir ar gyfer eu plannu Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o barth y cydnabyddir ei fod yn rhydd rhag *Erwinia amylovora* (Burr.) Winsl. *et al.*; neu
- (b) bod y planhigion yn y cae cynhyrchu neu yn ei gyffiniau agos sydd wedi dangos symptomau *Erwinia amylovora* (Burr.) Winsl. *et al.* wedi eu clirio
8. Planhigion, ac eithrio ffrwythau neu hadau, *Citrus* L., *Fortunella* Swingle neu *Poncirus* Raf. Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Spiroplasma citri* Saglio *et al.*, *Phoma tracheiphila* (Petri) Kanchaveli a Gikashvili a Firws *Citrus tristeza* (mathau Ewropeaidd);
- (b) bod y planhigion yn deillio o gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeillio drwy linach uniongyrchol o ddeunydd sydd wedi ei gadw o dan amodau priodol ac a fu'n destun profion unigol swyddogol ar gyfer, o leiaf, Firws *Citrus tristeza* (mathau Ewropeaidd), gan ddefnyddio profion neu ddulliau priodol yn unol â

safonau rhyngwladol, a'u bod wedi bod yn tyfu yn barhaol mewn tŷ gwydr neu gaets arunig sy'n ddiogel rhag pryfed lle na welwyd unrhyw symptomau *Spiroplasma citri* Saglio *et al.*, *Phoma tracheiphila* (Petri) Kanchaveli a Gikashvili neu Firws *Citrus tristeza* (mathau Ewropeaidd); neu

(c) eu bod:

- (i) wedi deillio o gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeilio drwy linach uniongyrchol o ddeunydd sydd wedi ei gadw o dan amodau priodol ac a fu'n destun profion unigol swyddogol ar gyfer, o leiaf, Firws *Citrus tristeza* (mathau Ewropeaidd), gan ddefnyddio profion neu ddulliau priodol yn unol â safonau rhyngwladol, ac y canfuwyd eu bod yn rhydd rhag Firws *Citrus tristeza* (mathau Ewropeaidd) ac ardystiwyd eu bod yn rhydd rhag o leiaf Firws *Citrus tristeza* (mathau Ewropeaidd) mewn profion unigol swyddogol a gynhaliwyd yn unol â'r dulliau a grybwyllir yn y paragraff hwn; a
- (ii) wedi eu harolygu ac na welwyd unrhyw symptomau *Spiroplasma citri* Saglio *et al.*, *Phoma tracheiphila* (Petri) Kanchaveli a Gikashvili neu Firws *Citrus tristeza* (mathau Ewropeaidd) ers dechrau'r cylch llystyfiant cyflawn diweddaraf

9. Planhigion, ac eithrio ffrwythau neu hadau, *Citrus* L., *Choisya* Kunth, *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm. f., *Murraya* J. Koenig ex L., *Vepris* Comm., neu *Zanthoxylum* L.

Rhaid i'r planhigion ddod gyda datganiad swyddogol:

- (a) eu bod yn tarddu o ardal sy'n rhydd rhag *Trioza erytrae* Del Guercio, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4;
- (b) eu bod wedi eu tyfu mewn man cynhyrchu:
 - (i) sydd wedi ei gofrestru a'i

- oruchwylio gan yr awdurdod cymwys perthnasol yn yr Aelod-wladwriaeth y mae'r planhigion yn tarddu ohoni;
- (ii) lle gosodwyd y planhigion mewn safle sydd wedi ei ddiogelu yn llwyr yn ffisegol rhag cyflwyno *Trioza erythrae* Del Guercio; a
- (iii) lle y cynhaliwyd dau arolygiad swyddogol ar adegau priodol yn ystod y cylch llystyfiant cyflawn diweddaraf cyn eu symud o'r safle, ac na welwyd unrhyw arwyddion o'r pla planhigion hwnnw yn y safle hwnnw neu yn yr ardal oddi amgylch hyd at o leiaf 200m o led
10. Planhigion Araceae, Marantaceae, Musaceae, *Persea* spp. neu Strelitziaceae, sydd â gwreiddiau neu sy'n gysylltiedig â chyfrwng tyfu neu yr ymddengys iddynt fod mewn cysylltiad â chyfrwng tyfu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) na welwyd unrhyw halogi gan *Radopholus similis* (Cobb) Thorne yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf; neu
- (b) y bu pridd a gwreiddiau o'r planhigion a amheuir yn destun, ers dechrau'r cylch llystyfiant cyflawn diweddaraf, i brofion nematolegol swyddogol ar gyfer o leiaf *Radopholus similis* (Cobb) Thorne ac y canfuwyd eu bod yn rhydd rhag y pla planhigion hwnnw
11. Planhigion, ac eithrio hadau, *Fragaria* L., *Prunus* L. neu *Rubus* L., a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag y plâu planhigion a ganlyn:
- (i) yn achos *Fragaria* L.:
- *Phytophthora fragariae* Hickman var. *fragariae*,
 - Firws amryliw Arabis,
 - Firws crwn mafon,
 - Firws crych mefus,
 - Firws crwn cudd mefus,
 - Firws minfelyn ysgafn mefus,

- Firws crwn du tomatos,
— *Xanthomonas fragariae* Kennedy a King;
 - (ii) yn achos *Prunus* L.:
— Mycoplasma crychni dail clorotig bricyll,
— *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.*;
 - (iii) yn achos *Prunus persica* (L.) Batsch:
— *Pseudomonas syringae* pv. *persicae* (Prunier *et al.*) Young *et al.*;
 - a
 - (iv) yn achos *Rubus* L.:
— Firws amryliw Arabis,
— Firws crwn mafon,
— Firws crwn cudd mefus,
— Firws crwn du tomatos; neu
- (b) na welwyd unrhyw symptomau clefydau a achosir gan y plâu planhigion ym mharagraff (a) ar blanhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf
12. Planhigion, ac eithrio hadau, *Cydonia* Mill. neu *Pyrus* L., a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Mycoplasma dirywiad gellyg; neu
 - (b) bod planhigion yn y man cynhyrchu neu yn ei gyffiniau agos sydd wedi dangos symptomau sy'n codi amheuan o halogi gan Fycoplasma dirywiad gellyg wedi eu clirio o'r man hwnnw o fewn y tri chylch llystyfiant cyflawn diweddaraf
13. Planhigion, ac eithrio hadau, *Fragaria* L., a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Aphelenchoides besseyi* Christie;
 - (b) na welwyd unrhyw symptomau *Aphelenchoides besseyi* Christie ar blanhigion yn y man cynhyrchu ers

- dechrau'r cylch llystyfiant cyflawn diweddaraf; neu
- (c) yn achos planhigion mewn meithriniaid meinwe, bod y planhigion yn deillio o blanhigion sy'n cydymffurfio â pharagraff (b) neu wedi eu profi yn swyddogol drwy ddulliau nematolegol priodol ac y canfuwyd eu bod yn rhydd rhag *Aphelenchoides besseyi* Christie
14. Planhigion, ac eithrio hadau, *Malus* Mill., a fwriedir ar gyfer eu plannu Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Mycoplasma ymlediad afalau; neu
- (b) ac eithrio'r planhigion a dyfwyd o hadau, eu bod:
- (i) wedi eu hardystio yn swyddogol o dan gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion swyddogol ar gyfer o leiaf Mycoplasma ymlediad afalau gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y pla planhigion hwnnw; neu
- (ii) yn deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu, o leiaf unwaith yn ystod y chwe chylch llystyfiant cyflawn diweddaraf, yn destun profion swyddogol ar gyfer o leiaf Mycoplasma ymlediad afalau gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y pla planhigion hwnnw; ac
- (c) na welwyd unrhyw symptomau clefydau a achosir gan Fycoplasma ymlediad afalau ar blanhigion yn y man cynhyrchu, neu yn ei gyffiniau agos ar blanhigion sy'n dueddol o gael plâu neu glefydau, ers dechrau'r tri chylch llystyfiant cyflawn diweddaraf
15. Planhigion, ac eithrio hadau, y Rhaid i'r planhigion ddod gyda datganiad

rhywogaethau *Prunus* L. a ganlyn a fwriedir ar gyfer eu plannu:

- *Prunus amygdalus* Batsch,
- *Prunus armeniaca* L.,
- *Prunus blireiana* Andre,
- *Prunus brigantina* Vill.,
- *Prunus cerasifera* Ehrh.,
- *Prunus cistena* Hansen,
- *Prunus curdica* Fenzl a Fritsch.,
- *Prunus domestica* spp. *domestica* L.,
- *Prunus domestica* spp. *insititia* (L.) C.K. Schneid.,
- *Prunus domestica* spp. *italica* (Borkh.) Hegi.,
- *Prunus glandulosa* Thunb.,
- *Prunus holosericea* Batal.,
- *Prunus hortulana* Bailey,
- *Prunus japonica* Thunb.,
- *Prunus mandshurica* (Maxim.) Koehne,
- *Prunus maritima* Marsh.,
- *Prunus mume* Sieb. a Zucc.,
- *Prunus nigra* Ait.,
- *Prunus persica* (L.) Batsch.,
- *Prunus salicina* L.,
- *Prunus sibirica* L.,
- *Prunus simonii* Carr.,
- *Prunus spinosa* L.,
- *Prunus tomentosa* Thunb.,
- *Prunus triloba* Lindl., neu

— rhywogaethau eraill *Prunus* L. sy'n dueddol o gael Firws brech eirin

swyddogol:

- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Firws brech eirin;
- (b) ac eithrio'r planhigion a dyfwyd o hadau, eu bod:
 - (i) wedi eu hardystio yn swyddogol o dan gynllun ardystio sy'n ei gwneud yn ofynnol iddynt ddeillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion swyddogol ar gyfer o leiaf Firws brech eirin gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y pla planhigion hwnnw; neu
 - (ii) yn deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu, o leiaf unwaith yn ystod y tri chylch llystyfiant cyflawn diweddaraf, yn destun profion swyddogol ar gyfer o leiaf Firws brech eirin gan ddefnyddio dangosyddion priodol neu ddulliau cyfatebol ac y canfuwyd ei fod yn rhydd rhag y pla planhigion hwnnw; ac
- (c) na welwyd unrhyw symptomau'r clefyd a achosir gan Firws brech eirin ar blanhigion yn y man cynhyrchu, neu ar blanhigion yn ei gyffiniau agos sy'n dueddol o gael plâu neu glefydau, ers dechrau'r tri chylch llystyfiant cyflawn diweddaraf; a
- (d) bod planhigion yn y man cynhyrchu sydd wedi dangos symptomau clefydau a achosir gan firsau eraill neu bathogenau sy'n debyg i firsau wedi eu clirio

16. Planhigion, ac eithrio ffrwythau neu hadau, *Vitis* L.

Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau *Flavescence dorée* MLO gwinwydd neu *Xylophilus ampelinus* (Panagopoulos) Willems *et al.* ar y planhigion tarddiol yn y man cynhyrchu ers dechrau'r ddau gylch llystyfiant cyflawn diweddaraf

17. Cloron *Solanum tuberosum* L., a fwriedir ar gyfer eu plannu
- Rhaid i'r cloron ddod gyda datganiad swyddogol:
- (a) y cydymffurfiwyd â darpariaethau'r Undeb Ewropeaidd i atal *Synchytrium endobioticum* (Schilbersky) Percival;
 - (b) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Clavibacter michiganensis* spp. *sepedonicus* (Spieckermann a Kottoff) Davis *et al.* neu y cydymffurfiwyd â darpariaethau'r Undeb Ewropeaidd i atal *Clavibacter michiganensis* spp. *sepedonicus* (Spieckermann a Kottoff) Davis *et al.*;
 - (c) eu bod yn tarddu o ardal:
 - (i) lle y gwyddys nad yw *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* yn bresennol; neu
 - (ii) lle y gwyddys bod *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* yn bresennol, a bod y cloron yn tarddu o fan cynhyrchu y canfuwyd ei fod yn rhydd rhag *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*, neu yr ystyrir ei fod yn rhydd rhag *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* o ganlyniad i roi gweithdrefn briodol ar waith gyda'r nod o ddileu *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*; a
 - (d) eu bod yn tarddu o ardal lle y gwyddys nad yw *Meloidogyne chitwoodi* Golden *et al.* (pob poblogaeth) na *Meloidogyne fallax* Karssen yn bresennol neu ardal lle y gwyddys bod *Meloidogyne chitwoodi* Golden *et al.* (pob poblogaeth) neu *Meloidogyne fallax* Karssen yn bresennol a:
 - (i) eu bod yn tarddu o fan cynhyrchu y canfuwyd ei fod yn rhydd rhag *Meloidogyne chitwoodi* Golden *et al.* (pob poblogaeth) a *Meloidogyne fallax* Karssen yn seiliedig ar arolwg blynyddol o'r cnydau cynhaliol drwy gynnal arolygiad gweledol o'r planhigion cynhaliol ar adegau priodol a

- thrwy arolygiad gweledol allanol a thrwy dorri'r cloron ar ôl eu cynaeafu o gnydau tatws a dyfwyd yn y man cynhyrchu; neu
- (ii) bod y cloron, ar ôl cynaeafu, wedi eu hapsamplu a'u gwirio am bresenoldeb symptomau ar ôl defnyddio dull priodol i achosi symptomau, neu wedi bod yn destun profion labordy, yn ogystal ag arolygiad gweledol allanol a thrwy dorri'r cloron, ar adegau priodol ac ym mhob achos ar adeg selio'r pecynnau neu'r cynwysyddion cyn eu marchnata yn unol â'r darpariaethau ynghylch selio yng Nghyfarwyddeb y Cyngor 2002/56/EC ar farchnata tatws hadyd(1), ac na chanfuwyd unrhyw symptomau *Meloidogyne chitwoodi* Golden *et al.* (pob poblogaeth) neu *Meloidogyne fallax* Karssen
18. Cloron *Solanum tuberosum* L., a fwriedir ar gyfer eu plannu, ac eithrio'r rheini sydd i'w plannu yn unol ag Erthygl 4(4)(b) o Gyfarwyddeb 2007/33/EC Rhaid i'r cloron ddod gyda datganiad swyddogol y cydymffurfir â darpariaethau'r Undeb Ewropeaidd i atal *Globodera pallida* (Stone) Behrens a *Globodera rostochiensis* (Wollenweber) Behrens
19. Cloron *Solanum tuberosum* L., a fwriedir ar gyfer eu plannu, ac eithrio cloron y rhywogaethau hynny a dderbynnir mewn un neu ragor o Aelod-wladwriaethau yn unol â Chyfarwyddeb y Cyngor 2002/53/EC ar y catalog cyffredin o amrywogaethau rhywogaethau planhigion amaethyddol(2) Rhaid i'r cloron ddod gyda datganiad swyddogol eu bod:
- (a) yn perthyn i ddetholiadau datblygedig, gyda datganiad o'r fath wedi ei nodi mewn ffordd briodol ar y ddogfen sy'n mynd gyda'r cloron;
- (b) wedi eu cynhyrchu yn yr Undeb Ewropeaidd;
- (c) wedi deillio drwy linach uniongyrchol o ddeunydd a gadwyd o dan amodau priodol ac a fu'n destun profion cwarantín swyddogol yn yr Undeb Ewropeaidd yn unol â dulliau priodol ac y canfuwyd eu bod yn rhydd rhag plâu planhigion
20. Planhigion o rywogaethau *Solanum* L., sy'n Rhaid i'r planhigion fod wedi eu cadw o

(1) OJ Rhif L 193, 20.7.2002, t. 60, y mae iddo ddiwygiadau nad ydynt yn berthnasol i'r Gorchymyn hwn.

(2) OJ Rhif L 193, 20.7.2002, t. 1, fel y'i diwygiwyd gan Reoliad (EC) Rhif 1829/2003 Senedd Ewrop a'r Cyngor (OJ Rhif L 268, 18.10.2003, t. 1).

ffurfio stolon neu gloron, a fwriedir ar gyfer eu plannu, ac eithrio'r cloron *Solanum tuberosum* L. hynny a bennir yng ngholofn 2 o eitemau 17 i 19, gyda deunydd cynnal meithriniad yn cael ei gadw mewn cronfeydd genynnau neu gasgliadau o stoc genetig neu hadau *Solanum tuberosum* L., a bennir yng ngholofn 2 o eitem 21

dan amodau cwarantín a:

- (a) rhaid eu bod wedi eu canfod yn rhydd rhag unrhyw blâu planhigion mewn profion cwarantín a oedd:
 - (i) wedi eu goruchwyllo gan gorff swyddogol cyfrifol yr Aelod-wladwriaeth dan sylw ac wedi eu cynnal gan staff y sefydliad hwnnw sydd wedi cael hyfforddiant gwyddonol, neu gan staff unrhyw gorff a gymeradwyir yn swyddogol sydd wedi cael hyfforddiant o'r fath;
 - (ii) wedi eu cynnal ar safle sydd â chyfleusterau priodol sy'n ddigonol i atal plâu planhigion a chadw'r deunydd, gan gynnwys planhigion dangosol, mewn modd sy'n atal unrhyw risg o ledaenu plâu planhigion;
 - (iii) wedi eu cynnal ar bob uned o'r deunydd:
 - (aa) drwy gynnal archwiliadau gweledol ar adegau rheolaidd yn ystod hyd cyfan o leiaf un cylch llystyfiant, gan roi sylw i'r math o ddeunydd a'i gam datblygu yn ystod y rhaglen brofi, ar gyfer symptomau a achosir gan blâu planhigion; a
 - (bb) drwy gynnal profion:
 - yn achos pob deunydd tatws ar gyfer o leiaf:
 - Firws cudd tatws Andeaidd,
 - Firws Arracacha B. math oca,
 - Firws crwn du tatws,
 - Firoid y gloronen bigfain,
 - Firws tatws T,
 - Firws brychni tatws Andeaidd
 - firsau cyffredin tatws A, M, S, V, X ac Y (gan

gynnwys Y^o, Yn ac Yc) a
Firws crychni dail tatws,

—*Clavibacter*
michiganensis
spp. sepedonicus
(Spieckermann a Kottoff)
Davis *et al.*

—*Ralstonia solanacearum*
(Smith) Yabuuchi *et al.*;

— yn achos hadau *Solanum*
tuberosum L., ac eithrio'r
rheini a bennir yng
ngholofn 2 o eitem 21, ar
gyfer y fîrysau a'r firoid a
restrir uchod o leiaf; a

(iv) wedi cynnwys profion priodol ar
unrhyw symptom arall a welwyd
yn yr archwiliad gweledol er
mwyn adnabod y plâu planhigion
sydd wedi achosi symptomau o'r
fath;

(b) rhaid i unrhyw ddeunydd y canfuwyd
nad oedd yn rhydd, o dan y profion y
cyfeirir atynt ym mharagraff (a), rhag
plâu planhigion a bennir yn y
paragraff hwnnw fod wedi ei ddifa ar
unwaith neu fod yn destun
gweithdrefnau sy'n dileu'r plâu
planhigion; ac

(c) rhaid i bob sefydliad neu gorff ymchwil
sy'n cadw'r deunydd hwn hysbysu
Sefydliad Diogelu Planhigion swyddogol
ei Aelod-wladwriaeth ynghylch y
deunydd a gedwir

21. Hadau *Solanum tuberosum* L., ac eithrio'r
rheini a bennir yng ngholofn 2 o eitem 22

Rhaid i'r hadau ddod gyda datganiad
swyddogol:

(a) eu bod:

(i) yn deillio o blanhigion sy'n
cydymffurfio â'r gofynion a
bennir yng ngholofn 3 o eitemau
17 i 20; a

(ii) yn tarddu o ardaloedd y gwyddys
eu bod yn rhydd rhag
Synchytrium endobioticum
(Schilbersky) Percival,
Clavibacter michiganensis ssp.

sepedonicus (Speieckermann a Kotthoff) Davis *et al.*, *Ralstonia solanancearum* (Smith) Yabuuchi *et al.* a Firoid y gloronen bigfain; neu

- (b) eu bod wedi eu cynhyrchu mewn safle lle na welwyd unrhyw symptomau o'r clefyd a achosir gan y plâu planhigion hynny ers dechrau'r cylch llystyfiant diweddaraf a phan fo'r camau a ganlyn wedi eu cymryd:
 - (i) bod y safle wedi ei wahanu oddi wrth blanhigion mochlysaidd eraill a phlanhigion eraill sy'n cynnal Firoid y gloronen bigfain;
 - (ii) bod staff ac eitemau eraill, megis offer, peiriannau, cerbydau, llestri a deunydd pecynnu, o safleoedd eraill sy'n cynhyrchu planhigion mochlysaidd a phlanhigion eraill sy'n cynnal Firoid y gloronen bigfain, wedi eu hatal rhag dod i gysylltiad â'r safle neu y cymerwyd mesurau hylendid priodol eraill i atal heintio gan staff sy'n gweithio, neu eitemau a ddefnyddiwyd, ar safleoedd eraill sy'n cynhyrchu planhigion mochlysaidd a phlanhigion eraill sy'n cynnal Firoid y gloronen bigfain;
 - (iii) mai dim ond dŵr sy'n rhydd rhag y plâu planhigion hynny a ddefnyddiwyd

- 22. Planhigion o rywogaethau *Solanum* L., sy'n ffurfio stolon neu gloron a fwriedir ar gyfer eu plannu, sy'n cael eu storio mewn cronfeydd genynnau neu gasgliadau stoc genetig
Rhaid i bob sefydliad neu gorff ymchwil sy'n cadw deunydd o'r fath hysbysu Sefydliad Diogelu Planhigion swyddogol ei Aelod-wladwriaeth am y deunydd a gedwir
- 23. Cloron *Solanum tuberosum* L., ac eithrio'r rheini a grybwyllir yng nghlofn 2 o eitemau 18 i 22
Rhaid bod tystiolaeth ar ffurf rhif cofrestru a roddir ar y deunydd pecynnu, neu yn achos tatws rhydd a gludir mewn swmp, ar y cerbyd sy'n cludo'r tatws, bod y tatws wedi eu tyfu gan gynhyrchwr sydd wedi ei gofrestru yn swyddogol, neu'n tarddu o ganolfannau storio neu anfon ar y cyd sydd wedi eu cofrestru yn swyddogol sydd wedi eu lleoli yn yr ardal gynhyrchu, yn nodi bod y cloron yn rhydd rhag *Ralstonia*

- solanacearum* (Smith) Yabuuchi *et al.* ac y cydymffurfiwyd â'r darpariaethau a ganlyn:
- (a) darpariaethau'r Undeb Ewropeaidd i atal *Synchytrium endobioticum* (Schilbersky) Percival;
 - (b) pan fo'n briodol, darpariaethau'r Undeb Ewropeaidd i atal *Clavibacter michiganensis* ssp. *sepedonicus* (Spieckermann a Kotthoff) Davis *et al.*; ac
 - (c) darpariaethau'r Undeb Ewropeaidd i atal *Globodera pallida* (Stone) Behrens a *Globodera rostochiensis* (Wollenweber) Behrens
24. Planhigion, ac eithrio hadau, Solanaceae, a fwriedir ar gyfer eu plannu, ac eithrio planhigion a grybwyllir yng nghlofn 2 o eitemau 22 a 23
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Mycoplasma stolbur tatws; neu
 - (b) na welwyd unrhyw symptomau Mycoplasma stolbur tatws ar y planhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf
25. Planhigion gyda gwreiddiau *Capsicum* spp., *Solanum lycopersicum* L. neu *Solanum melongena* L., a fwriedir ar gyfer eu plannu, ac eithrio'r rheini sydd i'w plannu yn unol ag Erthygl 4(4)(a) o Gyfarwyddeb 2007/33/EC
- Rhaid i'r planhigion ddod gyda datganiad swyddogol y cydymffurfiwyd â darpariaethau'r Undeb Ewropeaidd i atal *Globodera pallida* (Stone) Behrens a *Globodera rostochiensis* (Wollenweber) Behrens
26. Planhigion gyda gwreiddiau *Capsicum* spp., *Solanum lycopersicum* L., *Musa* L. neu *Solanum melongena* L., a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* neu
 - (b) na welwyd unrhyw symptomau *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* ar y planhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf
27. Planhigion, ac eithrio hadau, *Humulus lupulus* L., a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol na welwyd unrhyw symptomau *Verticillium albo-atrum* Reinke a Berthold neu *Verticillium dahliae* Klebahn ar hopys yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf
28. Planhigion Palmae, a fwriedir ar gyfer eu
- Rhaid i'r planhigion ddod gyda datganiad

plannu, y mae diamedr bôn y coesyn yn fwy na 5 cm ac sy'n perthyn i'r genera a ganlyn:

- Brahea* Mart.,
- Butia* Becc.,
- Chamaerops* L.,
- Jubaea* Kunth,
- Livistona* R. Br.,
- Phoenix* L.,
- Sabal* Adans.,
- Syagrus* Mart.,
- Trachycarpus* H. Wendl.,
- Trithrinax* Mart.,
- Washingtonia* Raf.

swyddogol:

- (a) eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal sy'n rhydd rhag *Paysandisia archon* (Burmeister), sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4;
- (b) eu bod wedi eu tyfu, yn ystod cyfnod o ddwy flynedd o leiaf cyn eu hallforio, mewn man cynhyrchu:
 - (i) sydd wedi ei gofrestru a'i oruchwylio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni;
 - (ii) lle yr oedd y planhigion wedi eu gosod mewn safle a oedd wedi ei ddiogelu yn ffisegol yn llwyr rhag cyflwyno *Paysandisia archon* (Burmeister) neu drwy gymhwysio triniaethau ataliol priodol; a
 - (iii) lle na welwyd, yn ystod tri arolygiad swyddogol y flwyddyn a gynhaliwyd ar adegau priodol, unrhyw arwyddion *Paysandisia archon* (Burmeister)

29. Planhigion, ac eithrio hadau, *Dendranthema* (DC.) Des Moul., *Dianthus* L. neu *Pelargonium* L'Hérit. ex Ait., a fwriedir ar gyfer eu plannu

Rhaid i'r planhigion ddod gyda datganiad swyddogol:

- (a) eu bod yn tarddu o ardal sy'n rhydd rhag *Helicoverpa armigera* (Hübner) a *Spodoptera littoralis* (Boisd.), sef ardal a sefydlwyd gan y sefydliad cenedlaethol diogelu planhigion yn unol ag ISPM Rhif 4;
- (b) na welwyd unrhyw arwyddion *Helicoverpa armigera* (Hübner) neu *Spodoptera littoralis* (Boisd.) yn y man cynhyrchu ers dechrau'r cych llystyfiant cyflawn diweddaraf; neu
- (c) y bu'r planhigion yn destun triniaeth briodol i'w diogelu rhag y plâu planhigion hynny

30. Planhigion, ac eithrio hadau, *Dendranthema* (DC.) Des Moul., a fwriedir ar gyfer eu plannu

Rhaid i'r planhigion ddod gyda datganiad swyddogol:

- (a) eu bod yn stoc o'r drydedd genhedlaeth, neu'n iau, sy'n deillio o ddeunydd y canfuwyd ei fod yn rhydd

rhag Firoid arafu twf ffarwelau haf yn ystod profion firolegol, neu eu bod yn deillio yn uniongyrchol o ddeunydd y canfuwyd bod sampl gynrychioliadol o 10% ohono o leiaf yn rhydd rhag Firoid arafu twf ffarwelau haf yn ystod arolygiad swyddogol a gynhaliwyd yn ystod y cyfnod blodeuo;

(b) bod y planhigion neu'r toriadau:

(i) wedi dod o fangre sydd wedi ei harolygu yn swyddogol yn fisol o leiaf yn ystod y tri mis cyn eu hanfon, ac na welwyd unrhyw symptomau *Puccinia horiana* Hennings yno yn ystod y cyfnod hwnnw, a gwyddys nad oes unrhyw symptomau *Puccinia horiana* Hennings wedi bod yn bresennol yn y cyffiniau agos yn ystod y tri mis cyn eu marchnata; neu

(ii) y buont yn destun triniaeth briodol i atal *Puccinia horiana* Hennings; ac

(c) yn achos toriadau heb wreiddiau, na welwyd unrhyw symptomau *Didymella ligulicola* (Baker, Dimock a Davis) v. Arx ar y toriadau neu'r planhigion yr oedd y toriadau yn deillio ohonynt neu, yn achos toriadau â gwreiddiau, na welwyd unrhyw symptomau *Didymella ligulicola* (Baker, Dimock a Davis) v. Arx naill ai ar y toriadau neu ar y gwely gwreiddio

31. Planhigion, ac eithrio hadau, *Dianthus* L., a fwriedir ar gyfer eu plannu

Rhaid i'r planhigion ddod gyda datganiad swyddogol:

(a) eu bod yn deillio drwy linach uniongyrchol o blanhigion tarddiol y canfuwyd eu bod yn rhydd rhag *Erwinia chrysanthemi* pv. *Dianthicola* (Hellmers) Dickey, *Pseudomonas caryophylli* (Burkholder) Starr a Burkholder a *Phialophora cinerescens* (Wollenw.) Van Beyma drwy brofion a gymeradwyir yn swyddogol, a gynhaliwyd o leiaf unwaith yn ystod y ddwy flynedd flaenorol; a

(b) na welwyd unrhyw symptomau'r plâu planhigion hyn ar y planhigion

32. Bylbiau *Tulipa* L. neu *Narcissus* L. ac eithrio'r rheini y mae tystiolaeth ar eu deunydd pecynnu, neu drwy ddulliau eraill, a fwriedir ar gyfer eu gwerthu i ddefnyddwyr terfynol nad ydynt yn ymwneud â chynhyrchu blodau wedi eu torri yn broffesiynol
- Rhaid i'r bylbiau ddod gyda datganiad swyddogol na welwyd unrhyw symptomau *Ditylenchus dipsaci* (Kühn) Fililjev ar y bylbiau ers dechrau'r cylch llystyfiant cyflawn diweddaraf
33. Planhigion rhywogaethau llysiuol, ac eithrio:
— bylbiau,
— cormau,
— planhigion o'r teulu Gramineae,
— rhisomau,
— hadau, neu
— cloron,
a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Liriomyza huidobrensis* (Blanchard) a *Liriomyza trifolii* (Burgess);
 - (b) na welwyd unrhyw arwyddion *Liriomyza huidobrensis* (Blanchard) neu *Liriomyza trifolii* (Burgess) yn y man cynhyrchu o gynnal arolygiadau swyddogol yn fisol o leiaf yn ystod y tri mis cyn cynaeafu;
 - (c) yn union cyn eu marchnata, bod y planhigion wedi eu harolygu yn swyddogol a chanfuwyd eu bod yn rhydd rhag *Liriomyza huidobrensis* (Blanchard) a *Liriomyza trifolii* (Burgess) ac y buont yn destun triniaeth briodol i atal *Liriomyza huidobrensis* (Blanchard) a *Liriomyza trifolii* (Burgess); neu
 - (d) eu bod yn tarddu o ddeunydd planhigion (allblaniad) sy'n rhydd rhag *Liriomyza huidobrensis* (Blanchard) a *Liriomyza trifolii* (Burgess), eu bod wedi eu tyfu *in vitro* mewn cyfrwng tyfu sterilaidd o dan amodau sterilaidd sy'n atal y posibilrwydd o heigio â *Liriomyza huidobrensis* (Blanchard) a *Liriomyza trifolii* (Burgess) a'u bod yn cael eu cludo mewn cynwysyddion tryloyw o dan amodau sterilaidd
34. Planhigion â gwreiddiau, a blannwyd neu a fwriedir ar gyfer eu plannu, a dyfir yn yr awyr agored
- Rhaid bod tystiolaeth y gwyddys bod y man cynhyrchu yn rhydd rhag *Clavibacter michiganensis* ssp. *sepedonicus* (Spieckermann a Kotthoff) Davis *et al.* a *Synchytrium endobioticum* (Schilbersky) Percival
35. Y planhigion â gwreiddiau a ganlyn a dyfir yn yr awyr agored, *Allium porrum* L.,
- Rhaid bod tystiolaeth y cydymffurfir â darpariaethau'r Undeb Ewropeaidd i atal

- Asparagus officinalis* L., *Beta vulgaris* L., *Brassica* spp. neu *Fragaria* L., a fwriedir ar gyfer eu plannu, ac eithrio'r planhigion hynny sydd i'w plannu yn unol ag Erthygl 4.4(a) neu (c) o Gyfarwyddeb 2007/33/EC
- Globodera pallida* (Stone) Behrens a *Globodera rostochiensis* (Wollenweber) Behrens
36. Bylbiau, cloron neu risomau, a dyfir yn yr awyr agored, *Allium ascalonicum* L., *Allium cepa* L., *Dahlia* spp., *Gladiolus Tourn. ex L.*, *Hyacinthus* spp., *Iris* spp., *Lilium* spp., *Narcissus* L. neu *Tulipa* L., ac eithrio'r bylbiau, y cloron neu'r rhisomau hynny sydd i'w plannu yn unol ag Erthygl 4.4(a) neu (c) o Gyfarwyddeb 2007/33/EC
- Rhaid bod tystiolaeth y cydymffurfir â darpariaethau'r Undeb Ewropeaidd i atal *Globodera pallida* (Stone) Behrens a *Globodera rostochiensis* (Wollenweber) Behrens
37. Planhigion, ac eithrio hadau, *Beta vulgaris* L., a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Firws deildro betys; neu
 - (b) y gwyddys nad yw Firws deildro betys yn bresennol yn yr ardal gynhyrchu, ac na welwyd unrhyw symptomau Firws crych betys yn y man cynhyrchu neu yn ei gyffiniau agos ers dechrau'r cylch llystyfiant cyflawn diweddaraf
38. Hadau *Helianthus annuus* L.
- Rhaid i'r hadau ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Plasmopara halstedii* (Farlow) Berl. a de Toni; neu
 - (b) ac eithrio'r rheini a gynhyrchwyd ar amrywogaethau sydd ag ymwrthedd i bob hil *Plasmopara halstedii* (Farlow) Berl. a de Toni sy'n bresennol yn yr ardal gynhyrchu, y buont yn destun triniaeth briodol i atal *Plasmopara halstedii* (Farlow) Berl. a de Toni
39. Planhigion, ac eithrio hadau, *Solanum lycopersicum* L., a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag Firws deildro melyn tomatos;
 - (b) na welwyd unrhyw symptomau Firws deildro melyn tomatos ar y planhigion; a
 - (i) bod y planhigion yn tarddu o

- ardal y gwyddys ei bod yn rhydd rhag *Bemisia tabaci* Genn.; neu
- (ii) y canfuwyd bod y man cynhyrchu yn rhydd rhag *Bemisia tabaci* Genn. o gynnal arolygiadau swyddogol yn fisol o leiaf yn ystod y tri mis cyn allforio; neu
- (c) na welwyd unrhyw symptomau Firws deildro melyn tomatos yn y man cynhyrchu, ac y bu'r man cynhyrchu yn destun triniaeth a chyfundrefn fonitro briodol i sicrhau ei fod yn rhydd rhag *Bemisia tabaci* Genn.
40. Hadau *Solanum lycopersicum* L. Rhaid i'r hadau ddod gyda datganiad swyddogol eu bod wedi eu cael drwy dull echdynnu ag asid priodol ac:
- (a) eu bod yn tarddu o ardal lle y gwyddys nad yw *Clavibacter michiganensis* ssp. *michiganensis* (Smith) Davis *et al.*, neu *Xanthomonas campestris* pv. *vesicatoria* (Doidge) Dye yn bresennol;
- (b) na welwyd unrhyw symptomau'r clefydau a achosir gan y plâu planhigion hynny ar y planhigion yn y man cynhyrchu yn ystod eu cylch llystyfiant cyflawn; neu
- (c) y bu'r hadau yn destun profion swyddogol ar gyfer y plâu planhigion hynny o leiaf, ar sampl gynrychioliadol a chan ddefnyddio dulliau priodol, ac y canfuwyd eu bod yn rhydd rhag y plâu planhigion hynny
41. Hadau *Medicago sativa* L. Rhaid i'r hadau ddod gyda datganiad swyddogol:
- (a) na welwyd unrhyw symptomau *Ditylenchus dipsaci* (Kühn) Filipjev yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf, ac na amlygwyd *Ditylenchus dipsaci* (Kühn) Filipjev gan brofion labordy ar sampl gynrychioliadol;
- (b) bod mygdarthu wedi digwydd cyn eu marchnata; neu
- (c) y bu'r hadau yn destun triniaeth ffisegol briodol i atal *Ditylenchus dipsaci* (Kühn) Filipjev a chanfuwyd eu bod yn rhydd rhag *Ditylenchus dipsaci* (Kühn) Filipjev ar ôl cynnal

42. Hadau *Medicago sativa* L.
- profion labordy ar sampl gynrychioliadol
Rhaid i'r hadau ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Clavibacter michiganensis* ssp. *insidiosus* Davis et al.; neu
 - (b) y gwyddys nad oedd *Clavibacter michiganensis* ssp. *insidiosus* Davis et al. yn bresennol ar y fferm neu yn ei chyffiniau agos ers dechrau'r 10 mlynedd diweddaraf; a
 - (i) bod y cnwd yn perthyn i amrywogaeth y cydnabyddir ei bod ag ymwrthedd uchel i *Clavibacter michiganensis* ssp. *insidiosus* Davis et al.;
 - (ii) nad oedd wedi dechrau ei bedwerydd cylch llystyfiant cyflawn ers hau pan gafodd yr hadau eu cynaeafu, ac na fu mwy nag un cynhaef hadau blaenorol o'r cnwd; neu
 - (iii) nad yw cynnwys y deunydd anadweithiol a bennwyd yn unol â'r rheolau sy'n gymwys ar gyfer ardystio hadau a farchnetir yn yr Undeb Ewropeaidd yn fwy na 0.1% o ran pwysau;
 - (c) na welwyd unrhyw symptomau *Clavibacter michiganensis* ssp. *insidiosus* Davis et al. yn y man cynhyrchu, neu ar unrhyw gnwd *Medicago sativa* L. cyfagos, yn ystod y cylch llystyfiant cyflawn diweddaraf neu, pan fo'n briodol, yn ystod y ddau gylch llystyfiant diweddaraf; a
 - (d) bod y cnwd wedi ei dyfu ar dir lle nad oes unrhyw gnwd *Medicago sativa* L. blaenorol wedi bod yn bresennol yn ystod y tair blynedd ddiwethaf cyn hau
43. Hadau *Phaseolus* L.
- Rhaid i'r hadau ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Xanthomonas campestris* pv. *phaseoli* (Smith) Dye; neu

- (b) y profwyd sampl gynrychioliadol o'r hadau a chanfuwyd ei bod yn rhydd rhag *Xanthomonas campestris* pv. *phaseoli* (Smith) Dye
44. Ffrwythau *Citrus* L., *Fortunella* Swingle neu *Poncirus* Raf. Rhaid i'r deunydd pecynnu, unrhyw label sydd ynghlwm wrth y deunydd pecynnu neu unrhyw ddogfen a ddefnyddir fel arfer at ddibenion masnach sy'n dod gyda'r llwyth ddwyn nod tarddiad priodol (caiff y nod hwnnw fod yn gyfeiriad at enw'r wlad y mae'r ffrwythau yn tarddu ohoni)
45. Planhigion, ac eithrio hadau, *Viburnum* spp. L., *Camellia* spp. neu *Rhododendron* spp. L., ac eithrio *Rhododendron simsii* Planch, a fwriedir ar gyfer eu plannu Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod yn bodloni'r gofynion a bennir ym mhwynt 3 o Atodiad I i Benderfyniad 2002/757/EC
46. Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(b) o Benderfyniad 2007/365/EC Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod wedi eu tyfu yn unol â'r gofynion a bennir ym mhwynt 2(a), (b), (c) neu (d) o Atodiad I i Benderfyniad 2007/365/EC
47. Planhigion penodedig o fewn ystyr Erthygl 1(2) o Benderfyniad 2007/433/EC Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod yn bodloni'r gofynion a bennir yn Adran II o Atodiad I i Benderfyniad 2007/433/EC
48. Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad 2012/138/EU sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 6 o'r Penderfyniad hwnnw Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod yn bodloni'r gofynion a bennir ym mhwynt 1 o Adran 2 o Atodiad I i Benderfyniad 2012/138/EU
49. Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad 2012/138/EU nad ydynt yn tarddu o fan cynhyrchu sydd mewn ardal a sefydlwyd yn unol ag Erthygl 6 o'r Penderfyniad hwnnw ond a gyflwynwyd i fan cynhyrchu o'r fath Rhaid i'r planhigion ddod gyda datganiad swyddogol bod y man cynhyrchu y cyflwynwyd y planhigion iddo yn bodloni'r gofynion a bennir ym mhwynt 1(iii) o Adran 2 o Atodiad I i Benderfyniad 2012/138/EU
50. Cloron *Solanum tuberosum* L., gan gynnwys y rheini a fwriedir ar gyfer eu plannu, sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 5 o Benderfyniad 2012/270/EU, ac eithrio'r rheini sy'n tarddu o Gymru ac sydd ond yn cael eu symud o fewn ardal o'r fath Rhaid i'r cloron ddod gyda datganiad swyddogol eu bod yn bodloni'r gofynion a bennir ym mhwynt (1)(a) i (c) o Adran 2 o Atodiad I i Benderfyniad 2012/270/EU
51. Paill byw *Actinidia* Lindl. neu blanhigion, ac eithrio hadau, *Actinidia* Lindl. a fwriedir ar gyfer eu plannu Rhaid i'r paill a'r planhigion ddod gyda datganiad swyddogol eu bod yn bodloni'r un o'r gofynion a bennir ym mhwynt (2) a, phan fo'n briodol, un o'r gofynion ym mhwynt (3) o Atodiad II i Benderfyniad 2017/198/EU

52. Planhigion cynhaliol o fewn ystyr Erthygl 1(b) o Benderfyniad (EU) 2015/789 nad ydynt erioed wedi eu tyfu mewn ardal a sefydlwyd yn unol ag Erthygl 4 o'r Penderfyniad hwnnw
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn bodloni'r gofynion a bennir yn Erthygl 9(8)(a) o Benderfyniad (EU) 2015/789; neu
 - (b) yn achos planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, *Coffea*, *Lavandula dentata* L., *Nerium oleander* L., *Olea europaea* L., *Polygala myrtifolia* L. neu *Prunus dulcis* (Mill.) D.A. Webb, eu bod yn bodloni'r gofynion a bennir yn ail is-baragraff Erthygl 9(8) o'r Penderfyniad hwnnw
53. Planhigion tarddiol cyn-sylfaenol fel y'u diffinnir yn Erthygl 1(3) o Gyfarwyddeb Gweithredu'r Comisiwn 2014/98/EU neu ddeunydd cyn-sylfaenol fel y'i diffinnir yn Erthygl 2(5) o Gyfarwyddeb y Cyngor 2008/90EC:
- sy'n perthyn i'r rhywogaethau *Juglans regia* L., *Olea europaea* L., *Prunus amygdalus* Batsch, *P. amygdalus* x *P. persica*, *P. armeniaca* L., *P. avium* (L.) L., *P. cerasus* L., *P. domestica* L., *P. domestica* x *P. salicina*, *P. dulcis* (Mill.) D.A. Webb, *P. persica* (L.) Batsch, neu *P. salicina* Lindley,
- sydd wedi eu tyfu y tu allan i ardal a sefydlwyd yn unol ag Erthygl 4 o Benderfyniad (EU) 2015/789, ac
- sydd wedi treulio o leiaf ran o'u bywyd y tu allan i gyfleusterau sy'n ddiogel rhag pryfed
- Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod yn bodloni'r gofynion a bennir yn Erthygl 9(9)(a) a (b) o Benderfyniad (EU) 2015/789
54. Planhigion penodedig o fewn ystyr Erthygl 1(c) o Benderfyniad (EU) 2015/789, ac eithrio'r rheini sy'n perthyn i'r amrywogaethau a bennir yn Atodiad III i'r Penderfyniad hwnnw, sydd wedi eu tyfu am o leiaf ran o'u bywyd mewn ardal a sefydlwyd yn unol ag Erthygl 4 o'r Penderfyniad hwnnw
- Rhaid i'r planhigion:
- (a) yn achos planhigion nad ydynt wedi eu tyfu *in vitro* am eu cylch cynhyrchu cyflawn:
 - (i) dod gyda datganiad swyddogol eu bod yn bodloni'r gofynion a bennir yn Erthygl 9(2) i (4) a (5) o Benderfyniad (EU) 2015/789; neu
 - (ii) yn achos planhigion cwsg, ac eithrio hadau, *Vitis* a fwriedir ar gyfer eu plannu, ddod gyda datganiad swyddogol eu bod yn bodloni'r gofynion a bennir yn Erthygl 9(4a) a (5) o'r Penderfyniad hwnnw;

55. Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad (EU) 2015/893 sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 7 o'r Penderfyniad hwnnw, neu a gyflwynwyd i fan cynhyrchu mewn ardal o'r fath
- (b) yn achos planhigion sydd wedi eu tyfu *in vitro* am eu cylch cynhyrchu cyflawn, ddod gyda datganiad swyddogol eu bod yn bodloni'r gofynion a bennir yn Erthygl 9a(2) a (3) o'r Penderfyniad hwnnw, a chael eu cludo yn y dull a bennir yn Erthygl 9a(4) o'r Penderfyniad hwnnw
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) yn achos planhigion sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 7 o Benderfyniad (EU) 2015/893, eu bod wedi eu tyfu yn ystod cyfnod o ddwy flynedd o leiaf cyn eu symud, neu yn achos planhigion sy'n iau na dwy flynedd, drwy gydol eu bywyd, mewn man cynhyrchu sy'n bodloni'r gofynion a bennir ym mhwynt (1)(a) a (b) o Adran 2(A) o Atodiad II i'r Penderfyniad hwnnw; a
- (b) eu bod yn bodloni'r gofynion a bennir ym mhwynt (1)(c) o'r Adran honno
56. Ffrwythau *Citrus L.*, *Fortunella Swingle* neu *Poncirus Raf.*, ac eithrio ffrwythau *Citrus aurantium L.* neu *Citrus latifolia Tanaka* sydd:
- yn tarddu o Frasil, De Affrica neu Uruguay;
- yn cael eu hanfon i greu sudd drwy brosesu diwydiannol yn unig; ac
- wedi eu cyflwyno i ran arall o'r Undeb Ewropeaidd yn unol ag Erthyglau 9 i 13 o Benderfyniad (EU) 2016/715
- Rhaid i'r ffrwythau fod:
- (a) wedi eu pecynnu a'u labelu yn unol ag Erthygl 17 o'r Penderfyniad hwnnw; a
- (b) yn ddarostyngedig i drwydded a roddir o dan erthygl 40(1) o'r Gorchymyn hwn sy'n awdurdodi eu cyflwyno i Gymru, eu prosesu a'u storio yng Nghymru.
57. Ffrwythau *Citrus L.*, *Fortunella Swingle*, *Poncirus Raf.*, *Microcitrus Swingle*, *Naringi Adans.* neu *Swinglea Merr.* sydd:
- yn tarddu o unrhyw drydedd wlad;
- i'w hanfon i greu sudd drwy brosesu diwydiannol; ac
- wedi eu cyflwyno i ran arall o'r Undeb Ewropeaidd yn unol ag Erthygl 3 o Benderfyniad Gweithredu'r Comisiwn (EU) 2017/2374
- Rhaid i'r ffrwythau fod yn ddarostyngedig i drwydded a roddir o dan erthygl 40(1) o'r Gorchymyn hwn sy'n awdurdodi eu cyflwyno i Gymru, eu prosesu a'u storio yng Nghymru
58. Planhigion *Fraxinus L.* a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal a sefydlwyd yn ardal sy'n rhydd, ac a gedwir yn rhydd, rhag *Chalara*

| | | |
|-----|--|---|
| 59. | Cloron <i>Solanum tuberosum</i> L., ac eithrio'r rheini a grybwyllir yng nghlofn 2 o eitemau 19 i 22, sy'n tarddu o Wlad Pwyl | <p><i>fraxinea</i> T. Kowalski (gan gynnwys ei deleomorff <i>Hymenoscyphus pseudoalbidus</i>) yn unol ag ISPM Rhif 4</p> <p>Rhaid i'r cloron ddod gyda thystysgrif a ddyroddir gan gorff cyfrifol swyddogol Gwlad Pwyl yn cadarnhau y canfuwyd eu bod yn rhydd rhag <i>Clavibacter michiganensis</i> ssp. <i>sepedonicus</i> (Spieckermann a Kotthoff) Davis <i>et al.</i> mewn profion labordy swyddogol</p> |
| 60. | Cloron <i>Solanum tuberosum</i> L., gan gynnwys y rheini a fwriedir ar gyfer eu plannu, sy'n tarddu o unrhyw ardal o Sbaen sydd o fewn yr Undeb Ewropeaidd, ac eithrio'r rheini sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 5 o Benderfyniad 2012/270/EU neu Ynysoedd Balears | Rhaid i'r cloron fod wedi eu golchi fel nad oes mwy na 0.1% o bridd yn weddill |

RHAN C

Deunydd perthnasol na chaniateir ei lanio yng Nghymru na'i symud o fewn Cymru (fel parth gwarchod) oni chydymffurfir â gofynion arbennig

| <i>(1)</i> | <i>(2)</i> | <i>(3)</i> |
|--------------|---|--|
| <i>Eitem</i> | <i>Disgrifiad o'r deunydd perthnasol</i> | <i>Gofynion glanio</i> |
| 1. | Planhigion, ac eithrio hadau, <i>Platanus</i> L. a fwriedir ar gyfer eu plannu, sy'n tarddu o'r Undeb Ewropeaidd neu Armenia, y Swistir neu UDA | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod wedi eu tyfu drwy gydol eu bywyd:</p> <p>(a) mewn ardal sy'n rhydd rhag <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. a T.C. Harr., a sefydlwyd yn unol ag ISPM Rhif 4; neu</p> <p>(b) mewn parth gwarchod a gydnabyddir yn barth gwarchod ar gyfer <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. a T.C. Harr.</p> |
| 2. | Planhigion, ac eithrio ffirwythau neu hadau, <i>Pinus</i> L., a fwriedir ar gyfer eu plannu | <p>Rhaid i'r planhigion ddod gyda datganiad swyddogol:</p> <p>(a) eu bod wedi eu tyfu drwy gydol eu bywyd mewn mannau cynhyrchu mewn gwledydd lle na wyddys bod <i>Thaumetopoea pityocampa</i> Denis a Schiffermüller yn bresennol;</p> <p>(b) eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal sy'n rhydd rhag <i>Thaumetopoea pityocampa</i> Denis a Schiffermüller, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4;</p> |

- (c) eu bod wedi eu cynhyrchu mewn meithrinfeydd y canfuwyd eu bod, ynghyd â'u cyffiniau, yn rhydd rhag *Thaumetopoea pityocampa* Denis a Schiffermüller ar sail arolygiadau swyddogol ac arolygon swyddogol a gynhaliwyd ar adegau priodol; neu
- (d) eu bod wedi eu tyfu drwy gydol eu bywyd mewn safle sydd wedi ei ddiogelu yn ffisegol yn llwyr rhag cyflwyno *Thaumetopoea pityocampa* Denis a Schiffermüller ac a arolygwyd ar adegau priodol ac y canfuwyd ei fod yn rhydd rhag *Thaumetopoea pityocampa* Denis a Schiffermüller
3. Planhigion *Castanea Mill.* a fwriedir ar gyfer eu plannu
Rhaid i'r planhigion ddod gyda datganiad swyddogol eu bod wedi eu tyfu drwy gydol eu bywyd:
- (a) mewn man cynhyrchu mewn gwlad lle y gwyddys nad yw *Cryphonectria parasitica* (Murrill) Barr yn bresennol;
- (b) mewn ardal sy'n rhydd rhag *Cryphonectria parasitica* (Murrill) Barr, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4; neu
- (c) mewn parth gwarchod a gydnabyddir yn barth gwarchod ar gyfer *Cryphonectria parasitica* (Murrill) Barr
4. Planhigion, ac eithrio hadau, *Prunus L.*, a fwriedir ar gyfer eu plannu
Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod wedi eu tyfu drwy gydol eu bywyd mewn mannau cynhyrchu mewn gwledydd lle y gwyddys nad yw *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.* yn bresennol;
- (b) eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal sy'n rhydd rhag *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.*, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4;
- (c) eu bod yn deillio drwy linach uniongyrchol o blanhigion tarddiol

- nad ydynt wedi dangos unrhyw symptomau *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.* yn ystod eu cylch llystyfiant cyflawn diweddaraf ac na welwyd unrhyw symptomau'r pla planhigion hwnnw ar y planhigion yn y man cynhyrchu ers dechrau'r cylch llystyfiant cyflawn diweddaraf; neu
- (d) yn achos planhigion *Prunus laurocerasus* L. neu *Prunus lusitanica* L. y ceir tystiolaeth amdanynt o'u deunydd pecynnu neu drwy ddulliau eraill eu bod wedi eu bwriadu ar gyfer eu gwerthu i ddefnyddwyr terfynol nad ydynt yn ymwneud â chynhyrchu planhigion yn broffesiynol, na welwyd unrhyw symptomau *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.* ar blanhigion yn y man cynhyrchu ers dechrau'r tymor tyfu cyflawn diweddaraf
5. Planhigion *Palmae*, a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5 cm ac sy'n perthyn i'r genera a ganlyn: *Brahea* Mart., *Butia* Becc., *Chamaerops* L., *Jubaea* Kunth, *Livistona* R. Br., *Phoenix* L., *Sabal* Adans., *Syagrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart., neu *Washingtonia* Raf.
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod wedi eu tyfu drwy gydol eu bywyd mewn mannau cynhyrchu mewn gwledydd lle y gwyddys nad yw *Paysandisia archon* (Burmeister) yn bresennol;
- (b) eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal sy'n rhydd rhag *Paysandisia archon* (Burmeister), sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4; neu
- (c) eu bod wedi eu tyfu, yn ystod cyfnod o ddwy flynedd o leiaf cyn eu hallforio neu eu symud, mewn man cynhyrchu:
- (i) sydd wedi ei gofrestru ac sy'n cael ei oruchwylio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni;
- (ii) lle gosodwyd y planhigion mewn safle sydd wedi ei ddiogelu yn llwyr yn ffisegol rhag cyflwyno *Paysandisia archon* (Burmeister);
a

- (iii) lle na welwyd unrhyw arwyddion *Paysandisia archon* (Burmeister) yn ystod tri arolygiad swyddogol y flwyddyn a gynhaliwyd ar adegau priodol, gan gynnwys yn union cyn eu symud o'r man cynhyrchu
6. Planhigion *Palmae*, a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5cm ac sy'n perthyn i'r tacsonau a ganlyn: *Areca catechu* L., *Arenga pinnata* (Wurmb) Merr., *Bismarckia* Hildebr. a H. Wendl., *Borassus flabellifer* L., *Brahea armata* S. Watson, *Brahea edulis* H. Wendl., *Butia capitata* (Mart.) Becc., *Calamus merrillii* Becc., *Caryota maxima* Blume, *Caryota cumingii* Lodd. ex Mart., *Chamaerops humilis* L., *Cocos nucifera* L., *Copernicia* Mart., *Corypha utan* Lam., *Elaeis guineensis* Jacq., *Howea forsteriana* Becc., *Jubae chilensis* (Molina) Baill., *Livistona australis* C. Martius, *Livistona decora* (W. Bull) Dowe, *Livistona rotundifolia* (Lam.) Mart., *Metroxylon sagu* Rottb., *Phoenix canariensis* Chabaud, *Phoenix dactylifera* L., *Phoenix reclinata* Jacq., *Phoenix roebelenii* O'Brien, *Phoenix sylvestris* (L.) Roxb., *Phoenix theophrasti* Greuter, *Pritchardia* Seem. a H. Wendl., *Ravenea rivularis* Jum. a H. Perrier, *Roystonea regia* (Kunth) O.F. Cook, *Sabal palmetto* (Walter) Lodd. ex Schult. a Schult. F., *Syagrus roman-zoffiana* (Cham.) Glassman, *Trachycarpus fortunei* (Hook.) H. Wendl. neu *Washingtonia* Raf.
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod wedi eu tyfu drwy gydol eu bywyd mewn mannau cynhyrchu mewn gwledydd lle y gwyddys nad yw *Rhynchophorus ferrugineus* (Olivier) yn bresennol;
- (b) eu bod wedi eu tyfu drwy gydol eu bywyd mewn ardal sy'n rhydd rhag *Rhynchophorus ferrugineus* (Olivier), sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4; neu
- (c) eu bod wedi eu tyfu, yn ystod cyfnod o ddwy flynedd o leiaf cyn eu hallforio neu eu symud, mewn man cynhyrchu:
- (i) sydd wedi ei gofrestru ac sy'n cael ei oruchwylio gan y sefydliad diogelu planhigion cenedlaethol yn y wlad y mae'r planhigion yn tarddu ohoni;
- (ii) lle gosodwyd y planhigion mewn safle sydd wedi ei ddiogelu yn llwyr yn ffisegol rhag cyflwyno *Rhynchophorus ferrugineus* (Olivier); a
- (iii) lle na welwyd unrhyw arwyddion *Rhynchophorus ferrugineus* (Olivier) yn ystod tri arolygiad swyddogol y flwyddyn a gynhaliwyd ar adegau priodol, gan gynnwys yn union cyn eu symud o'r man cynhyrchu
7. Toriadau *Euphorbia pulcherrima* Willd. a ddiwreiddiwyd, a fwriedir ar gyfer eu plannu
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd);
- (b) na welwyd unrhyw arwyddion *Bemisia tabaci* Genn. (poblogaethau

- Ewropeaidd) ar y toriadau nac ar y planhigion y mae'r toriadau yn deillio ohonynt ac a gedwir neu a gynhyrchir yn y man cynhyrchu o gynnal arolygiadau swyddogol o leiaf unwaith bob tair wythnos yn ystod cyfnod cynhyrchu cyfan y planhigion hyn yn y man cynhyrchu; neu
- (c) mewn achosion pan fo *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) wedi ei ganfod yn y man cynhyrchu, bod y toriadau a'r planhigion y mae'r toriadau yn deillio ohonynt ac a gedwir neu a gynhyrchir yn y man cynhyrchu wedi bod yn destun triniaeth briodol i sicrhau eu bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) ac y canfuwyd wedi hynny bod y man cynhyrchu hwn yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) o ganlyniad i roi gweithdrefnau priodol ar waith gyda'r nod o ddileu *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd), mewn arolygiadau swyddogol a gynhaliwyd yn wythnosol yn ystod y tair wythnos cyn eu symud o'r man cynhyrchu hwn, ac mewn gweithdrefnau monitro drwy gydol y cyfnod. Rhaid i'r arolygiad olaf o'r arolygiadau wythnosol fod wedi ei gynnal yn union cyn eu symud
8. Planhigion *Euphorbia pulcherrima* Willd., a fwriedir ar gyfer eu plannu, ac eithrio:
 — hadau,
 — y planhigion hynny y ceir tystiolaeth o'u deunydd pecynnu neu o ddatblygiad eu blodau (neu eu bractau) neu drwy ddulliau eraill eu bod wedi eu bwriadu ar gyfer eu gwerthu i gwsmeriaid terfynol nad ydynt yn ymwneud â chynhyrchu planhigion yn broffesiynol, neu
 — y rheini a bennir yn eitem 7
- Rhaid i'r planhigion ddod gyda datganiad swyddogol:
- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd);
- (b) na welwyd unrhyw arwyddion *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) ar blanhigion yn y man cynhyrchu o gynnal arolygiadau swyddogol o leiaf unwaith bob tair wythnos yn ystod y naw wythnos cyn marchnata; neu
- (c) mewn achosion pan fo *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) wedi ei ganfod yn y man cynhyrchu, bod y planhigion a gedwir neu a gynhyrchir yn y man cynhyrchu wedi

bod yn destun triniaeth briodol i sicrhau eu bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) ac y canfuwyd wedi hynny bod y man cynhyrchu hwn yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) o ganlyniad i roi gweithdrefnau priodol ar waith gyda'r nod o ddileu *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd), mewn arolygiadau swyddogol a gynhaliwyd yn wythnosol yn ystod y tair wythnos cyn eu symud o'r man cynhyrchu hwn, ac mewn gweithdrefnau monitro drwy gydol y cyfnod. Rhaid i'r arolygiad olaf o'r arolygiadau wythnosol fod wedi ei gynnal yn union cyn eu symud; a

- (d) bod tystiolaeth ar gael eu bod wedi eu cynhyrchu o doriadau sydd:
- (i) yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd);
 - (ii) wedi eu tyfu mewn man cynhyrchu lle na welwyd unrhyw arwyddion *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) o gynnal arolygiadau swyddogol o leiaf unwaith bob tair wythnos yn ystod cyfnod cynhyrchu cyfan y planhigion hyn; neu
 - (iii) mewn achosion pan fo *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) wedi ei ganfod yn y man cynhyrchu, wedi eu tyfu ar blanhigion a gedwir neu a gynhyrchir yn y man cynhyrchu sydd wedi bod yn destun triniaeth briodol i sicrhau eu bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) ac y canfuwyd wedi hynny bod y man cynhyrchu hwnnw yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) o ganlyniad i roi gweithdrefnau priodol ar waith gyda'r nod o ddileu *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd), mewn arolygiadau swyddogol a

9. Planhigion, ac eithrio hadau, cloron neu gormau, *Begonia* L., a fwriedir ar gyfer eu plannu; neu blanhigion, ac eithrio hadau, *Dipladenia* A.DC., *Ficus* L., *Hibiscus* L., *Mandevilla* Lindl. neu *Nerium oleander* L., a fwriedir ar gyfer eu plannu

gynhaliwyd yn wythnosol yn ystod y tair wythnos cyn eu symud o'r man cynhyrchu, ac mewn gweithdrefnau monitro drwy gydol y cyfnod. Rhaid i'r arolygiad olaf o'r arolygiadau wythnosol fod wedi ei gynnal yn union cyn eu symud

Rhaid i'r planhigion ddod gyda datganiad swyddogol:

- (a) eu bod yn tarddu o ardal y gwyddys ei bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd);
- (b) na welwyd unrhyw arwyddion *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) ar blanhigion yn y man cynhyrchu o gynnal arolygiadau swyddogol o leiaf unwaith bob tair wythnos yn ystod y naw wythnos cyn marchnata;
- (c) pan fo *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) wedi ei ganfod yn y man cynhyrchu, bod y planhigion a gedwir neu a gynhyrchir yn y man cynhyrchu wedi bod yn destun triniaeth briodol i sicrhau eu bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) ac y canfuwyd wedi hynny bod y man cynhyrchu yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) o ganlyniad i roi gweithdrefnau priodol ar waith gyda'r nod o ddileu *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd), mewn arolygiadau swyddogol a gynhaliwyd yn wythnosol yn ystod y tair wythnos cyn eu symud o'r man cynhyrchu, ac mewn gweithdrefnau monitro drwy gydol y cyfnod dan sylw; neu
- (d) yn achos planhigion y ceir tystiolaeth o'u deunydd pecynnu neu o ddatblygiad eu blodau neu drwy ddulliau eraill eu bod wedi eu bwriadu ar gyfer eu gwerthu yn uniongyrchol i gwsmeriaid terfynol nad ydynt yn ymwneud â chynhyrchu planhigion yn broffesiynol, eu bod wedi eu harolygu yn swyddogol a chanfuwyd eu bod yn rhydd rhag *Bemisia tabaci* Genn. (poblogaethau Ewropeaidd) yn union

cyn eu symud

10. Planhigion *Castanea Mill.*, ac eithrio planhigion mewn meithriniad meinwe, ffrwythau neu hadau
- Rhaid i'r planhigion ddod gyda datganiad swyddogol bod y planhigion wedi eu tyfu drwy gydol eu bywyd:
- (a) mewn man cynhyrchu mewn gwlad lle y gwyddys nad yw *Dryocosmus kuriphilus* Yasumatsu yn bresennol;
 - (b) mewn ardal sy'n rhydd rhag *Dryocosmus kuriphilus* Yasumatsu, sef ardal a sefydlwyd gan y sefydliad diogelu planhigion cenedlaethol yn unol ag ISPM Rhif 4; neu
 - (c) mewn parth gwarchod a gydnabyddir yn barth gwarchod ar gyfer *Dryocosmus kuriphilus* Yasumatsu

ATODLEN 5 Erthygl 3

Deunydd perthnasol o drydedd wlad y gallai tystysgrif ffytoiechydol fod yn ofynnol ar ei gyfer

RHAN A

Deunydd perthnasol na chaniateir iddo gael ei lanio onid yw tystysgrif ffytoiechydol yn mynd gydag ef

1. Planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu.
2. Hadau—
 - (a) Cruciferae, Gramineae neu *Trifolium* spp., sy'n tarddu o'r Ariannin, Awstralia, Bolivia, Chile, Seland Newydd neu Uruguay;
 - (b) y genera *Triticum*, *Secale* neu *X Triticosecale* o Affganistan, India, Iran, Iraq, Mecsico, Nepal, Pacistan, De Affrica neu UDA; neu
 - (c) Solanaceae, *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Capsicum* spp., *Helianthus annuus* L., *Solanum lycopersicum* L., *Medicago sativa* L., *Prunus* L., *Rubus* L., *Oryza* spp., *Zea mays* L., *Allium ascalonicum* L., *Allium cepa* L., *Allium porrum* L., *Allium schoenoprasum* L. neu *Phaseolus* L.
3. Rhannau o blanhigion, ac eithrio ffrwythau neu hadau—
 - (a) *Castanea* Mill., *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Gypsophilia* L., *Pelargonium* L'Hérit. ex Ait., *Phoenix* spp., *Populus* L., *Quercus* L., *Solidago* L. neu flodau Orchidaceae wedi eu torri;
 - (b) coed conwydd (Coniferales);
 - (c) *Acer saccharum* Marsh, sy'n tarddu o UDA neu Ganada;
 - (d) *Prunus* L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop;

- (e) blodau *Aster* spp. wedi eu torri, *Eryngium* L., *Hypericum* L., *Lisianthus* L., *Rosa* L. neu *Trachelium* L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop;
- (f) llysiau deiliog *Apium graveolens* L., *Ocimum* L., *Limnophila* L. neu *Eryngium* L.;
- (g) dail *Manihot esculenta* Crantz;
- (h) canghennau *Betula* L. wedi eu torri, gyda deiliant neu heb ddeiliant;
- (i) canghennau wedi eu torri *Fraxinus* L., *Juglans ailantifolia* Carr., *Juglans mandshurica* Maxim., *Ulmus davidiana* Planch. neu *Pterocarya rhoifolia* Siebold a Zucc., gyda deiliant neu heb ddeiliant, sy'n tarddu o Ganada, Tsieina, Gweriniaeth Ddemocrataidd Pobl Korea, Japan, Mongolia, Gweriniaeth Korea, Rwsia, Taiwan neu UDA; neu
- (j) *Amyris* P. Browne, *Casimiroa* La Llave, *Citropsis* Swingle a Kellerman, *Eremocitrus* Swingle, *Esenbeckia* Kunth., *Glycosmis* Corrêa, *Merrillia* Swingle, *Naringi* Adans., *Tetradium* Lour., *Toddalia* Juss. neu *Zanthoxylum* L.

4. Rhannau o blanhigion, ac eithrio ffrwythau ond gan gynnwys hadau, *Aegle* Corrêa, *Aeglopsis* Swingle, *Afraegle* Engl., *Atalantia* Corrêa, *Balsamocitrus* Stapf, *Burkillanthus* Swingle, *Calodendrum* Thunb., *Choisya* Kunth, *Clausena* Burm. f., *Limonia* L., *Microcitrus* Swingle, *Murraya* J. Koenig ex L., *Pamburus* Swingle, *Severinia* Ten., *Swinglea* Merr., *Triphasia* Lour neu *Vepris* Comm.

5. Ffrwythau—

- (a) *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Microcitrus* Swingle, *Naringi* Adans., *Swinglea* Merr., *Momordica* L., *Solanum lycopersicum* L. neu *Solanum melongena* L.;
- (b) *Annona* L., *Cydonia* Mill., *Diospyros* L., *Malus* Mill., *Mangifera* L., *Passiflora* L., *Prunus* L., *Psidium* L., *Pyrus* L., *Ribes* L., *Syzygium* Gaertn. neu *Vaccinium* L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop;
- (c) *Capsicum* L.;
- (d) *Punica granatum* L., sy'n tarddu o unrhyw wlad ar gyfandir Affrica, Cape Verde, Saint Helena, Madagasgar, La Reunion, Mauritius neu Israel.

6. Cloron *Solanum tuberosum* L.

7. Pridd neu gyfrwng tyfu sydd ar ffurf, yn gyfan gwbl neu'n rhannol, pridd neu sylweddau organig solet megis rhannau o blanhigion neu hwmws, gan gynnwys mawn neu risgl, ac eithrio cyfrwng tyfu sydd ar ffurf mawn yn gyfan gwbl.

8. Pridd neu gyfrwng tyfu sy'n gysylltiedig â phlanhigion, neu yr ymddengys iddo fod mewn cysylltiad â phlanhigion, sydd ar ffurf, yn gyfan gwbl neu'n rhannol, deunydd a bennir ym mharagraff 7 neu sydd ar ffurf, yn rhannol, unrhyw sylweddau anorganig solet, a fwriedir i gynnal bywiogrwydd planhigion, sy'n tarddu o—

- (a) Belarws, Georgia, Moldofa, Rwsia, Twrci neu'r Ukrain; neu
- (b) unrhyw wlad y tu allan i Ewrop, ac eithrio Algeria, yr Aifft, Israel, Libya, Moroco neu Tunisia.

9. Grawn o'r genera *Triticum*, *Secale* neu *X Triticosecale* sy'n tarddu o Affganistan, India, Iran, Irac, Mecsico, Nepal, Pacistan, De Affrica neu UDA.

10. Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(2) o Benderfyniad 2002/757/EC sy'n tarddu o UDA.

11. Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(b) o Benderfyniad 2007/365/EC.

12. Hadau neu gonau, y bwriedir eu defnyddio ar gyfer lluosogi, o'r genera neu rywogaethau y cyfeirir atynt yn Erthygl 1(2) o Benderfyniad 2007/433/EC.

13. Paill byw *Actinidia* Lindl.

14. Planhigion, ac eithrio hadau, *Mangifera* L. sy'n tarddu o India.

15. Rhannau o blanhigion, gan gynnwys hadau, *Fraxinus* L.

RHAN B

Deunydd perthnasol, os bwriedir iddo fynd i barthau gwarchod penodol, na chaniateir iddo gael ei lanio onid yw tystysgrif ffytoiechydol yn mynd gydag ef

16. Planhigion *Beta vulgaris* L. y bwriedir eu defnyddio ar gyfer prosesu diwydiannol.

17. Pridd o fetys neu wastraff heb ei sterileiddio o fetys (*Beta vulgaris* L.).

18. Paill byw ar gyfer peillio *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. neu *Sorbus* L.

19. Rhannau o blanhigion, ac eithrio ffrwythau neu hadau, *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. neu *Sorbus* L.

20. Hadau *Castanea* Mill., *Dolichos* Jacq., *Magnifera* spp., *Beta vulgaris* L. neu *Phaseolus vulgaris* L.

21. Hadau neu ffrwythau (hadlestri) *Gossypium* spp. neu gotwm heb ei heislanu.

22. Ffrwythau *Vitis* L.

23. Rhannau o blanhigion *Eucalyptus* L'Hérit.

ATODLEN 6 Erthyglau 21(1) i (4) a 23(1)

Gwaharddiadau ar gyflwyno deunydd perthnasol i Gymru neu ei symud o fewn Cymru heb basbort planhigion

RHAN A

Deunydd perthnasol na chaniateir iddo gael ei lanio yng Nghymru na'i symud o fewn Cymru onid yw pasbort planhigion yn mynd gydag ef

1. Planhigion, ac eithrio hadau, *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Prunus* L., ac eithrio *Prunus laurocerasus* L. neu *Prunus lusitanica* L., *Pyracantha* Roem., *Pyrus* L. neu *Sorbus* L., a fwriedir ar gyfer eu plannu.

2. Planhigion, ac eithrio hadau, *Beta vulgaris* L. neu *Humulus lupulus* L., a fwriedir ar gyfer eu plannu.

3. Planhigion o rywogaethau *Solanum* L., sy'n ffurfio stolon neu gloron, a fwriedir ar gyfer eu plannu.
4. Planhigion, ac eithrio ffrwythau neu hadau, *Choisya* Kunth, *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm. f., *Murraya* J. Koenig ex L., *Vepris* Comm., *Zanthoxylum* L. neu *Vitis* L.
5. Planhigion, ac eithrio ffrwythau neu hadau, *Citrus* L.
6. Ffrwythau *Citrus* L., *Fortunella* Swingle neu *Poncirus* Raf., gyda dail a phedynclau.
7. Y planhigion a ganlyn a gynhyrchwyd gan gynhyrchwyr y mae cynhyrchu a gwerthu'r planhigion hynny wedi eu hawdurdodi i bersonau sy'n ymwneud â chynhyrchu planhigion wrth fasnachu neu gynnal busnes, ac eithrio planhigion a baratowyd ac sy'n barod i'w gwerthu i'r defnyddiwr terfynol, ac a gynhyrchwyd ar wahân i gynhyrchion eraill o dan oruchwyliaeth corff cyfrifol swyddogol y wlad sy'n traddodi—
- (a) planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, o'r genera *Abies* Mill., *Apium graveolens* L. *Argyranthemum* spp., *Asparagus officinalis* L., *Aster* spp., *Brassica* spp., *Castanea* Mill., *Cucumis* spp., *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Exacum* spp., *Fragaria* L., *Gerbera* Cass., *Gypsophila* L., pob rhywogaeth o hybridau Guinea Newydd o *Impatiens* L., *Lactuca* spp., *Larix* Mill., *Leucanthemum* L., *Lupinus* L., *Pelargonium* L'Hérit. ex Ait., *Picea* A. Dietr., *Pinus* L., *Platanus* L., *Populus* L., *Prunus laurocerasus* L., *Prunus lusitanica* L., *Pseudotsuga* Carr., *Quercus* L., *Rubus* L., *Spinacia* L., *Tanacetum* L., *Tsuga* Carr., *Ulmus* L., *Verbena* L. neu blanhigion eraill rhywogaethau llysiuol, ac eithrio planhigion o'r teulu Gramineae, a fwriedir ar gyfer eu plannu, neu fylbiau, cormau, rhisomau, hadau neu gloron;
 - (b) planhigion Solanaceae, ac eithrio hadau neu'r rheini a bennir ym mharagraff 3, a fwriedir ar gyfer eu plannu;
 - (c) planhigion Araceae, Marantaceae, Musaceae, *Persea* spp. neu Strelitziaceae, sydd â gwreiddiau neu sy'n gysylltiedig â chyfrwng tyfu neu yr ymddengys iddynt fod mewn cysylltiad â chyfrwng tyfu;
 - (d) planhigion Palmae, a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5cm ac sy'n perthyn i'r genera a ganlyn: *Brahea* Mart., *Butia* Becc., *Chamaerops* L., *Jubaea* Kunth, *Livistona* R. Br., *Phoenix* L., *Sabal* Adans., *Syragrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. neu *Washingtonia* Raf.;
 - (e) hadau neu fylbiau *Allium ascalonicum* L., *Allium cepa* L. neu *Allium schoenoprasum* L., a fwriedir ar gyfer eu plannu; planhigion *Allium porrum* L. a fwriedir ar gyfer eu plannu; neu hadau *Medicago sativa* L., *Helianthus annuus* L., *Solanum lycopersicum* L. neu *Phaseolus* L.;
 - (f) bylbiau, cormau, cloron neu risomau, a fwriedir ar gyfer eu plannu, *Camassia* Lindl., *Chionodoxa* Boiss., *Crocus flavus* Weston "Golden Yellow", *Dahlia* spp., *Galanthus* L., *Galtonia candicans* (Baker) Decne., cyltifarau bychain y genws *Gladiolus* Tourn. ex. L. (megis *Gladiolus callianthus* Marais, *Gladiolus colvillei* Sweet, *Gladiolus nanus* hort., *Gladiolus ramosus* hort. neu *Gladiolus tubergenii* hort.), *Hyacinthus* L., *Iris* L., *Ismene* Herbert, *Lilium* spp., *Muscari* Miller, *Narcissus* L., *Ornithogalum* L., *Puschkinia* Adams, *Scilla* L., *Tigridia* Juss. neu *Tulipa* L.
8. Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(2) o Benderfyniad 2002/757/EC sy'n tarddu o UDA.
9. Planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, *Viburnum* spp., *Camellia* spp., *Rhododendron* spp., ac eithrio *Rhododendron simsii* Planch, sy'n tarddu o unrhyw drydedd wlad ac eithrio UDA, neu o'r Undeb Ewropeaidd.

10. Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(b) o Benderfyniad 2007/365/EC.

11. Planhigion penodedig o fewn ystyr Erthygl 1(2) o Benderfyniad 2007/433/EC.

12. Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad 2012/138/EU sy'n tarddu o drydedd wlad lle y gwyddys bod *Anoplophora chinensis* (Forster) yn bresennol neu sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 6 o'r Penderfyniad hwnnw, neu a gyflwynwyd i ardal o'r fath.

13. Cloron *Solanum tuberosum* L., gan gynnwys y rheini a fwriedir ar gyfer eu plannu, sy'n tarddu o drydedd wlad lle y gwyddys bod *Epitrix cucumeris* (Harris), *Epitrix similis* (Gentner), *Epitrix subcrinita* (Lec.) neu *Epitrix tuberis* (Gentner) yn bresennol neu o ardal a sefydlwyd yn unol ag Erthygl 5 o Benderfyniad 2012/270/EU.

14. Planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, na allant ond tyfu mewn dŵr neu bridd sydd wedi ei drwytho â dŵr yn barhaol ac sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 5 o Benderfyniad 2012/697/EU.

15. Paill byw neu blanhigion a fwriedir ar gyfer eu plannu, ac eithrio hadau, *Actinidia* Lindl.

16. Planhigion tarddiol cyn-sylfaenol fel y'u diffinnir yn Erthygl 1(3) o Gyfarwyddeb Gweithredu'r Comisiwn 2014/98/EU neu ddeunydd cyn-sylfaenol fel y'i diffinnir yn Erthygl 2(5) o Gyfarwyddeb y Cyngor 200/90EC—

(a) sy'n perthyn i'r rhywogaethau *Juglans regia* L., *Olea europaea* L., *Prunus amygdalus* Batsch, *P. amygdalus* x *P. persica*, *P. armeniaca* L., *P. avium* (L.) L., *P. cerasus* L., *P. domestica* L., *P. domestica* x *P. salicina*, *P. dulcis* (Mill.) D.A. Webb, *P. persica* (L.) Batsch, neu *P. salicina* Lindley;

(b) a dyfwyd y tu allan i ardal a sefydlwyd yn unol ag Erthygl 4 o Benderfyniad (EU) 2015/789; ac

(c) sydd wedi treulio o leiaf ran o'u bywyd y tu allan i gyfleusterau sy'n ddiogel rhag pryfed.

17. Planhigion penodedig o fewn ystyr Erthygl 1(c) o Benderfyniad (EU) 2015/789 sydd wedi eu tyfu am o leiaf ran o'u bywyd mewn ardal a sefydlwyd yn unol ag Erthygl 4 o'r Penderfyniad hwnnw neu blanhigion cynhaliol *Xylella* o fewn ystyr Erthygl 1(b) o'r Penderfyniad hwnnw nad ydynt erioed wedi cael eu tyfu mewn ardal o'r fath.

18. Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad (EU) 2015/893 sy'n tarddu o drydedd wlad lle y gwyddys bod *Anoplophora glabripennis* (Motschulsky) yn bresennol neu sy'n tarddu o fan cynhyrchu a sefydlwyd yn unol ag Erthygl 7 o'r Penderfyniad hwnnw, neu a gyflwynwyd i fan cynhyrchu o'r fath.

19. Planhigion *Fraxinus* L., a fwriedir ar gyfer eu plannu.

RHAN B

Deunydd perthnasol na chaniateir ei lanio yng Nghymru na'i symud o fewn Cymru onid yw pasbort planhigion yn mynd gydag ef sy'n ddilys i Gymru fel parth gwarchod

20. Planhigion, ac eithrio hadau, *Platanus* L., *Prunus* L., *Quercus* spp., ac eithrio *Quercus suber*, neu *Ulmus* L., a fwriedir ar gyfer eu plannu.

21. Planhigion, ac eithrio ffrwythau, *Castanea* Mill.

22. Planhigion Palmae, a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5 cm ac sy'n perthyn i'r tacsonau a ganlyn: *Areca catechu* L., *Arenga pinnata* (Wurmb) Merr., *Bismarckia* Hildebr. a H. Wendl., *Borassus flabellifer* L., *Brahea* Mart., *Butia* Becc., *Calamus merrillii* Becc., *Caryota maxima* Blume, *Caryota cumingii* Lodd. ex Mart., *Chamaerops* L., *Cocos nucifera* L., *Copernicia* Mart., *Corypha utan* Lam., *Elaeis guineensis* Jacq., *Howea forsteriana* Becc., *Jubae* Kunth, *Livistona* R. Br., *Metroxylon sagu* Rottb., *Phoenix* L., *Pritchardia* Seem. a H. Wendl., *Ravenea rivularis* Jum. a H. Perrier, *Roystonea regia* (Kunth) O.F. Cook, *Sabal* Adans., *Syagrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. neu *Washingtonia* Raf.

23. Planhigion *Pinus* L.

24. Hadau *Castanea* Mill.

25. Y planhigion a ganlyn a gynhyrchwyd gan gynhyrchwyr y mae cynhyrchu a gwerthu'r planhigion hynny wedi eu hawdurdodi i bersonau sy'n ymwneud â chynhyrchu planhigion wrth fasnachu neu gynnal busnes, ac eithrio planhigion a baratowyd ac sy'n barod i'w gwerthu i'r defnyddiwr terfynol, ac a gynhyrchwyd ar wahân i gynhyrchion eraill o dan oruchwyliaeth corff cyfrifol swyddogol y wlad sy'n traddodi—

- (a) planhigion, ac eithrio cormau, hadau neu gloron, *Begonia* L., a fwriedir ar gyfer eu plannu; neu
- (b) planhigion, ac eithrio hadau, *Dipladenia* A.DC., *Euphorbia pulcherrima* Willd., *Ficus* L., *Hibiscus* L., *Mandevilla* Lindl. neu *Nerium oleander* L., a fwriedir ar gyfer eu plannu.

ATODLEN 7 Erthygl 21(5) a (6)

Gwaharddiadau ar draddodi deunydd perthnasol i ran arall o'r Undeb Ewropeaidd heb basbort planhigion

RHAN A

Deunydd perthnasol na chaniateir iddo gael ei draddodi i ran arall o'r Undeb Ewropeaidd onid yw pasbort planhigion yn mynd gydag ef

1. Planhigion, ac eithrio hadau, *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Prunus* L., ac eithrio *Prunus laurocerasus* L. neu *Prunus lusitanica* L., *Pyracantha* Roem., *Pyrus* L. neu *Sorbus* L., a fwriedir ar gyfer eu plannu.

2. Planhigion, ac eithrio hadau, *Beta vulgaris* L. neu *Humulus lupulus* L., a fwriedir ar gyfer eu plannu.

3. Planhigion o rywogaethau *Solanum* L., sy'n ffurfio stolon neu gloron, a fwriedir ar gyfer eu plannu.

4. Planhigion, ac eithrio ffrwythau neu hadau, *Choisya* Kunth, *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm. f., *Murraya* J. Koenig ex L., *Vepris* Comm., *Zanthoxylum* L. neu *Vitis* L.

5. Planhigion, ac eithrio ffrwythau neu hadau, *Citrus* L.

6. Ffrwythau *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., gyda dail a phedynclau.

7. Y planhigion a ganlyn a gynhyrchwyd gan gynhyrchwyr y mae cynhyrchu a gwerthu'r planhigion hynny wedi eu hawdurdodi i bersonau sy'n ymwneud â chynhyrchu planhigion wrth fasnachu neu gynnal busnes, ac eithrio planhigion a baratowyd ac sy'n barod i'w gwerthu i'r defnyddiwr terfynol, ac a gynhyrchwyd ar wahân i gynhyrchion eraill o dan oruchwyliaeth corff cyfrifol swyddogol y wlad sy'n traddodi—

- (a) planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, o'r genera *Abies* Mill., *Apium graveolens* L. *Argyranthemum* spp., *Asparagus officinalis* L., *Aster* spp., *Brassica* spp., *Castanea* Mill., *Cucumis* spp., *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Exacum* spp., *Fragaria* L., *Gerbera* Cass., *Gypsophilia* L, pob rhywogaeth o hybridau Guinea Newydd *Impatiens* L., *Lactuca* spp., *Larix* Mill., *Leucanthemum* L., *Lupinus* L., *Pelargonium* L'Hérit. ex Ait., *Picea* A. Dietr., *Pinus* L., *Platanus* L., *Populus* L., *Prunus laurocerasus* L., *Prunus lusitanica* L., *Pseudotsuga* Carr., *Quercus* L., *Rubus* L., *Spinacia* L., *Tanacetum* L., *Tsuga* Carr., *Ulmus* L., *Verbena* L. neu blanhigion eraill rhywogaethau llysieuol, ac eithrio planhigion o'r teulu Gramineae, a fwriedir ar gyfer eu plannu, neu fylbiau, cormau, rhisomau, hadau neu gloron;
- (b) planhigion Solanaceae, ac eithrio hadau neu'r rheini a bennir ym mharagraff 3, a fwriedir ar gyfer eu plannu;
- (c) planhigion Araceae, Marantaceae, Musaceae, *Persea* spp. neu Strelitziaceae, sydd â gwreiddiau neu sy'n gysylltiedig â chyfrwng tyfu neu yr ymddengys iddynt fod mewn cysylltiad â chyfrwng tyfu;
- (d) planhigion Palmae, a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5 cm ac sy'n perthyn i'r genera a ganlyn: *Brahea* Mart, *Butia* Becc., *Chamaerops* L., *Jubaea* Kunth, *Livistona* R. Br., *Phoenix* L., *Sabal* Adans., *Syragrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. neu *Washingtonia* Raf.;
- (e) hadau neu fylbiau *Allium ascalonicum* L., *Allium cepa* L. neu *Allium schoenoprasum* L., a fwriedir ar gyfer eu plannu; planhigion *Allium porrum* L. a fwriedir ar gyfer eu plannu; neu hadau *Medicago sativa* L., *Helianthus annuus* L, *Solanum lycopersicum* L. neu *Phaseolus* L.; neu
- (f) bylbiau, cormau, cloron neu risomau, a fwriedir ar gyfer eu plannu, *Camassia* Lindl., *Chionodoxa* Boiss., *Crocus flavus* Weston "Golden Yellow", *Dahlia* spp., *Galanthus* L., *Galtonia candicans* (Baker) Decne., cyltifarau bychain y genws *Gladiolus* Tourn. ex. L. (megis *Gladiolus callianthus* Marais, *Gladiolus colvillei* Sweet, *Gladiolus nanus* hort., *Gladiolus ramosus* hort. neu *Gladiolus tubergenii* hort.), *Hyacinthus* L., *Iris* L., *Ismene* Herbert, *Lilium* spp., *Muscari* Miller, *Narcissus* L., *Ornithogalum* L., *Puschkinia* Adams, *Scilla* L., *Tigridia* Juss. neu *Tulipa* L.

8. Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(2) o Benderfyniad 2002/757/EC sy'n tarddu o UDA.

9. Planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, *Viburnum* spp., *Camellia* spp., *Rhododendron* spp., ac eithrio *Rhododendron simsii* Planch, sy'n tarddu o unrhyw drydedd wlad ac eithrio UDA, neu o'r Undeb Ewropeaidd.

10. Planhigion sy'n dueddol o gael plâu neu glefydau o fewn ystyr Erthygl 1(b) o Benderfyniad 2007/365/EC.

11. Planhigion penodedig o fewn ystyr Erthygl 1(2) o Benderfyniad 2007/433/EC.

12. Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad 2012/138/EU sy'n tarddu o drydedd wlad lle y gwyddys bod *Anoplophora chinensis* (Forster) yn bresennol neu sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 6 o'r Penderfyniad hwnnw, neu a gyflwynwyd i ardal o'r fath.

13. Cloron *Solanum tuberosum* L., gan gynnwys y rheini a fwriedir ar gyfer eu plannu, sy'n tarddu o drydedd wlad lle y gwyddys bod *Epitrix cucumeris* (Harris), *Epitrix similaris* (Gentner), *Epitrix subcrinita* (Lec.) neu *Epitrix tuberis* (Gentner) yn bresennol neu mewn ardal a sefydlwyd yn unol ag Erthygl 5 o Benderfyniad 2012/270/EU.

14. Planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, na allant ond tyfu mewn dŵr neu bridd sydd wedi ei drwytho â dŵr yn barhaol, ac sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 5 o Benderfyniad 2012/697/EU.

15. Paill byw neu blanhigion a fwriedir ar gyfer eu plannu, ac eithrio hadau, *Actinidia* Lindl.

16. Planhigion tarddiol cyn-sylfaenol fel y'u diffinnir yn Erthygl 1(3) o Gyfarwyddeb Gweithredu'r Comisiwn 2014/98/EU neu ddeunydd cyn-sylfaenol fel y'i diffinnir yn Erthygl 2(5) o Gyfarwyddeb y Cyngor 2008/90/EC—

- (a) sy'n perthyn i'r rhywogaethau *Juglans regia* L., *Olea europaea* L., *Prunus amygdalus* Batsch, *P. amygdalus* x *P. persica*, *P. armeniaca* L., *P. avium* (L.) L., *P. cerasus* L., *P. domestica* L., *P. domestica* x *P. salicina*, *P. dulcis* (Mill.) D.A. Webb, *P. persica* (L.) Batsch, neu *P. salicina* Lindley;
- (b) a dyfwyd y tu allan i ardal a sefydlwyd yn unol ag Erthygl 4 o Benderfyniad (EU) 2015/789; ac
- (c) sydd wedi treulio o leiaf ran o'u bywyd y tu allan i gyfleusterau sy'n ddiogel rhag pryfed.

17. Planhigion penodedig o fewn ystyr Erthygl 1(c) o Benderfyniad (EU) 2015/789 sydd wedi eu tyfu am o leiaf ran o'u bywyd mewn ardal a sefydlwyd yn unol ag Erthygl 4 o'r Penderfyniad hwnnw neu blanhigion cynhaliol *Xylella* o fewn ystyr Erthygl 1(b) o'r Penderfyniad hwnnw nad ydynt erioed wedi cael eu tyfu mewn ardal o'r fath.

18. Planhigion penodedig o fewn ystyr Erthygl 1(a) o Benderfyniad (EU) 2015/893 sy'n tarddu o drydedd wlad lle y gwyddys bod *Anoplophora glabripennis* (Motschulsky) yn bresennol neu sy'n tarddu o ardal a sefydlwyd yn unol ag Erthygl 7 o'r Penderfyniad hwnnw, neu a gyflwynwyd i ardal o'r fath.

19. Planhigion *Fraxinus* L., a fwriedir ar gyfer eu plannu.

RHAN B

Deunydd perthnasol na chaniateir iddo gael ei draddodi i barth gwarchod mewn rhan arall o'r Undeb Ewropeaidd ond gan basbort planhigion sy'n ddilys ar gyfer y parth gwarchod hwnnw

20. Planhigion *Abies* Mill., *Larix* Mill., *Picea* A. Dietr., *Pinus* L. neu *Pseudotsuga* Carr.

21. Planhigion, ac eithrio hadau, *Beta vulgaris* L., *Platanus* L., *Populus* L., *Prunus* L., *Quercus* spp., ac eithrio *Quercus suber*, neu *Ulmus* L., a fwriedir ar gyfer eu plannu.

22. Planhigion, ac eithrio ffrwythau neu hadau, *Amelanchier* Med., *Castanea* Mill., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Eucalyptus* L'Hérit, *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L., *Sorbus* L. neu *Vitis* L.

23. Planhigion *Palmae*, a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5 cm ac sy'n perthyn i'r tacsonau a ganlyn: *Areca catechu* L., *Arenga pinnata* (Wurmb) Merr., *Bismarckia* Hildebr. a H. Wendl., *Borassus flabellifer* L., *Brahea* Mart., *Butia* Becc., *Calamus merrillii* Becc.,

Caryota maxima Blume, *Caryota cumingii* Lodd. ex Mart., *Chamaerops* L., *Cocos nucifera* L., *Copernicia* Mart., *Corypha utan* Lam., *Elaeis guineensis* Jacq., *Howea forsteriana* Becc., *Jubae* Kunth, *Livistona* R. Br., *Metroxylon sagu* Rottb., *Phoenix* L., *Pritchardia* Seem. a H. Wendl., *Ravenea rivularis* Jum. a H. Perrier, *Roystonea regia* (Kunth) O.F. Cook, *Sabal* Adans., *Syagrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. neu *Washingtonia* Raf.

24. Paill byw ar gyfer peillio *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. neu *Sorbus* L.

25. Cloron *Solanum tuberosum* L. a fwriedir ar gyfer eu plannu.

26. Planhigion *Beta vulgaris* L. y bwriedir eu defnyddio ar gyfer prosesu diwydiannol.

27. Pridd o fetys neu wastraff heb ei sterileiddio o fetys (*Beta vulgaris* L.).

28. Hadau *Beta vulgaris* L., *Castanea* Mill., *Dolichos* Jacq., *Gossypium* spp. neu *Phaseolus vulgaris* L.

29. Ffrwythau (hadlestri) *Gossypium* spp. neu gotwm heb ei heislanu neu ffrwythau *Vitis* L.

30. Y planhigion a ganlyn a gynhyrchwyd gan gynhyrchwyr y mae cynhyrchu a gwerthu'r planhigion hynny wedi eu hawdurdodi i bersonau sy'n ymwneud â chynhyrchu planhigion wrth fasnachu neu gynnal busnes, ac eithrio planhigion a baratowyd ac sy'n barod i'w gwerthu i'r defnyddiwr terfynol, ac a gynhyrchwyd ar wahân i gynhyrchion eraill dan oruchwyliaeth corff cyfrifol swyddogol y wlad sy'n traddodi—

- (a) planhigion, ac eithrio cormau, hadau neu gloron, *Begonia* L., a fwriedir ar gyfer eu plannu; neu
- (b) planhigion, ac eithrio hadau, *Dipladenia* A.DC., *Euphorbia pulcherrima* Willd., *Ficus* L., *Hibiscus* L., *Mandevilla* Lindl. neu *Nerium oleander* L., a fwriedir ar gyfer eu plannu.

ATODLEN 8 Erthyglau 2(1) a 30

Pasbortau planhigion y Swistir

RHAN A

Deunydd perthnasol sy'n tarddu o'r Swistir y caniateir ei lanio yng Nghymru neu ei symud o fewn Cymru os yw pasbort planhigion y Swistir yn mynd gydag ef

1. Planhigion, ac eithrio hadau, *Amelanchier* Med., *Beta vulgaris* L., *Chaenomeles* Lindl., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Humulus lupulus* L., *Malus* Mill., *Mespilus* L., *Prunus* L., ac eithrio *Prunus laurocerasus* L. neu *Prunus lusitanica* L., *Pyracantha* Roem., *Pyrus* L. neu *Sorbus* L., a fwriedir ar gyfer eu plannu.

2. Planhigion o rywogaethau stolonog neu glorog *Solanum* L. a fwriedir ar gyfer eu plannu.

3. Planhigion, ac eithrio ffrwythau neu hadau, *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm.f., *Vepris* Comm., *Zanthoxylum* L. neu *Vitis* L.

4. Ffrwythau *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., gyda dail a phedynclau.

5. Y planhigion a ganlyn a gynhyrchwyd gan gynhyrchwyr y mae cynhyrchu a gwerthu'r planhigion hynny wedi eu hawdurdodi i bersonau sy'n ymwneud â chynhyrchu planhigion wrth fasnachu neu gynnal busnes, ac eithrio planhigion a baratowyd ac sy'n barod i'w gwerthu i'r defnyddiwr terfynol, ac y mae'n amlwg eu bod wedi eu cynhyrchu ar wahân i gynhyrchion eraill, fel a warentir gan berson a awdurdodir gan ddeddfwriaeth y Swistir i roi gwarant o'r fath—

- (a) planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu, o'r genera *Abies* Mill., *Apium graveolens* L., *Argyranthemum* spp., *Asparagus officinalis* L., *Aster* spp., *Brassica* spp., *Castanea* Mill., *Cucumis* spp., *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Exacum* spp., *Fragaria* L., *Gerbera* Cass., *Gypsophilia* L., pob rhywogaeth o hybridau Guinea Newydd *Impatiens* L., *Lactuca* spp., *Larix* Mill., *Leucanthemum* L., *Lupinus* L., *Pelargonium* L'Hérit. ex Ait., *Picea* A. Dietr., *Pinus* L., *Platanus* L., *Populus* L., *Prunus laurocerasus* L., *Prunus lusitanica* L., *Pseudotsuga* Carr., *Quercus* L., *Rubus* L., *Spinacia* L., *Tanacetum* L., *Tsuga* Carr., *Verbena* L. neu blanhigion eraill rhywogaethau llysieuol, ac eithrio planhigion o'r teulu Gramineae neu fylbiau, cormau, rhisomau, neu gloron;
- (b) planhigion, ac eithrio hadau, Solanaceae, ac eithrio'r planhigion hynny y cyfeirir atynt ym mharagraff 2, a fwriedir ar gyfer eu plannu;
- (c) planhigion Araceae, Marantaceae, Musaceae, *Persea* spp. neu Strelitziaceae, sydd â gwreiddiau neu sy'n gysylltiedig â chyfrwng tyfu neu yr ymddengys iddynt fod mewn cysylltiad â chyfrwng tyfu;
- (d) planhigion Palmae, a fwriedir ar gyfer eu plannu, y mae diamedr bôn y coesyn yn fwy na 5 cm ac sy'n perthyn i'r genera neu'r rhywogaethau a ganlyn: *Brahea* Mart., *Butia* Becc., *Chamaerops* L., *Jubaea* Kunth., *Livistona* R.Br., *Phoenix* L., *Sabal* Adans., *Syragrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. neu *Washingtonia* Raf.;
- (e) hadau neu fylbiau, a fwriedir ar gyfer eu plannu, *Allium ascalonicum* L., *Allium cepa* L., *Allium schoenoprasum* L., *Helianthus annuus* L., *Medicago sativa* L., *Solanum lycopersicum* L. neu *Phaseolus* L.;
- (f) planhigion *Allium porrum* L. a fwriedir ar gyfer eu plannu; neu
- (g) bylbiau, cormau, cloron neu risomau a fwriedir ar gyfer eu plannu, *Camassia* Lindl., *Chionodoxa* Boiss., *Crocus flavus* Weston "Golden Yellow", *Dahlia* spp., *Galanthus* L., *Galtonia candicans* (Baker) Decne., cyltifarau bychain y genws *Gladiolus* Tourn. ex. L. (megis *Gladiolus callianthus* Marais, *Gladiolus colvillei* Sweet, *Gladiolus nanus* hort., *Gladiolus ramosus* hort. neu *Gladiolus tubergenii* hort.), *Hyacinthus* L., *Iris* L., *Ismene* Herbert, *Lilium* spp., *Muscari* Miller, *Narcissus* L., *Ornithogalum* L., *Puschkinia* Adams, *Scilla* L., *Tigridia* Juss. neu *Tulipa* L.

RHAN B

Deunydd perthnasol a gafodd ei fewnforio i'r Swistir o drydedd wlad arall, pe bai caniatâd i'w lanio yng Nghymru fel arfer pe bai tystysgrif ffytoiechydol yn mynd gydag ef, y caniateir i basbort planhigion y Swistir fynd gydag ef neu y caniateir ei lanio heb ddogfennaeth ffytoiechydol

6. Planhigion, ac eithrio hadau, a fwriedir ar gyfer eu plannu.

7. Hadau Cruciferae, Gramineae neu *Trifolium* spp. sy'n tarddu o'r Ariannin, Awstralia, Bolivia, Chile, Seland Newydd neu Uruguay.

8. Hadau *Allium ascalonicum* L., *Allium cepa* L., *Allium porrum* L., *Allium schoenoprasum* L., *Capsicum* spp., *Helianthus annuus* L., *Solanum lycopersicum* L., *Medicago sativa* L., *Phaseolus* L., *Prunus* L., *Rubus* L., *Oryza* spp. neu *Zea mays* L.

9. Hadau *Citrus* L., *Fortunella* Swingle neu *Poncirus* Raf.

10. Hadau *Triticum*, *Secale* neu *X Triticosecale*, sy'n tarddu o Affganistan, India, Iran, Irac, Mecsico, Nepal, Pacistan, De Affrica neu UDA.

11. Rhannau o blanhigion, ac eithrio ffrwythau neu hadau—

- (a) llysiâu deiliog *Apium graveolens* L., *Eryngium* L., *Limnophila* L. neu *Ocimum* L.;
- (b) blodau *Aster* spp. wedi eu torri, *Eryngium* L., *Hypericum* L., *Lisianthus* L., *Rosa* L. neu *Trachelium* L., sy'n tarddu o unrhyw wlad y tu allan i Ewrop, neu flodau Orchidaceae wedi eu torri;
- (c) *Acer saccharum* Marsh, sy'n tarddu o Ganada neu UDA;
- (d) *Castanea* Mill., coed conwydd (Coniferales), *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Gypsophila* L., *Pelargonium* L'Hérit. ex Ait., *Phoenix* spp., *Populus* L., *Quercus* L. neu *Solidago* L.
- (e) *Prunus* L. sy'n tarddu o unrhyw wlad y tu allan i Ewrop;
- (f) dail *Manihot esculenta* Crantz;
- (g) canghennau *Betula* L. wedi eu torri, gyda deiliant neu heb ddeiliant;
- (h) canghennau *Fraxinus* L. wedi eu torri, *Juglans ailantifolia* Carr., *Juglans mandshurica* Maxim., *Ulmus davidiana* Planch. neu *Pterocarya rhoifolia* Siebold a Zucc., gyda deiliant neu heb ddeiliant, sy'n tarddu o Ganada, Tsieina, Gweriniaeth Ddemocrataidd Pobl Korea, Japan, Mongolia, Gweriniaeth Korea, Rwsia, Taiwan neu UDA;
- (i) *Amiris* P. Browne, *Casimiroa* La Llave, *Citropsis* Swingle a Kellerman, *Eremocitrus* Swingle, *Esenbeckia* Kunth., *Glycosmis* Corrêa, *Merrillia* Swingle, *Naringi* Adans., *Tetradium* Lour., *Toddalia* Juss. neu *Zanthoxylum* L.

12. Rhannau o blanhigion, ac eithrio ffrwythau ond gan gynnwys hadau, *Aegle* Corrêa, *Aeglopsis* Swingle, *Afraegle* Engl., *Atalantia* Corrêa, *Balsamocitrus* Stapf, *Burkillanthus* Swingle, *Calodendrum* Thunb., *Choisya* Kunth, *Clausena* Burm. f., *Limonia* L., *Microcitrus* Swingle, *Murraya* J. Koenig ex L., *Pamburus* Swingle, *Severinia* Ten., *Swinglea* Merr., *Triphasia* Lour. neu *Vepris* Comm.

13. Ffrwythau—

- (a) *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Momordica* L. neu *Solanum melongena* L.;
- (b) *Annona* L., *Cydonia* Mill., *Diospyros* L., *Malus* Mill., *Mangifera* L., *Passiflora* L., *Prunus* L., *Psidium* L., *Pyrus* L., *Ribes* L., *Syzygium* Gaertn., neu *Vaccinium* L., sy'n tarddu o unrhyw drydedd wlad y tu allan i Ewrop;
- (c) *Capsicum* L.

14. Cloron *Solanum tuberosum* L.

15. Pridd neu gyfrwng tyfu sydd ar ffurf, yn gyfan gwbl neu'n rhannol, pridd neu sylweddau organig solet megis rhannau o blanhigion neu hwmws, gan gynnwys mawn neu risgl, ac eithrio cyfrwng tyfu sydd ar ffurf mawn yn gyfan gwbl.

16. Pridd neu gyfrwng tyfu sy'n gysylltiedig â phlanhigion, neu yr ymddengys iddo fod mewn cysylltiad â phlanhigion, sydd ar ffurf, yn gyfan gwbl neu'n rhannol, deunydd a bennir ym mharagraff

15 neu sydd ar ffurf, yn rhannol, unrhyw sylweddau anorganig solet, a fwriedir i gynnal bywiogrwydd planhigion, sy'n tarddu o—

- (a) Belarws, Georgia, Moldofa, Rwsia, Twrci neu'r Ukrain; neu
- (b) unrhyw wlad y tu allan i Ewrop, ac eithrio Algeria, yr Aifft, Israel, Libya, Moroco neu Tunisia.

17. Grawn o'r genera *Triticum*, *Secale* neu *X Triticosecale*, sy'n tarddu o Affganistan, India, Iran, Irac, Mecsico, Nepal, Pacistan, De Affrica neu UDA.

ATODLEN 9 Erthygl 2(1)

Y gofynion o ran pasbortau planhigion

RHAN A

Y gofynion o ran pasbortau planhigion ar gyfer unrhyw ddeunydd perthnasol yn Atodlen 6 neu 7

1. Caniateir ond dyrannu pasbort planhigion mewn cysylltiad â deunydd perthnasol a fu'n destun arolygiad boddhaol yn y man y'i cynhyrchwyd.

2. Rhaid i basbort planhigion fod ar ffurf—

- (a) label swyddogol sy'n cynnwys o leiaf fanylion y pasbort planhigion a bennir ym mharagraff 4(a) i (e); a
- (b) dogfen o fath a ddefnyddir fel arfer at ddibenion masnach sy'n cynnwys holl fanylion y pasbort planhigion a bennir ym mharagraff 4.

3. Ond pan fo'r pasbort planhigion yn ymwneud ag unrhyw ddeunydd perthnasol y cyfeirir ato yn Rhan B, caiff y pasbort planhigion fod ar ffurf label swyddogol sy'n cynnwys manylion y pasbort planhigion a bennir ym mharagraff 4 ac unrhyw wybodaeth arall sy'n ofynnol o dan Ran B.

4. Mae manylion y pasbort planhigion fel a ganlyn—

- (a) y teitl "EU-plant passport";
- (b) y cod ar gyfer yr Aelod-wladwriaeth lle y dyroddwyd y pasbort planhigion;
- (c) enw neu god corff swyddogol cyfrifol yr Aelod-wladwriaeth lle y dyroddwyd y pasbort planhigion;
- (d) rhif cofrestru'r cynhyrchydd, y mewnoforiwr neu berson arall sydd wedi ei awdurdodi i ddyroddi'r pasbort planhigion neu'r sawl y dyroddwyd y pasbort planhigion iddynt;
- (e) rhif wythnos y dyddiad yr atodwyd y pasbort planhigion i'r deunydd perthnasol, neu rif cyfresol neu rif swp sy'n fodd o adnabod y deunydd hwnnw;
- (f) enw botanegol Lladin y deunydd perthnasol y mae'r pasbort planhigion yn ymwneud ag ef;
- (g) nifer y deunydd perthnasol y mae'r pasbort planhigion yn ymwneud â hwy (nifer y planhigion, y cynhyrchion planhigion, cyfaint neu bwysau);
- (h) pan fo'r deunydd perthnasol yn bodloni'r gofynion ar gyfer parth gwarchod, y nod "ZP" a'r cod ar gyfer y parth gwarchod;

- (i) yn achos pasbort planhigion amnewid, y nod “RP” a, phan fo’n briodol, god ar gyfer y cynhyrchydd neu’r mewnforiwr a awdurdodwyd i ddyroddi’r pasbort planhigion gwreiddiol neu’r sawl y dyroddwyd y pasbort planhigion iddynt;
- (j) yn achos deunydd perthnasol sy’n tarddu o drydedd wlad, enw’r wlad y mae’r deunydd yn tarddu ohoni neu (os yw’n briodol), y wlad y traddodwyd y deunydd ohoni i Gymru.

5. O ran label swyddogol—

- (a) ni chaiff fod wedi ei ddefnyddio’n flaenorol;
- (b) rhaid iddo fod wedi ei wneud o ddeunydd sy’n addas at ei ddiben; ac
- (c) yn achos label gludiog, rhaid iddo fod ar ffurf a gymeradwyir at ddefnydd fel label swyddogol gan—
 - (i) yn achos pasbortau planhigion a ddyroddir yng Nghymru, Gweinidogion Cymru;
 - (ii) yn achos pasbortau planhigion a ddyroddir mewn mannau eraill yn yr Undeb Ewropeaidd, y corff swyddogol cyfrifol sydd â chyfrifoldeb mewn perthynas â dyroddi pasbortau planhigion yn y rhan berthnasol o’r Undeb Ewropeaidd.

6.—(1) Rhaid i’r wybodaeth sydd wedi ei chynnwys mewn pasbort planhigion—

- (a) bod mewn o leiaf un o ieithoedd swyddogol yr Undeb Ewropeaidd;
 - (b) bod wedi ei hargraffu, ac eithrio pan na fo’n rhesymol ymarferol gwneud hynny.
- (2) Pan fo’r wybodaeth wedi ei hargraffu, rhaid iddi fod wedi ei hargraffu mewn priflythrennau.
- (3) Pan na fo’r wybodaeth wedi ei hargraffu, rhaid iddi fod wedi ei nodi mewn teipysgrif neu ei hysgrifennu mewn priflythrennau.

7. Caiff dogfen ychwanegol o fath y cyfeirir ato ym mharagraff 2(b) gynnwys yr wybodaeth ychwanegol a bennir ym mharagraff 8 ar yr amod ei fod yn amlwg ar wahân i fanylion y pasbort planhigion sydd wedi eu cynnwys yn y ddogfen.

8. Yr wybodaeth ychwanegol yw unrhyw wybodaeth sy’n berthnasol at ddiben labelu’r deunydd perthnasol y mae’n ymwneud ag ef ac a nodir yn—

- (a) Erthygl 2(1) o Gyfarwyddeb y Comisiwn 1999/66/EC sy’n nodi’r gofynion o ran y label neu ddogfen arall a gaiff ei llunio gan y cyflenwr yn unol â Chyfarwyddeb y Cyngor 98/56/EC(1);
- (b) Erthygl 8(1) o Gyfarwyddeb y Comisiwn 93/48/EEC sy’n nodi’r atodlen sy’n nodi’r amodau sydd i’w bodloni gan ddeunydd lluosogi planhigion ffrwythau a phlanhigion ffrwythau y bwriedir eu defnyddio i gynhyrchu ffrwythau, yn unol â Chyfarwyddeb y Cyngor 92/34/EEC(2); neu
- (c) Erthygl 6(1) o Gyfarwyddeb y Comisiwn 93/61/EEC sy’n nodi’r atodlenni sy’n nodi’r amodau sydd i’w bodloni gan ddeunydd lluosogi a phlannu llysiau, ac eithrio hadau, yn unol â Chyfarwyddeb y Cyngor 92/33/EEC(3).

(1) OJ Rhif L 164, 30.6.1999, t. 76.

(2) OJ Rhif L 250, 7.10.1993, t. 1.

(3) OJ Rhif L 250, 7.10.1993, t. 19.

RHAN B

Y gofynion o ran pasbortau planhigion a ganiateir ar gyfer deunydd perthnasol penodol yn Atodlen 6 neu 7

9. Rhaid i label swyddogol sy'n basbort planhigion neu'n rhan o basbort planhigion ac sy'n ymwneud ag unrhyw ddeunydd perthnasol a bennir yn y Rhan hon gydymffurfio â'r gofynion a ganlyn mewn perthynas â'r deunydd hwnnw.

10. Rhaid i label swyddogol mewn cysylltiad â chloron *Solanum tuberosum* L. a fwriedir ar gyfer eu plannu—

- (a) cydymffurfio â gofynion Erthygl 13(1)(a) o Gyfarwyddeb y Cyngor 2002/56/EC ar farchnata tatws hadyd(1);
- (b) cynnwys y teitl “EU-plant passport”; ac
- (c) pan fwriedir y cloron ar gyfer eu traddodi i ran arall o'r Undeb Ewropeaidd, ddarparu tystiolaeth eu bod wedi eu harchwilio yn swyddogol i sicrhau eu bod yn cydymffurfio â'r gofynion yn eitem 18.1 o Adran II o Atodiad IV Rhan A.

11. Rhaid i label swyddogol mewn cysylltiad â hadau *Helianthus annuus* L.—

- (a) cydymffurfio â gofynion Erthygl 12(1)(a) o Gyfarwyddeb y Cyngor 2002/57/EC ar farchnata hadau planhigion olew a ffibr(2);
- (b) cynnwys y teitl “EU-plant passport”; a
- (c) pan fwriedir yr hadau ar gyfer eu traddodi i ran arall o'r Undeb Ewropeaidd, ddarparu tystiolaeth eu bod wedi eu harchwilio yn swyddogol i sicrhau eu bod yn cydymffurfio â'r gofynion yn eitem 26 o Adran II o Atodiad IV Rhan A.

12. Rhaid i label swyddogol mewn cysylltiad â hadau *Solanum lycopersicum* L.—

- (a) cydymffurfio â gofynion Erthygl 28(1)(a) o Gyfarwyddeb y Cyngor 2002/55/EC ar farchnata hadau llysiâu(3);
- (b) cynnwys y teitl “EU-plant passport”; ac
- (c) pan fwriedir yr hadau ar gyfer eu traddodi i ran arall o'r Undeb Ewropeaidd, ddarparu tystiolaeth eu bod wedi eu harchwilio yn swyddogol i sicrhau eu bod yn cydymffurfio â'r gofynion yn eitem 27 neu 29 o Adran II o Atodiad IV Rhan A.

13. Rhaid i label swyddogol mewn cysylltiad â hadau *Medicago sativa* L.—

- (a) cydymffurfio â gofynion Erthygl 10(1)(a) o Gyfarwyddeb y Cyngor 66/401/EEC ar farchnata hadau planhigion porthiant(4);
- (b) cynnwys y teitl “EU-plant passport”; ac
- (c) pan fwriedir yr hadau ar gyfer eu traddodi i ran arall o'r Undeb Ewropeaidd, ddarparu tystiolaeth eu bod wedi eu harchwilio yn swyddogol i sicrhau eu bod yn cydymffurfio â'r gofynion yn eitemau 28.1 a 28.2 o Adran II o Atodiad IV Rhan A.

(1) OJ Rhif L 193, 20.7.2002, t. 60, y mae iddo ddiwygiadau nad ydynt yn berthnasol i'r Gorchymyn hwn.

(2) OJ Rhif L 193, 20.7.2002, t. 74, fel y'i diwygiwyd gan Gyfarwyddeb y Cyngor 2002/68/EU (OJ Rhif L 195, 24.7.2002, t. 32); mae offerynnau diwygio eraill ond nid yw yr un ohonynt yn berthnasol.

(3) OJ Rhif L 193, 20.7.2002, t. 33, y mae iddo ddiwygiadau nad ydynt yn berthnasol i'r Gorchymyn hwn.

(4) OJ Rhif L 125, 11.7.1966, t. 2298, fel y'i diwygiwyd gan Gyfarwyddeb y Cyngor 96/72/EC (OJ Rhif L 304, 27.11.1996, t. 10); mae offerynnau diwygio eraill ond nid yw yr un ohonynt yn berthnasol.

RHAN B

Ffurf tystysgrif ffytoiechydol ar gyfer ailallforio

PHYTOSANITARY CERTIFICATE FOR RE-EXPORT

No

Plant protection organisation of:(contracting party of re-export)
To plant protection organisation(s) of: (contracting party(ies) of import)

I. Description of consignment

Name and address of exporter:
Declared name and address of consignee:.....
Number and description of packages:
Distinguishing marks:
Place of origin:
Declared means of conveyance:
Declared point of entry:.....
Name of produce and quantity declared:
Botanical name of plants:

This is to certify that the plants, plant products or other regulated articles described above.....
were imported into (contracting party of re-export) from
(contracting party of origin) covered by phytosanitary certificate No (*)original
certified true copy of which is attached to this certificate; that they are packed
repacked in original (*) new containers, that based on the original phytosanitary certificate
and additional inspection, they are considered to conform with the current phytosanitary requirements of the
importing contracting party, and that during storage in..... (contracting party of re-export), the
consignment has not been subjected to the risk of infestation or infection.

II. Additional declaration

III. Disinfestation and/or disinfection treatment

Date: Treatment: Chemical (active ingredient):.....
Duration and temperature:
Concentration:
Additional information:

Place of issue:

Name of authorised officer:

(Stamp of organisation)

Date: (signature)

No financial liability with respect to this certificate attaches to.....
(name of plant protection organisation) or to any of its officers or representatives(**).

(*) Insert tick in appropriate boxes. (**) Optional clause.

ATODLEN 11 Erthygl 6(2)

Hysbysiad glanio

Notice of landing of notifiable relevant material required by article 6(1) of the
Plant Health (Wales) Order 2018

1. Details of relevant material
2. Quantity of relevant material
3. Consignor country
4. Country where consigned
5. Consignor
6. Importer
7. Country of destination
8. Intended point of entry in Wales
9. Air: Flight No.
10. Land: Vehicle registration number
11. Sea: Vessel name and container number or numbers
12. Expected date and time of arrival
13. Additional information (where required)

**Signature of importer or
airport or harbour
authority**

Date.....

**(The information contained in the notice must be completed in English and in typescript or
block capitals)**

ATODLEN 12^{Erthygl 2(1)}
Dogfen symud iechyd planhigion

RHAN A

1. Rhaid i'r ddogfen symud iechyd planhigion sy'n ofynnol o dan erthygl 17(6) fod ar y ffurf a nodir yn Rhan B.

2. Rhaid i'r wybodaeth a gynhwysir mewn dogfen symud iechyd planhigion fod wedi ei nodi yn o leiaf un o ieithoedd swyddogol yr Undeb Ewropeaidd a rhaid iddi gael ei llenwi—

- (a) mewn teipysgrif neu drwy ysgrifennu mewn priflythrennau; neu
- (b) gyda chytundeb Gweinidogion Cymru a chorff swyddogol y gyrchfan neu fan cyrraedd, drwy ddulliau electronig.

3. Yn Rhan B, mae i "approved place of inspection" yr un ystyr ag a roddir yng Nghyfarwyddeb y Comisiwn 2004/103/EC ar wiriadau adnabod planhigion ac iechyd planhigion, cynnyrch planhigion neu wrthrychau eraill, a restrir yn Rhan B o Atodiad V i Gyfarwyddeb y Cyngor 2000/29/EC, y caniateir eu cyflawni mewn man ac eithrio man cyrraedd y Gymuned neu mewn man gerllaw, ac yn pennu'r amodau sy'n ymwneud â'r gwiriadau hynny⁽¹⁾.

(1) OJ Rhif L 313, 12.10.2004, t. 16.

RHAN B

| | | |
|---|--|--|
| 1. Plant health movement document as referred to in Article 1(3)(c) of Commission Directive 2004/103/EC | 2. PLANT HEALTH MOVEMENT DOCUMENT No EU/.../...(1) | |
| 3. <u>Identification of consignment</u> (2) — <i>This consignment contains produce of phytosanitary relevance</i> — Plant, plant product or other object (Taric code): Reference number(s) of required phytosanitary documentation Country of issue: Date of issue: Distinguishing mark(s), numbers, number of packages, amount (weight/units): Reference number(s) of required customs documentation: | | |
| 4. Official registration number of importer: I, the undersigned importer, hereby request the responsible official body to carry out the official identity checks and plant health checks of the abovementioned plants, plant products or other objects at the approved place of inspection listed below and I undertake to respect the rules and procedures set out by the responsible official body. Date, name and signature of importer: | | |
| 5.1 <u>Point of entry</u> | 5.2 Countersigning by official body of point of entry (date, name, service stamp and signature): | |
| 6. Place(s) of inspection(3) | | |
| A- | B- (replaces A)..... | |
| The plants, plant products or other objects are moved to the abovementioned place(s) of inspection in accordance with the agreement concluded between(4) | | |
| The consignment may not be moved to places other than those listed above unless this has been officially approved. | | |
| 7. Documentary check <input type="checkbox"/> | 8. Identity check <input type="checkbox"/> | 9. Plant health check <input type="checkbox"/> |
| Place/date: Name: | Place/date: Name: | Place/date: Name: |
| 10. Decision: <input type="checkbox"/> Release Place/date: Name: Service stamp/signature: Indicate EU Plant Passport (serial or week or batch) number where appropriate: <input type="checkbox"/> Official measure <input type="checkbox"/> Refusal of entry <input type="checkbox"/> Destruction | | |

| |
|---|
| <input type="checkbox"/> Movement outside the Union <input type="checkbox"/> Quarantine period <input type="checkbox"/> Removal of infected/infested produce <input type="checkbox"/> Appropriate treatment Remark: |
|---|

- (1) Make reference to country code/number.
- (2) Fill in box or make reference to information of phytosanitary certificate which must be attached.
- (3) Make reference to “C” (Article 13c(2)(d) of Directive 2000/29/EC) or “D” (Article 13c(2)(d) of Directive 2000/29/EC).
- (4) When appropriate, give details on agreement between the Member States’ official services, either on a case-by-case agreement or on the basis of a longer-term agreement.

ATODLEN 13 Erthygl 39(3)

Mesurau arbennig ar gyfer rheoli Clefyd y ddafaden tatws

1. Mae llain i'w hystyried yn halogedig at ddibenion yr Atodlen hon os cadarnheir bod Clefyd y ddafaden tatws yn bresennol ar o leiaf un planhigyn o'r llain o ganlyniad i brawf swyddogol.
2. Rhaid i arolygydd ddarnodi llain halogedig a pharth diogelwch o amgylch y llain honno sy'n ddigon mawr i sicrhau diogelwch yr ardaloedd oddi amgylch.
3. Caiff hysbysiad o dan erthygl 32 ei gwneud yn ofynnol i unrhyw gloron neu wlydd sy'n bresennol ar lain halogedig neu sydd wedi dod o lain o'r fath gael eu trin mewn modd sy'n sicrhau bod Clefyd y ddafaden tatws sy'n bresennol arnynt yn cael ei ddinistrio.
4. Pan fo arolygydd wedi ei fodloni bod unrhyw gloron neu wlydd wedi eu halogi â Chlefyd y ddafaden tatws ac na all yr arolygydd ganfod pa un a fu'r cloron neu'r gwlydd hynny yn bresennol ar lain halogedig, caiff yr arolygydd gyflwyno hysbysiad o dan erthygl 32 sy'n ei gwneud yn ofynnol i'r swp cyfan sy'n cynnwys y cloron neu'r gwlydd a effeithiwyd gael ei drin mewn modd sy'n sicrhau nad oes unrhyw risg o ledaenu Clefyd y ddafaden tatws.
5. Pan fo llain halogedig wedi ei darnodi o dan baragraff 2—
 - (a) ni chaniateir tyfu unrhyw datws arni; a
 - (b) ni chaniateir tyfu na storio unrhyw blanhigion y bwriedir eu trawsblannu ar y llain honno, na symud planhigion o'r fath ar y llain honno.
6. Ni chaniateir tyfu unrhyw datws mewn parth diogelwch a ddarnodwyd o dan baragraff 2 oni bai bod arolygydd wedi ei fodloni eu bod o rywogaeth sydd ag ymwrthedd i hiliau o Glefyd y ddafaden tatws sy'n bresennol ar y llain halogedig y mae'r parth diogelwch yn ymwneud â hi.
7. Mae amrywogaeth datws i'w hystyried yn un sydd ag ymwrthedd i hil benodol o Glefyd y ddafaden tatws at ddibenion paragraff 6 pan fo'r amrywogaeth honno yn ymateb i halogi gan asiant pathogenig o'r hil honno mewn modd sy'n sicrhau nad oes unrhyw berygl o sgil-heintio.
8. Pan fo arolygydd wedi ei fodloni nad yw Clefyd y ddafaden tatws yn bresennol mwyach ar lain a ddarnodwyd o dan baragraff 2 neu ar ei pharth diogelwch cysylltiedig, rhaid i'r arolygydd ddirymu'r darnodiad hwnnw.

ATODLEN 14 Erthygl 39(3)

Mesurau arbennig ar gyfer rheoli poblogaethau Ewropeaidd o Lyngyr tatws

Dehongli a chymhwyso Atodlen 14

1. Mae'r Atodlen hon yn gymwys pan fo Gweinidogion Cymru, yn dilyn ymchwiliad arbennig at ddibenion Erthygl 4 o Gyfarwyddeb 2007/33/EC neu arolwg swyddogol at ddibenion Erthygl 6 o'r Gyfarwyddeb honno, yn cadarnhau bod cae wedi ei heigio â phoblogaeth Ewropeaidd o Lyngyr tatws.
2. Yn yr Atodlen hon, ystyr "cae sydd wedi ei ddarnodi" ("*demarcated field*") yw cae y mae hysbysiad a gyflwynwyd o dan baragraff 3 mewn grym mewn cysylltiad ag ef.

Darnodi'r cae

3. Rhaid i arolygydd gyflwyno hysbysiad ysgrifenedig i'r meddiannydd neu berson arall â gofal am y cae sydd—

- (a) yn pennu'r cae y mae'r hysbysiad yn gymwys iddo; a
- (b) yn darnodi ffiniau'r cae hwnnw.

4. Ni chaniateir tynnu'r hysbysiad yn ôl hyd nes caiff ei gadarnhau, yn unol â'r mesurau ail-samplu a phrofi a nodir yn Adran III(C) o Atodiad III i Gyfarwyddeb 2007/33/EC, nad yw Llyngyr tatws yn bresennol yn y cae mwyach.

Gwaharddiad ar blannu tatws

5. Oni chaiff ei awdurdodi i wneud hynny gan arolygydd, ni chaiff unrhyw berson—

- (a) plannu mewn cae sydd wedi ei ddarnodi unrhyw datws y bwriedir eu defnyddio i gynhyrchu tatws hadyd; neu
- (b) plannu neu storio mewn cae sydd wedi ei ddarnodi unrhyw blanhigyn a restrir yn Atodiad I i Gyfarwyddeb 2007/33/EC a fwriedir ar gyfer ei blannu.

6. Caiff arolygydd awdurdodi plannu mewn cae sydd wedi ei ddarnodi unrhyw blanhigyn a restrir ym mhwynt 2 o Atodiad I i Gyfarwyddeb 2007/33/EC.

7. Rhaid i awdurdodiad o dan baragraff 6 fod drwy hysbysiad a rhaid iddo gynnwys y mesurau a nodir yn Adran III(A) o Atodiad III i Gyfarwyddeb 2007/33/EC.

Atal Llyngyr tatws

8. Ni chaiff unrhyw berson blannu mewn cae sydd wedi ei ddarnodi unrhyw datws nad ydynt wedi eu bwriadu ar gyfer cynhyrchu tatws hadyd oni bai bod y person hwnnw wedi cymryd pob cam rhesymol i atal Llyngyr tatws yn y cae hwnnw.

Rheolaethau ar datws hadyd halogedig etc.

9. Ni chaiff unrhyw berson blannu unrhyw datws hadyd nac unrhyw blanhigion a restrir ym mhwynt 1 o Atodiad I i Gyfarwyddeb 2007/33/EC sy'n dod o gae sydd wedi ei ddarnodi, neu sydd wedi bod mewn cysylltiad â phridd o gae sydd wedi ei ddarnodi, oni bai bod ei fod wedi ei awdurdodi i wneud hynny gan arolygydd.

10. Rhaid i awdurdodiad o dan baragraff 9 fod drwy hysbysiad a rhaid iddo gynnwys y mesurau y mae'r arolygydd yn ystyried eu bod yn angenrheidiol i ddadhalogi'r tatws hadyd hynny neu'r planhigion hynny.

Rheolaethau ar fylbiau halogedig etc.

11. Ni chaiff unrhyw berson blannu unrhyw blanhigion a restrir ym mhwynt 2 o Atodiad I i Gyfarwyddeb 2007/33/EC sy'n dod o gae sydd wedi ei ddarnodi, neu sydd wedi bod mewn cysylltiad â phridd o gae sydd wedi ei ddarnodi, oni bai ei fod wedi ei awdurdodi i wneud hynny gan arolygydd.

12. Rhaid i awdurdodiad o dan baragraff 11 fod drwy hysbysiad, a rhaid iddo gynnwys y mesurau a nodir yn Adran III(A) o Atodiad III i'r Gyfarwyddeb honno.

ATODLEN 15 Erthygl 39(3)

Mesurau arbennig ar gyfer rheoli Pydredd cylch tatws

Dehongli

1. Yn yr Atodlen hon—

ystyr “blwyddyn dyfu gyntaf” (“*first growing year*”), yn achos mesurau sydd i’w cymryd mewn perthynas â man cynhyrchu halogedig, yw’r flwyddyn dyfu gyntaf yn dilyn y flwyddyn dyfu pryd y dynodir y man cynhyrchu yn halogedig at ddibenion Erthygl 5(1)(a) o Gyfarwyddeb 93/85/EEC;

ystyr “deunydd sy’n dueddol o gael plâu neu glefydau” (“*susceptible material*”) yw cloron neu blanhigion *Solanum tuberosum* L;

ystyr “gwrthrych” (“*object*”) yw unrhyw beiriant, cerbyd, llestr, storfa neu wrthrych arall, gan gynnwys deunydd pecynnu;

ystyr “halogedig” (“*contaminated*”) yw wedi ei ddynodi’n halogedig gan arolygydd at ddibenion Erthygl 5(1)(a) o Gyfarwyddeb 93/85/EEC;

ystyr “halogedig o bosibl” (“*possibly contaminated*”) yw wedi ei bennu’n halogedig o bosibl gan arolygydd at ddibenion Erthygl 5(1)(b) o Gyfarwyddeb 93/85/EEC;

ystyr “hysbysiad” (“*notice*”) yw hysbysiad o dan erthygl 32;

ystyr “tatws hadyd ardystiedig” (“*certified seed potatoes*”) yw tatws hadyd cyn-sylfaenol, tatws hadyd sylfaenol neu datws hadyd ardystiedig fel y’u diffinir gan reoliad 2(1) o’r Rheoliadau Tatws Hadyd.

Deunydd sy’n dueddol o gael plâu neu glefydau neu wrthrychau sy’n halogedig neu’n halogedig o bosibl â Phydredd cylch tatws

2. Ni chaiff unrhyw berson blannu yn fwriadol, neu beri neu ganiatáu yn fwriadol i gael eu plannu—

- (a) unrhyw ddeunydd halogedig sy’n dueddol o gael plâu neu glefydau; neu
- (b) unrhyw ddeunydd halogedig o bosibl sy’n dueddol o gael plâu neu glefydau.

3. Caiff hysbysiad ei gwneud yn ofynnol—

- (a) bod deunydd halogedig sy’n dueddol o gael plâu neu glefydau yn cael ei waredu drwy ei ddinistrio neu drwy unrhyw fesur arall sy’n cydymffurfio â phwynt 1 o Atodiad IV i Gyfarwyddeb 93/85/EEC;
- (b) bod deunydd sy’n halogedig o bosibl sy’n dueddol o gael plâu neu glefydau yn cael ei ddefnyddio neu ei waredu yn unol â phwynt 2 o Atodiad IV i Gyfarwyddeb 93/85/EEC;
- (c) bod gwrthrych sy’n halogedig neu wrthrych sy’n halogedig o bosibl yn cael ei—
 - (i) gwaredu drwy ei ddinistrio; neu
 - (ii) glanhau a’i ddiheintio er mwyn sicrhau nad oes unrhyw risg adnabyddadwy o ledaenu Pydredd cylch tatws.

4. Ni chaniateir trin unrhyw beth a lanheir ac a ddiheintir yn unol â pharagraff 3(c)(ii) yn halogedig mwyach at ddibenion Cyfarwyddeb 93/85/EEC.

Mesurau y caniateir eu gwneud yn ofynnol mewn perthynas â man cynhyrchu halogedig

5. Caiff arolygydd gyflwyno’r hysbysiadau a ganlyn mewn perthynas â man cynhyrchu halogedig—

- (a) yn achos cae halogedig, hysbysiad sy'n cynnwys y set gyntaf o fesurau dileu neu hysbysiad sy'n cynnwys yr ail set o fesurau dileu;
 - (b) yn achos cae nad yw'n halogedig, hysbysiad sy'n cynnwys y drydedd set o fesurau dileu.
- 6. Y set gyntaf o fesurau dileu yw—**
- (a) y mesurau sydd i'w cymryd yn y cae o'r dyddiad y ceir yr hysbysiad ac am o leiaf dair blynedd dyfu o ddechrau'r flwyddyn dyfu gyntaf er mwyn dileu planhigion tatws gwirfoddol, ac unrhyw blanhigion eraill sy'n tyfu'n naturiol sy'n cynnal Pydredd cylch tatws;
 - (b) gwaharddiad ar blannu unrhyw un neu ragor o'r canlynol yn y cae yn ystod y cyfnod hwnnw—
 - (i) cloron, planhigion neu wir hadau tatws;
 - (ii) planhigion sy'n tyfu'n naturiol sy'n cynnal Pydredd cylch tatws;
 - (iii) cnydau lle ceir risg bod Pydredd cylch tatws yn goroesi neu'n lledaenu;
 - (c) gofyniad mai dim ond tatws ar gyfer cynhyrchu tatws bwyta y caniateir eu plannu yn y cae yn ystod y tymor cnydio tatws cyntaf yn dilyn y cyfnod hwnnw, ar yr amod y canfuwyd bod y cae yn rhydd rhag planhigion tatws gwirfoddol a phlanhigion eraill sy'n tyfu'n naturiol sy'n cynnal Pydredd cylch tatws am o leiaf ddwy flwyddyn dyfu yn olynol cyn plannu; a
 - (d) gofyniad mai dim ond tatws ar gyfer cynhyrchu tatws hadyd neu datws bwyta y caniateir eu plannu yn y cae yn ystod y tymor cnydio tatws nesaf yn dilyn cylch cylchdroi priodol (rhaid i'r cylch hwnnw fod o leiaf ddwy flynedd pan fo'r tatws i'w plannu i gynhyrchu tatws hadyd).
- 7. Yr ail set o fesurau dileu yw—**
- (a) y mesurau sydd i'w cymryd yn y cae o'r dyddiad y ceir yr hysbysiad ac am bedair blwyddyn dyfu o ddechrau'r flwyddyn dyfu gyntaf er mwyn dileu planhigion tatws gwirfoddol, a phlanhigion eraill sy'n tyfu'n naturiol sy'n cynnal Pydredd cylch tatws;
 - (b) gofyniad bod y cae yn cael ei gadw, yn ystod y cyfnod hwnnw, yn fraenar neu'n dir pori parhaol, gan dorri'r borfa yn fyr neu bori'r tir yn ddwys yn fynych; ac
 - (c) gofyniad mai dim ond tatws ar gyfer cynhyrchu tatws bwyta y caniateir eu plannu yn ystod y tymor cnydio tatws cyntaf yn dilyn y cyfnod hwnnw, ar yr amod y canfuwyd bod y cae yn rhydd rhag planhigion tatws gwirfoddol a phlanhigion eraill sy'n tyfu'n naturiol sy'n cynnal Pydredd cylch tatws am o leiaf ddwy flwyddyn dyfu yn olynol cyn plannu.
- 8. Y drydedd set o fesurau dileu yw—**
- (a) gwaharddiad ar blannu unrhyw un neu ragor o'r canlynol yn y cae o'r dyddiad y ceir yr hysbysiad ac am y flwyddyn dyfu gyntaf—
 - (i) cloron, planhigion neu wir hadau tatws;
 - (ii) planhigion sy'n tyfu'n naturiol sy'n cynnal Pydredd cylch tatws; a
 - (iii) tatws hadyd ardystiedig, oni bai eu bod ar gyfer cynhyrchu tatws bwyta yn unig, a bod arolygydd wedi ei fodloni bod y risg o blanhigion tatws gwirfoddol a phlanhigion eraill sy'n tyfu'n naturiol sy'n cynnal Pydredd cylch tatws wedi ei dileu;
 - (b) gofyniad mai dim ond y tatws a ganlyn y caniateir eu plannu ar gyfer cynhyrchu tatws hadyd neu datws bwyta yn y flwyddyn dyfu ganlynol—
 - (i) tatws hadyd ardystiedig; a
 - (ii) tatws hadyd a brofwyd yn swyddogol ar gyfer absenoldeb Pydredd cylch tatws ac a dyfwyd o dan reolaeth swyddogol mewn man cynhyrchu nad yw'n fan cynhyrchu halogedig;

- (c) gofyniad mai dim ond tatws hadyd ardystiedig neu datws hadyd a dyfwyd o dan reolaeth swyddogol o datws hadyd ardystiedig y caniateir eu plannu i gynhyrchu tatws hadyd neu datws bwyta yn ystod o leiaf y drydedd flwyddyn dyfu; a
- (d) y mesurau sydd i'w cymryd yn y cae o'r dyddiad y ceir yr hysbysiad hyd at ddiwedd y drydedd flwyddyn dyfu er mwyn dileu planhigion tatws gwirfoddol, ac unrhyw blanhigion sy'n tyfu'n naturiol sy'n cynnal Pydredd cylch tatws.

9. Caniateir i hysbysiad mewn perthynas â man cynhyrchu halogedig bennu bod rhaid i'r holl beiriannau a chyfleusterau storio yn y man cynhyrchu a ddefnyddir i gynhyrchu tatws gael eu glanhau a'u diheintio fel nad oes unrhyw risg adnabyddadwy o ledaenu Pydredd cylch tatws drwy gydol y cyfnod a bennir yn yr hysbysiad.

10. Caiff y mesurau y caniateir eu pennu mewn hysbysiad o dan baragraff 5 neu 9 gael eu cynnwys mewn hysbysiad gyda mesurau priodol eraill.

Mesurau ychwanegol sy'n gymwys mewn perthynas ag uned gynhyrchu cnwd dan orchudd

11. Pan fo'n bosibl amnewid yr holl gyfrwng tyfu mewn uned gynhyrchu cnwd dan orchudd halogedig, ni chaiff unrhyw berson blannu yn yr uned unrhyw gloron tatws, planhigion tatws na gwir hadau tatws heb awdurdodiad ysgrifenedig arolygydd.

12. Ni chaiff arolygydd roi awdurdodiad o dan baragraff 11 oni bai—

- (a) y cydymffurfiwyd â'r holl fesurau i ddileu Pydredd cylch tatws a bennir mewn hysbysiad mewn perthynas â'r man cynhyrchu lle y mae'r uned wedi ei lleoli;
- (b) bod y cyfrwng tyfu yn yr uned wedi ei newid yn llwyr; ac
- (c) bod yr uned a'r holl gyfarpar a ddefnyddiwyd yn yr uned wedi eu glanhau a'u diheintio i ddileu Pydredd cylch tatws a bod yr holl ddeunydd planhigion cynhaliol wedi ei symud ymaith.

13. Pan roddir awdurdodiad o dan baragraff 11, caiff yr awdurdodiad bennu mai dim ond tatws hadyd ardystiedig, cloron bychain neu ficro-blanhigion sy'n deillio o ffynonellau a brofwyd yn swyddogol y caniateir eu defnyddio yn y broses gynhyrchu.

ATODLEN 16 Erthygl 39(3)

Pydredd coch tatws

Dehongli

1. Yn yr Atodlen hon—

ystyr “blwyddyn dyfu gyntaf” (“*first growing year*”), yn achos mesurau sydd i'w cymryd mewn perthynas â man cynhyrchu halogedig, yw'r flwyddyn dyfu gyntaf yn dilyn y flwyddyn dyfu pryd y dynodir y man cynhyrchu yn halogedig at ddibenion Erthygl 5(1)(a)(ii) o Gyfarwyddeb 98/57/EC;

ystyr “deunydd sy'n dueddol o gael plâu neu glefydau” (“*susceptible material*”) yw planhigion (gan gynnwys cloron), ac eithrio gwir hadau, *Solanum tuberosum* L. neu blanhigion, ac eithrio ffrwythau neu hadau, *Solanum lycopersicum* L.;

ystyr “gwrthrych” (“*object*”) yw unrhyw beiriant, cerbyd, llestr, storfa neu wrthrych arall, gan gynnwys deunydd pecynnu;

ystyr “halogedig” (“*contaminated*”) yw wedi ei ddynodi'n halogedig gan arolygydd at ddibenion Erthygl 5(1)(a)(ii) o Gyfarwyddeb 98/57/EC;

ystyr “halogedig o bosibl” (“*possibly contaminated*”) yw wedi ei bennu’n halogedig o bosibl gan arolygydd at ddibenion Erthygl 5(1)(a)(iii) neu (c)(iii) o Gyfarwyddeb 98/57/EC;

ystyr “hysbysiad” (“*notice*”), yn Rhan A, yw hysbysiad o dan erthygl 32;

ystyr “tatws hadyd ardystiedig” (“*certified seed potatoes*”) yw tatws hadyd cyn-sylfaenol, tatws hadyd sylfaenol neu datws hadyd ardystiedig fel y’u diffinir gan reoliad 2(1) o’r Rheoliadau Tatws Hadyd.

RHAN A

Mesurau arbennig ar gyfer rheoli Pydredd coch tatws

Deunydd sy’n dueddol o gael plâu neu glefydau neu wrthrychau sy’n halogedig neu’n halogedig o bosibl â Phydredd coch tatws

2. Ni chaiff unrhyw berson blannu yn fwriadol, neu beri neu ganiatáu yn fwriadol i gael eu plannu—
 - (a) unrhyw ddeunydd halogedig sy’n dueddol o gael plâu neu glefydau; neu
 - (b) unrhyw ddeunydd sy’n halogedig o bosibl sy’n dueddol o gael plâu neu glefydau.
3. Caiff hysbysiad ei gwneud yn ofynnol—
 - (a) bod deunydd halogedig sy’n dueddol o gael plâu neu glefydau yn destun unrhyw fesur sy’n cydymffurfio â phwynt 1 o Atodiad VI i Gyfarwyddeb 98/57/EC;
 - (b) bod deunydd sy’n halogedig o bosibl sy’n dueddol o gael plâu neu glefydau yn cael ei ddefnyddio neu ei waredu yn unol â phwynt 2 o Atodiad VI i Gyfarwyddeb 98/57/EC;
 - (c) bod gwrthrych halogedig neu wrthrych sy’n halogedig o bosibl yn cael ei—
 - (i) gwaredu drwy ei ddiinstrio; neu
 - (ii) glanhau a’i ddiheintio er mwyn sicrhau nad oes unrhyw risg adnabyddadwy o ledaenu Pydredd coch tatws.
4. Ni chaniateir trin unrhyw beth a lanheir ac a ddiheintir yn unol â pharagraff 3(c)(ii) yn halogedig mwyach at ddibenion Cyfarwyddeb 98/57/EC.

Mesurau y caniateir eu gwneud yn ofynnol mewn perthynas â man cynhyrchu halogedig

5. Caiff arolygydd gyflwyno’r hysbysiadau a ganlyn mewn perthynas â man cynhyrchu halogedig sydd mewn parth a ddarnodir gan arolygydd o dan erthygl 39(4)—
 - (a) yn achos cae halogedig neu uned gynhyrchu cnwd dan orchudd halogedig, hysbysiad sy’n cynnwys y set gyntaf o fesurau dileu neu hysbysiad sy’n cynnwys yr ail set o fesurau dileu;
 - (b) yn achos cae nad yw’n halogedig a, phan fo’r arolygydd wedi ei fodloni bod y risg o blanhigion tatws gwirfoddol a phlanhigion tomatos gwirfoddol a phlanhigion eraill sy’n tyfu’n naturiol sy’n cynnal Pydredd coch tatws wedi ei dileu, hysbysiad sy’n cynnwys y drydedd set o fesurau dileu.
6. Y set gyntaf o fesurau dileu yw—
 - (a) y mesurau sydd i’w cymryd yn y cae neu’r uned o’r dyddiad y ceir yr hysbysiad ac am o leiaf bedair blynedd dyfu o ddechrau’r flwyddyn dyfu gyntaf er mwyn dileu unrhyw blanhigion tatws gwirfoddol a phlanhigion tomatos gwirfoddol ac unrhyw blanhigion eraill, gan gynnwys chwyn mochlysaid, sy’n cynnal Pydredd coch tatws;

- (b) gwaharddiad ar blannu unrhyw un neu ragor o'r canlynol yn y cae neu'r uned yn ystod y cyfnod hwnnw—
 - (i) cloron, planhigion neu wir hadau tatws;
 - (ii) planhigion tomatos neu hadau tomatos;
 - (iii) gan ystyried bioleg Pydredd coch tatws, planhigion cynhaliol eraill neu blanhigion o'r rhywogaeth *Brassica* lle ceir risg bod Pydredd coch tatws yn goroesi;
 - (iv) cnydau lle ceir risg o ledaenu Pydredd coch tatws;
- (c) gofyniad mai dim ond tatws ar gyfer cynhyrchu tatws bwyta y caniateir eu plannu yn y cae neu'r uned yn ystod y tymor cnydio tatws cyntaf yn dilyn y cyfnod hwnnw, ar yr amod y canfuwyd bod y cae neu'r uned yn rhydd rhag planhigion tatws gwirfoddol a phlanhigion tomato gwirfoddol a phlanhigion eraill sy'n cynnal Pydredd coch tatws, gan gynnwys chwyn mochlysaidd, am o leiaf y ddwy flwyddyn dyfu olynol cyn plannu; a
- (d) gofyniad bod rhaid cymhwyso cylch cylchdroi priodol yn y tymhorau cnydio tatws neu domatos dilynol, a rhaid i'r cylch hwnnw fod yn ddwy flynedd o leiaf pan fo tatws i'w plannu i gynhyrchu hadau.

7. Yr ail set o fesurau dileu yw—

- (a) y mesurau sydd i'w cymryd yn y cae neu'r uned o'r dyddiad y ceir yr hysbysiad ac am bum mlynedd dyfu o ddechrau'r flwyddyn dyfu gyntaf er mwyn dileu planhigion tatws gwirfoddol a phlanhigion tomatos gwirfoddol a phlanhigion eraill sy'n tyfu'n naturiol, gan gynnwys chwyn mochlysaidd, sy'n cynnal Pydredd coch tatws;
- (b) gofyniad—
 - (i) yn ystod tair blwyddyn gyntaf y blynyddoedd tyfu hynny, bod y cae neu'r uned yn cael ei gadw neu ei chadw—
 - (aa) yn fraenar;
 - (bb) gyda chnydau grawnfwyd, os yw'r arolygydd wedi ei fodloni nad oes unrhyw risg o ledaenu Pydredd coch tatws;
 - (cc) yn dir pori parhaus gan dorri'r borfa yn fyr neu bori'r tir yn ddwys yn fynych; neu
 - (dd) fel glaswellt ar gyfer cynhyrchu hadau;
 - (ii) mai dim ond planhigion nad ydynt yn cynnal Pydredd coch tatws ac nad oes unrhyw risg y bydd Pydredd coch tatws yn goroesi neu'n ledaenu y caniateir eu plannu yn y cae neu'r uned; a
 - (iii) gofyniad mai dim ond tatws ar gyfer cynhyrchu tatws hadyd neu datws bwyta y caniateir eu plannu yn ystod y tymor cnydio tatws neu domatos cyntaf yn dilyn y cyfnod hwnnw.

8. Y drydedd set o fesurau dileu yw—

- (a) gofyniad mai dim ond y planhigion tatws a'r planhigion tomatos a ganlyn y caniateir eu plannu yn y cae o'r dyddiad y ceir yr hysbysiad ac am y flwyddyn dyfu gyntaf—
 - (i) tatws hadyd ardystiedig ar gyfer cynhyrchu tatws bwyta;
 - (ii) planhigion tomatos a dyfwyd o hadau sy'n bodloni gofynion Cyfarwyddeb 2000/29/EC, ar gyfer cynhyrchu ffrwythau;
- (b) gofyniad mai dim ond y tatws a ganlyn y caniateir eu plannu yn y flwyddyn dyfu ddilynol gyntaf os yw tatws i'w plannu i gynhyrchu tatws hadyd neu datws bwyta yn y flwyddyn honno—
 - (i) tatws hadyd ardystiedig;

- (ii) tatws hadyd a brofwyd yn swyddogol ar gyfer absenoldeb Pydredd coch tatws ac a dyfwyd o dan reolaeth swyddogol mewn man cynhyrchu nad yw'n halogedig;
- (c) gofyniad mai dim ond y planhigion tomatos a ganlyn y caniateir eu plannu yn y flwyddyn dyfu ddilynol gyntaf os yw planhigion tomatos i'w plannu i gynhyrchu planhigion neu ffrwythau yn y flwyddyn honno—
 - (i) planhigion tomatos a dyfwyd o hadau sy'n bodloni gofynion Cyfarwyddeb 2000/29/EC;
 - (ii) os ydynt wedi eu lluosogi yn llystyfol, planhigion tomatos a dyfwyd o hadau sy'n bodloni gofynion Cyfarwyddeb 2000/29/EC ac a dyfwyd o dan reolaeth swyddogol mewn man cynhyrchu nad yw'n halogedig;
- (d) yn achos tatws, gofyniad mai dim ond tatws hadyd ardystiedig neu datws hadyd a dyfwyd dan reolaeth swyddogol o datws hadyd ardystiedig y caniateir eu plannu yn y cae yn ystod yr ail flwyddyn dyfu ddilynol ac unrhyw flwyddyn dyfu ddilynol i gynhyrchu tatws hadyd neu datws bwyta;
- (e) yn achos tomatos, gofyniad mai dim ond planhigion tomatos a dyfwyd o hadau sy'n bodloni gofynion Cyfarwyddeb 2000/29/EC neu, os ydynt wedi eu lluosogi yn llystyfol, planhigion tomatos a dyfwyd o hadau sy'n bodloni gofynion Cyfarwyddeb 2000/29/EC ac a dyfwyd o dan reolaeth swyddogol y caniateir eu plannu yn y cae yn ystod yr ail flwyddyn dyfu ddilynol ac unrhyw flwyddyn dyfu ddilynol ar gyfer cynhyrchu planhigion neu ffrwythau; ac
- (f) y mesurau sydd i'w cymryd yn y cae o'r dyddiad y ceir yr hysbysiad hyd at ddiwedd y flwyddyn dyfu a bennir yn yr hysbysiad er mwyn dileu planhigion tatws gwirfoddol, ac unrhyw blanhigion sy'n tyfu'n naturiol sy'n cynnal Pydredd coch tatws.

9. Caiff hysbysiad mewn perthynas â man cynhyrchu halogedig—

- (a) ei gwneud yn ofynnol, am gyfnod penodedig, bod rhaid i'r holl beiriannau a chyfleusterau storio yn y man cynhyrchu a ddefnyddir i gynhyrchu tatws neu domatos gael eu glanhau a, phan fo'n briodol, eu diheintio er mwyn sicrhau nad oes unrhyw risg adnabyddadwy o ledaenu Pydredd coch tatws;
- (b) gwahardd unrhyw raglen ddyfrhau neu chwistrellu yn y man cynhyrchu neu bennu sut y mae'n rhaid cynnal unrhyw raglen ddyfrhau neu chwistrellu yn y man cynhyrchu at ddiben atal Pydredd coch tatws rhag ledaenu.

10. Caiff y mesurau y caniateir eu pennu mewn hysbysiad o dan baragraff 5 neu 9 gael eu cynnwys mewn hysbysiad gyda mesurau priodol eraill.

Mesurau ychwanegol sy'n gymwys mewn perthynas ag unedau cynhyrchu cnwd dan orchudd

11. Pan fo'n bosibl amnewid yr holl gyfrwng tyfu mewn uned gynhyrchu cnwd dan orchudd halogedig, ni chaiff unrhyw berson blannu yn yr uned unrhyw gloron, planhigion tatws na gwir hadau tatws, planhigion tomatos na hadau tomatos na phlanhigion eraill sy'n cynnal Pydredd coch tatws heb awdurdodiad ysgrifenedig arolygydd.

12. Ni chaiff arolygydd roi awdurdodiad o dan baragraff 11 oni bai—

- (a) y cydymffurfiwyd â'r holl fesurau i ddileu Pydredd coch tatws a bennir mewn hysbysiad mewn perthynas â'r man cynhyrchu lle y mae'r uned wedi ei lleoli;
- (b) bod y cyfrwng tyfu yn yr uned wedi ei newid yn llwyr; ac
- (c) bod yr uned a'r holl gyfarpar a ddefnyddir yn yr uned wedi eu glanhau a'u diheintio i ddileu Pydredd coch tatws a symud ymaith yr holl ddeunydd planhigion cynhaliol.

13. Caiff awdurdodiad o dan baragraff 11—

- (a) mewn perthynas â chynhyrchu tatws, bennu mai dim ond tatws hadyd ardystiedig neu gloron bychain neu ficro-blanhigion sy'n deillio o ffynonellau a brofwyd yn swyddogol y caniateir eu defnyddio yn y broses gynhyrchu;
- (b) mewn perthynas â chynhyrchu tomatos, bennu mai dim ond hadau sy'n bodloni gofynion Cyfarwyddeb 2000/29/EC neu, os cânt eu lluosogi yn llystyfol, blanhigion tomatos a gynhyrchwyd o hadau sy'n bodloni gofynion Cyfarwyddeb 2000/29/EC ac a dyfir o dan reolaeth swyddogol y caniateir eu defnyddio yn y broses gynhyrchu;
- (c) gwahardd unrhyw raglen ddyfrhau neu chwistrellu yn y man cynhyrchu;
- (d) pennu sut y mae'n rhaid cynnal unrhyw raglen ddyfrhau neu chwistrellu yn y man cynhyrchu at ddiben atal Pydredd coch tatws rhag lledaenu.

RHAN B

Darnodi parthau rheoli Pydredd coch tatws

14. Mae'r Rhan hon yn gymwys pan fo arolygydd wedi darnodi parth mewn perthynas ag achos o gadarnhau bod Pydredd coch tatws wedi ei ganfod o dan erthygl 39(4).

15. Caiff Gweinidogion Cymru bennu, drwy hysbysiad—

- (a) am ba mor hir y mae'r parth i barhau i fod wedi ei ddarnodi;
- (b) y mesurau sy'n gymwys yn y parth sydd wedi ei ddarnodi.

16. Mewn perthynas â hysbysiad o dan baragraff 15—

- (a) rhaid iddo fod yn ysgrifenedig;
- (b) rhaid iddo ddisgrifio hyd a lled y parth sydd wedi ei ddarnodi;
- (c) rhaid iddo bennu, mewn perthynas â phob mesur, pa un a yw'n gymwys yn gyffredinol neu i gynhofa dŵr wyneb yn y parth sydd wedi ei ddarnodi;
- (d) rhaid iddo bennu'r dyddiad y mae pob mesur yn cael effaith;
- (e) rhaid iddo gael ei gyhoeddi mewn dull sy'n briodol i'w ddwyn i sylw'r cyhoedd; ac
- (f) caniateir ei ddiwygio, ei atal dros dro neu ei ddirymu, yn gyfan gwbl neu'n rhannol, drwy hysbysiad pellach.

17. Rhaid trin unrhyw fangre sy'n rhannol o fewn parth sydd wedi ei ddarnodi ac yn rhannol y tu allan i barth sydd wedi ei ddarnodi fel pe bai o fewn y parth hwnnw at ddibenion yr Atodlen hon, ac eithrio pan na fo'r rhan sydd y tu allan i'r parth sydd wedi ei ddarnodi yng Nghymru.

18. Mae hysbysiad a gyhoeddir yn unol â pharagraff 16 i'w drin fel pe bai wedi ei gyflwyno i—

- (a) unrhyw feddiannydd neu berson arall sydd â gofal am unrhyw fangre o fewn y parth sydd wedi ei ddarnodi;
- (b) unrhyw berson—
 - (i) sydd â hawl i ddefnyddio unrhyw ddŵr wyneb halogedig;
 - (ii) sydd ag unrhyw ddŵr wyneb halogedig mewn mangre o fewn y parth sydd wedi ei ddarnodi y mae'r person yn ei meddiannu neu â gofal amdani; ac
- (c) unrhyw berson sy'n gweithredu peiriannau neu'n cyflawni unrhyw weithgarwch arall mewn perthynas â chynhyrchu tatws neu domatos o fewn y parth sydd wedi ei ddarnodi.

19. Caiff Gweinidogion Cymru bennu mewn hysbysiad o dan baragraff 15—

- (a) bod rhaid glanhau a, phan fo'n briodol, ddiheintio unrhyw beiriannau neu storffeydd mewn mangre o fewn y parth sydd wedi ei ddarnodi a ddefnyddir i dyfu, i storio neu i drafod cloron tatws neu domatos o fewn y parth, neu unrhyw fangre o fewn y parth y gweithredir peiriannau o dan gontract ar gyfer cynhyrchu tatws neu domatos ohoni, er mwyn sicrhau nad oes unrhyw risg adnabyddadwy bod Pydredd coch tatws yn goroesi neu'n lledaenu;
- (b) yn achos cnydau tatws, mai dim ond tatws hadyd ardystiedig neu datws hadyd a dyfir o dan reolaeth swyddogol y caniateir eu plannu;
- (c) bod rhaid trafod tatws a fwriedir ar gyfer eu plannu ar wahân i'r holl datws eraill mewn mangre o fewn y parth neu fod rhaid gweithredu system lanhau a, phan fo'n briodol, ddiheintio rhwng trafod tatws hadyd a thatws bwyta;
- (d) yn achos cnydau tomatos, mai dim ond planhigion tomatos a dyfir o hadau sy'n bodloni gofynion Cyfarwyddeb 2000/29/EC neu, os cânt eu lluosogi yn llystyfol, blanhigion tomatos a gynhyrchir o hadau o'r fath ac a dyfir o dan reolaeth swyddogol y caniateir eu plannu;
- (e) ni chaniateir defnyddio dŵr wyneb halogedig ar gyfer dyfrhau na chwistrellu deunydd planhigion penodedig a, phan fo'n berthnasol, blanhigion eraill sy'n cynnal Pydredd coch tatws, heb awdurdodiad ysgrifenedig ymlaen llaw gan arolygydd;
- (f) os yw gollyngiadau gwastraff hylifol wedi eu halogi, rhaid gwaredu unrhyw wastraff o fangre brosesu neu becynnu diwydiannol yn y parth sy'n trafod deunydd planhigion penodedig o dan oruchwyliaeth arolygydd.

20. Ni chaiff Gweinidogion Cymru ond pennu—

- (a) y mesurau y cyfeirir atynt ym mharagraff 19(a) i (d) pan fo'r parth wedi ei ddarnodi at ddibenion Erthygl 5(1)(a)(iv) o Gyfarwyddeb 98/57/EC;
- (b) y mesurau y cyfeirir atynt ym mharagraff 19(e) ac (f) pan fo'r parth wedi ei ddarnodi at ddibenion Erthygl 5(1)(c)(iii) o Gyfarwyddeb 98/57/EC.

ATODLEN 17 Erthygl 42(3)

Gofynion hysbysu

Organeddau byw byd yr anifeiliaid

1. *Ditylenchus destructor* Thorne – Llynghyren cloron tatws.
2. *Ditylenchus dipsaci* (Kühn) Filipjev – Llynghyren coesynnau.
3. *Globodera rostochiensis* (Wollenweber) Behrens a *Globodera pallida* (Stone) Behrens – Llyngyr tatws.

Bacteria

4. *Clavibacter michiganensis* isrywogaethau *insidiosum* (McCulloch) Davis *et al.* (syn. *Corynebacterium insidiosum* (McCulloch) Jensen) – Clefyd gwywo bacterol Maglys rhuddlas.
5. *Clavibacter michiganensis* isrywogaethau *michiganensis* (Smith) Davis *et al.* (syn. *Corynebacterium michiganse* (Smith) Jensen pv. *michiganse* Dye a Kemp) – Cancr bacterol tomatos.
6. *Erwinia amylovora* (Burr.) Winslow *et al.*, sy'n achosi Malltod tân Roseaceae, mewn ardaloedd a ddynodir yn glustogfeydd sy'n rhydd rhag malltod tân.

7. *Erwinia chrysanthemi* pv. *dianthicola* (Hellmers) Dickey – Clefyd gwywo araf penigan.

8. *Xanthomonas campestris* pv. *vesicatoria* (Diodge) Dye – Brychni bacterol tomatos.

Cyptogramau

9. *Didymella ligulicola* (Baker, Dimock a Davis) V. Arx. (syn. *Mycosphaerella ligulicola* Baker *et al.*) – Malltod ffarwelau haf.

10. *Phialophora cinerescens* (Wollenweber) Van Beyma – Clefyd gwywo penigan.

11. *Puccinia horiana* P. Henn. – Rhwd gwyn ffarwelau haf.

12. *Verticillium albo-atrum* Reinke a Berth – Clefyd gwywo Verticillium.

13. *Verticillium dahliae* Klebahn – Clefyd gwywo Verticillium hopys.

Firysau a phathogenau sy'n debyg i firysau

14. Firws amryliw Arabis.

15. Firoid arafu twf ffarwelau haf.

16. Firws brech eirin.

17. Firws crwn mafon.

18. Firws crych mefus.

19. Firws crwn cudd mefus.

20. Firws minfelyn ysgafn mefus.

21. Firws crwn du tomatos.

22. Firws gwywo brith tomatos.

ATODLEN 18 Erthygl 49(1)

Dirymu Gorchmynion

| <i>Gorchymyn</i> | <i>Cyfeirnod</i> |
|--|--------------------------|
| Gorchymyn Iechyd Planhigion (<i>Phytophthora ramorum</i>) (Cymru) 2006 | O.S. 2006/1344 (Cy. 134) |
| Gorchymyn Iechyd Planhigion (<i>Phytophthora ramorum</i>) (Cymru) (Diwygio) 2007 | O.S. 2007/2715 (Cy. 228) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2007 | O.S. 2007/2716 (Cy. 229) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) (Rhif 2) 2007 | O.S. 2007/3305 (Cy. 292) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2008 | O.S. 2008/2781 (Cy. 248) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) (Rhif 2) 2008 | O.S. 2008/2913 (Cy. 257) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2009 | O.S. 2009/1376 (Cy. 137) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2010 | O.S. 2010/1795 (Cy.171) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) (Rhif 2) 2010 | O.S. 2010/2976 (Cy. 247) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2012 | O.S. 2012/3143 (Cy. 315) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2013 | O.S. 2013/888 (Cy. 100) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) (Rhif 2) 2013 | O.S. 2013/2939 (Cy. 287) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2014 | O.S. 2014/521 (Cy. 62) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) (Rhif 2) 2014 | O.S. 2014/1186 (Cy. 115) |
| Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) (Rhif 3) 2014 | O.S. 2014/2368 (Cy. 231) |

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SCHEDULE 1

Articles 5(1), 12(1)
18(1), 20(1),
24(4), 29(8), 32(7)
33(8), 42(3), 43(3) and 44(4)

Plant pests which may not be introduced into or spread within Wales

PART A

Plant pests not known to occur in any part of the European Union

Insects, mites and nematodes

1. *Acleris* spp. (non-European)
2. *Agrilus anxius* Gory
3. *Agrilus planipennis* Fairmaire
4. *Amauromyza maculosa* (Malloch)
5. *Anomala orientalis* Waterhouse
6. *Anoplophora chinensis* (Forster)
7. *Anoplophora glabripennis* (Motschulsky)
8. *Anthonomus eugenii* Cano
9. *Arrhenodes minutus* Drury
10. *Bactericera cockerelli* (Sulc.)
11. *Bemisia tabaci* Genn. (non-European populations), vector of viruses such as: Bean golden mosaic virus, Cowpea mild mottle virus, Lettuce infectious yellow virus, Pepper mild tigré virus, Squash leaf curl virus, Euphorbia mosaic virus or Florida tomato virus
12. Cicadellidae (non-European) known to be vectors of Pierce's disease (caused by *Xylella fastidiosa*), such as: *Carneocephala fulgida* Nottingham, *Draeculacephala minerva* Ball or *Graphocephala atropunctata* (Signoret)
13. *Choristoneura* spp. (non-European)
14. *Conotrachelus nenuphar* (Herbst)
15. *Dendrolimus sibiricus* Tschetverikov
16. *Diabrotica barberi* Smith and Lawrence
17. *Diabrotica undecimpunctata howardi* Barber
18. *Diabrotica undecimpunctata undecimpunctata* Mannerheim
19. *Diabrotica virgifera zea* Krysan & Smith
20. *Diaphorina citri* Kuway
21. *Epitrix cucumeris* (Harris), *Epitrix papa*. sp.n, *Epitrix subcrinita* (Lec.) or *Epitrix tuberis* (Gentner)
22. *Heliothis zea* (Boddie)

23. *Hirschmanniella* spp., other than *Hirschmanniella gracilis* (de Man) Luc and Goodey
24. *Keiferia lycopersicella* (Walsingham)
25. *Liriomyza sativae* Blanchard
26. *Longidorus diadecturus* Eveleigh and Allen
27. *Monochamus* spp. (non-European)
28. *Myndus crudus* Van Duzee
29. *Nacobbus aberrans* (Thorne) Thorne and Allen
30. *Naupactus leucoloma* Boheman
31. *Premnotrypes* spp. (non-European)
32. *Pseudopityophthorus minutissimus* (Zimmermann)
33. *Pseudopityophthorus pruinosus* (Eichhoff)
34. *Rhynchophorus ferrugineus* (Olivier)
35. *Rhynchophorus palmarum* (L.)
36. *Saperda candida* Fabricius
37. *Scaphoideus luteolus* Van Duzee
38. *Spodoptera eridania* (Cramer)
39. *Spodoptera frugiperda* (J.E. Smith)
40. *Spodoptera litura* (Fabricius)
41. *Thrips palmi* Karny
42. Tephritidae (non-European) such as: *Anastrepha fraterculus* (Wiedemann), *Anastrepha ludens* (Loew), *Anastrepha obliqua* Macquart, *Anastrepha suspensa* (Loew), *Dacus ciliatus* Loew, *Dacus curcurbitae* Coquillet, *Dacus dorsalis* Hendel, *Dacus tryoni* (Froggatt), *Dacus tsuneonis* Miyake, *Dacus zonatus* Saund., *Epochra canadensis* (Loew), *Pardalaspis cyanescens* Bezzi, *Pardalaspis quinaria* Bezzi, *Pterandrus rosa* (Karsch), *Rhacochlaena japonica* Ito, *Rhagoletis cingulata* (Loew), *Rhagoletis completa* Cresson, *Rhagoletis fausta* (Osten-Sacken), *Rhagoletis indifferens* Curran, *Rhagoletis mendax* Curran, *Rhagoletis pomonella* Walsh, *Rhagoletis ribicola* Doane or *Rhagoletis suavis* (Loew)
43. *Thaumatotibia leucotreta* (Meyrick)
44. *Xiphinema americanum* Cobb *sensu lato* (non-European populations)
45. *Xiphinema californicum* Lamberti and Blevé-Zacheo

Bacteria

1. *Candidatus Liberibacter* spp., a causal agent of Huanglongbing disease of citrus/citrus greening
2. *Pseudomonas syringae* pv. *actinidiae* Takikawa, Serizawa, Ichikawa, Tsuyumu & Goto
3. *Xanthomonas citri* pv. *aurantifolii*
4. *Xanthomonas citri* pv. *citri*

Fungi

1. *Ceratocystis fagacearum* (Bretz) Hunt

2. *Chrysomyxa arctostaphyli* Dietel
3. *Cronartium* spp. (non-European)
4. *Endocronartium* spp. (non-European)
5. *Gibberella circinata* Nirenberg & O'Donnell
6. *Guignardia laricina* (Saw.) Yamamoto et Ito
7. *Gymnosporangium* spp. (non-European)
8. *Inonotus weirii* (Murril) Kotlaba and Pouzar
9. *Melampsora farlowii* (Arthur) Davis
10. *Mycosphaerella larici-leptolepsis* Ito et al.
11. *Mycosphaerella populorum* G.E. Thompson
12. *Phoma andina* Turkensteen
13. *Phyllosticta citricarpa* (McAlpine) Van der Aa
14. *Phyllosticta solitaria* Ellis & Everhart.
15. *Phytophthora ramorum* Werres, De Cock & Man in't Veld sp. nov.
16. *Septoria lycopersici* Speg. var *malagutii* Ciccarone and Boerema
17. *Thecaphora solani* Barrus
18. *Tilletia indica* Mitra
19. *Trechispora brinkmannii* (Bresad.) Rogers

Viruses and virus-like organisms

1. Potato viruses or virus-like organisms such as: Andean potato latent virus, Andean potato mottle virus, Arracacha virus B oca strain, Potato black ringspot virus, Potato virus T or non-European isolates of potato viruses A, M, S, V, X and Y (including Yo, Yn and Yc) and Potato leafroll virus

2. Tobacco ringspot virus

3. Tomato ringspot virus

4. Viruses or virus-like organisms of *Cydonia* Mill., *Fragaria* L., *Malus* Mill., *Prunus* L., *Pyrus* L., *Ribes* L., *Rubus* L. or *Vitis* L., such as: Blueberry leaf mottle virus, Cherry rasp leaf virus (American), Peach mosaic virus (American), Peach phony rickettsia, Peach rosette mosaic virus, Peach rosette mycoplasma, Peach X-disease mycoplasma, Peach yellows mycoplasma, Plum line pattern virus (American), Raspberry leaf curl virus (American), Strawberry latent "C" virus, Strawberry vein banding virus, Strawberry witches' broom mycoplasma or non-European viruses or virus-like organisms of *Cydonia* Mill., *Fragaria* L., *Malus* Mill., *Prunus* L., *Pyrus* L., *Ribes* L., *Rubus* L. or *Vitis* L.

5. Viruses transmitted by *Bemisia tabaci* Genn., such as: Bean golden mosaic virus, Cowpea mild mottle virus, Lettuce infectious yellow virus, Pepper mild tigré virus, Squash leaf curl virus, Euphorbia mosaic virus or Florida tomato virus

Parasitic plants

1. *Arceuthobium* spp. (non-European)

Molluscs

1. *Pomacea* Perry

PART B

Plant pests known to occur in the European Union

Insects, mites and nematodes

1. *Bemisia tabaci* Genn. (European populations)
2. *Bursaphelenchus xylophilus* (Steiner & Bühner) Nickle *et al.*
3. *Dryocosmus kuriphilus* Yasumatsu
4. *Globodera pallida* (Stone) Behrens
5. *Globodera rostochiensis* (Wollenweber) Behrens
6. *Leptinotarsa decemlineata* Say
7. *Meloidogyne chitwoodi* Golden *et al.* (all populations)
8. *Meloidogyne fallax* Karssen
9. *Opogona sacchari* (Bojer)
10. *Popillia japonica* Newman
11. *Rhizoecus hibisci* Kawai and Takagi
12. *Spodoptera littoralis* (Boisduval)
13. *Thaumetopoea processionea* L
14. *Trioza erythrae* Del Guercio

Bacteria

1. *Clavibacter michiganensis* (Smith) Davis *et al.* ssp. *sepedonicus* (Spieckermann and Kotthoff) Davis *et al.*
2. *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*
3. *Xylella fastidiosa* (Wells *et al.*)

Fungi

1. *Chalara fraxinea* T. Kowalski, including its teleomorph *Hymenoscyphus pseudoalbidus*
2. *Melampsora medusae* Thümen
3. *Synchytrium endobioticum* (Schilbersky) Percival

Viruses and virus-like organisms

1. Apple proliferation mycoplasm
2. Apricot chlorotic leaf roll mycoplasma
3. *Candidatus* Phytoplasma ulmi

4. Pear decline mycoplasma

SCHEDULE 2 Articles 5(1), 12(1), 18(1),
20(1), 24(4), 29(8), 32(7),
33(8), 42(3), 43(3) and 44(4)

Relevant material which may not be introduced into or moved within Wales if
that material is carrying or infected with plant pests

PART A

Plant pests not known to occur in the European Union

Insects, mites and nematodes

| (1) <i>Item</i> | (2) <i>Description of relevant material</i> | (3) <i>Plant pest</i> |
|--------------------|---|---|
| 1. | Plants, other than seeds, of <i>Fuchsia</i> L., intended for planting | <i>Aculops fuchsiae</i> Keifer |
| 2. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Aleurocanthus</i> spp. |
| 3. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting | <i>Anthonomus bisignifer</i> (Schenkling) |
| 4. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting | <i>Anthonomus signatus</i> (Say) |
| 5. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Aonidiella citrina</i> Coquillett |
| 6. | Seeds of <i>Oryza</i> spp. | <i>Aphelenchoides besseyi</i> Christie |
| 7. | Plants, other than fruit or seeds, of <i>Juniperus</i> L., originating in any country outside Europe | <i>Aschistonyx eppoi</i> Inouye |
| 8. | Plants, other than seeds, of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. or <i>Pyrus</i> L., originating in any country outside Europe | <i>Carposina niponensis</i> Walsingham |
| 9. | Plants, other than seeds, of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. or <i>Rosa</i> L., originating in any country outside Europe | <i>Enarmonia packardi</i> (Zeller) |
| 10. | Plants, other than seeds, of <i>Crataegus</i> L., <i>Malus</i> Mill., <i>Photinia</i> LdL., <i>Prunus</i> L. or <i>Rosa</i> L., or fruit of <i>Malus</i> Mill. or <i>Prunus</i> L., originating in any country outside Europe | <i>Enarmonia prunivora</i> Walsh |
| 11. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Eotetranychus lewisi</i> (McGregor) |
| 12. | Plants, other than seeds, of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. or <i>Pyrus</i> L., originating in any country outside Europe | <i>Grapholita inopinata</i> Heinrich |
| 13. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Hishomonus phycitis</i> (Distant) |
| 14. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Leucaspis japonica</i> Ckll. |

| | | |
|-----|--|--|
| 15. | Seeds of Cruciferae, Gramineae or <i>Trifolium</i> spp., originating in Argentina, Australia, Bolivia, Chile, New Zealand or Uruguay | <i>Listronotus bonariensis</i> (Kuschel) |
| 16. | Plants, other than fruit or seeds, of <i>Vitis</i> L. | <i>Margarodes</i> , non-European species, such as: (a) <i>Margarodes vitis</i> (Philippi) (b) <i>Margarodes vredendalensis</i> de Klerk (c) <i>Margarodes prieskaensis</i> Jakubski |
| 17. | Plants, other than seeds, of <i>Pyrus</i> L., originating in any country outside Europe | <i>Numonia pyrivorella</i> (Matsumura) |
| 18. | Plants, other than fruit or seeds, of <i>Juniperus</i> L., originating in any country outside Europe | <i>Oligonychus perditus</i> Pritchard and Baker |
| 19. | Plants, other than fruit or seeds, of conifers (Coniferales), originating in any country outside Europe | <i>Pissodes</i> spp. (non-European) |
| 20. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf.; or plants of Araceae, Marantaceae, Musaceae, <i>Persea</i> spp. or Strelitziaceae, in any case rooted or with growing medium attached or which appear to have been in contact with growing medium | <i>Radopholus citrophilus</i> Huettel Dickson and Kaplan |
| 21. | Plants, other than seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Scirtothrips aurantii</i> Faure |
| 22. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Scirtothrips dorsalis</i> Hood |
| 23. | Plants, other than seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Scirtothrips citri</i> (Moultx) |
| 24. | Tubers of <i>Solanum tuberosum</i> L. | <i>Scrobipalopsis solanivora</i> Povolny |
| 25. | Plants, other than seeds, of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. or <i>Pyrus</i> L., originating in any country outside Europe | <i>Tachypterellus quadrigibbus</i> Say |
| 26. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Toxoptera citricida</i> (Kirk.) |
| 27. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Unaspis citri</i> Comstock |

| Bacteria | | |
|-----------------|---|--|
| (1) Item | (2) Description of relevant material | (3) Plant pest |
| 1. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Citrus variegated chlorosis |
| 2. | Seeds of <i>Zea mays</i> L. | <i>Erwinia stewartii</i> (Smith) Dye |
| 3. | Seeds of <i>Oryza</i> spp. | <i>Xanthomonas campestris</i> pv. <i>oryzae</i> (Ishiyama) Dye and pv. <i>oryzicola</i> (Fang. et al.) Dye |

| Fungi | | |
|--------------------|--|---|
| (1) <i>Item</i> | (2) <i>Description of relevant material</i> | (3) <i>Plant pest</i> |
| 1. | Plants, other than seeds, of <i>Cydonia</i> Mill., <i>Malus</i> Mill. or <i>Pyrus</i> L., intended for planting, originating in any country outside Europe | <i>Alternaria alternata</i> (Fr.) Keissler (non-European pathogenic isolates) |
| 2. | Plants, other than seeds, of <i>Corylus</i> L., intended for planting, originating in Canada or the USA | <i>Anisogramma anomala</i> (Peck) E. Müller |
| 3. | Plants, other than seeds, of <i>Prunus</i> L., intended for planting | <i>Apiosporina morbosa</i> (Schwein.) v. Arx |
| 4. | Plants, other than fruit or seeds, of <i>Pinus</i> L., intended for planting | <i>Atropellis</i> spp. |
| 5. | Plants, other than fruit or seeds, of <i>Acer saccharum</i> Marsh., originating in Canada or the USA | <i>Ceratocystis virescens</i> (Davidson) Moreau |
| 6. | Plants, other than fruit or seeds, of <i>Pinus</i> L. | <i>Cercoseptoria pini-densiflorae</i> (Hori and Nambu) Deighton |
| 7. | Plants, other than seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Cercospora angolensis</i> Carv. and Mendes |
| 8. | Plants, other than seeds, of <i>Vaccinium</i> spp., intended for planting | <i>Diaporthe vaccinii</i> Shaer |
| 9. | Plants, other than fruit or seeds, of <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf.; or plants, other than fruit or seeds (except fruit of <i>Citrus reticulata</i> Blanco and <i>Citrus sinensis</i> (L.) Osbeck) of <i>Citrus</i> L., in any case, originating in any country in South America | <i>Elsinoe</i> spp. Bitanc. and Jenk. Mendes |
| 10. | Plants, other than fruit or seeds, of <i>Phoenix</i> spp. | <i>Fusarium oxysporum</i> f. sp. <i>albedinis</i> (Kilian and Maire) Gordon |
| 11. | Plants, other than seeds, of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. or <i>Pyrus</i> L., originating in any country outside Europe | <i>Guignardia piricola</i> (Nosa) Yamamoto |
| 12. | Plants, other than fruit or seeds, of Solanaceae | <i>Puccinia pittieriana</i> Hennings |
| 13. | Plants, other than fruit or seeds, of <i>Pinus</i> L. | <i>Scirrhia acicola</i> (Dearn.) Siggers |
| 14. | Plants, other than seeds, of <i>Ulmus</i> L. or <i>Zelkova</i> L., intended for planting | <i>Stegophora ulmea</i> (Schweintz: Fries) Sydow & Sydow |
| 15. | Plants, other than seeds, of <i>Pyrus</i> L., intended for planting, originating in any country outside Europe | <i>Venturia nashicola</i> Tanaka and Yamamoto |

| Viruses and virus-like organisms | | |
|---|--|--------------------------|
| (1) <i>Item</i> | (2) <i>Description of relevant material</i> | (3) <i>Plant pest</i> |
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| 1. | Plants, other than seeds, of <i>Beta vulgaris</i> L., intended for planting | Beet curly top virus (non-European isolates) |
| 2. | Plants of <i>Rubus</i> L., intended for planting | Black raspberry latent virus |
| 3. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Blight or blight-like |
| 4. | Plants, other than seeds, of Palmae, intended for planting, originating in any country outside Europe | Cadang-Cadang viroid |
| 5. | Plants of <i>Rubus</i> L., intended for planting | Cherry leaf-roll virus |
| 6. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul. or <i>Solanum lycopersicum</i> L., intended for planting | Chrysanthemum stem necrosis virus |
| 7. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Citrus mosaic virus |
| 8. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Citrus tristeza virus (non-European isolates) |
| 9. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Leprosis |
| 10. | Plants, other than seeds, of <i>Prunus cerasus</i> L., <i>Prunus avium</i> L., <i>Prunus incisa</i> Thunb., <i>Prunus sargentii</i> Rehd., <i>Prunus serrula</i> Franch., <i>Prunus serrulata</i> Lindl., <i>Prunus speciosa</i> (Koidz.) Ingram, <i>Prunus subhirtella</i> Miq. or <i>Prunus yedoensis</i> Matsum., or their cultivars, intended for planting | Little cherry pathogen (non-European isolates) |
| 11. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Naturally spreading psorosis |
| 12. | Plants, other than seeds, of Palmae, intended for planting, originating in any country outside Europe | Palm lethal yellowing mycoplasma |
| 13. | Plants of <i>Rubus</i> L., intended for planting | Prunus necrotic ringspot virus |
| 14. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Satsuma dwarf virus |
| 15. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Tatter leaf virus |
| 16. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Witches' broom (MLO) |

PART B

Plant pests known to occur in the European Union

Insects, mites and nematodes

| (1) Item | (2) Description of relevant material | (3) Plant pest |
|-------------|--|--|
| 1. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting | <i>Aphelenchoides besseyi</i> Christie |
| 2. | Plants, other than fruit or seeds, of <i>Vitis</i> L. | <i>Daktulosphaira vitifoliae</i> (Fitch) |
| 3. | Flowers, bulbs or corms of <i>Crocus</i> L., miniature cultivars of the genus <i>Gladiolus</i> | <i>Ditylenchus destructor</i> Thorne |

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| | Tourn. ex. L. including <i>Gladiolus callianthus</i> Marais, <i>Gladiolus colvillei</i> Sweet, <i>Gladiolus nanus</i> hort., <i>Gladiolus ramosus</i> hort., <i>Gladiolus tubergenii</i> hort., <i>Hyacinthus</i> L., <i>Iris</i> L., <i>Trigridia</i> Juss. or <i>Tulipa</i> L., intended for planting, or potato tubers (<i>Solanum tuberosum</i> L.), intended for planting | |
| 4. | Seeds or bulbs of <i>Allium ascalonicum</i> L., <i>Allium cepa</i> L. or <i>Allium schoenoprasum</i> L., intended for planting; plants of <i>Allium porrum</i> L., intended for planting; bulbs or corms of <i>Camassia</i> Lindl., <i>Chionodoxa</i> Boiss., <i>Crocus flavus</i> Weston “Golden Yellow”, <i>Galanthus</i> L., <i>Galtonia candicans</i> (Baker) Decne, <i>Hyacinthus</i> L., <i>Ismene</i> Herbert, <i>Muscari</i> Miller, <i>Narcissus</i> L., <i>Ornithogalum</i> L., <i>Puschkinia</i> Adams, <i>Scilla</i> L. or <i>Tulipa</i> L., intended for planting; or seeds of <i>Medicago sativa</i> L. | <i>Ditylenchus dipsaci</i> (Kühn) Filipjev |
| 5. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Circulifer haematoceps</i> (Mulsant and Rey) |
| 6. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Circulifer tenellus</i> (Baker) |
| 7. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Eutetranychus orientalis</i> Klein |
| 8. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L., <i>Pelargonium</i> L’Hérit ex Ait. or the family Solanaceae, intended for planting | <i>Helicoverpa armigera</i> (Hübner) |
| 9. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Parasaissetia nigra</i> (Nietner) |
| 10. | Plants of <i>Palmae</i> , intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following genera: <i>Brahea</i> Mart., <i>Butia</i> Becc., <i>Chamaerops</i> L., <i>Jubaea</i> Kunth., <i>Livistona</i> R. Br., <i>Phoenix</i> L., <i>Sabal</i> Adans., <i>Syagrus</i> Mart., <i>Trachycarpus</i> H. Wendl., <i>Trithrinax</i> Mart. or <i>Washingtonia</i> Raf. | <i>Paysandisia archon</i> (Burmeister) |
| 11. | Plants of Araceae, Marantaceae, Musaceae, <i>Persea</i> spp., or Strelitziaceae, rooted or with growing medium attached or which appear to have been in contact with growing medium | <i>Radopholus similis</i> (Cobb) Thorne |
| 12. | Plants of <i>Palmae</i> , intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following taxa: <i>Areca catechu</i> L., <i>Arenga pinnata</i> (Wurmb) Merr., <i>Bismarckia</i> Hildebr. & H. Wendle., <i>Borassus flabellifer</i> L., <i>Brahea armata</i> S. Watson, <i>Brahea edulis</i> H. Wendl., <i>Butia capitata</i> (Mart.) Becc., <i>Calamus merrillii</i> Becc., <i>Caryota maxima</i> Blume, <i>Caryota cumingii</i> Lodd. Ex Mart., <i>Chamaerops humilis</i> L., | <i>Rhynchophorus ferrugineus</i> (Olivier) |

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| | <i>Cocos nucifera</i> L., <i>Copernicia</i> Mart., <i>Corypha utan</i> Lam., <i>Elaeis guineensis</i> Jacq., <i>Howea forsteriana</i> Becc., <i>Jubaea chilensis</i> (Molina) Baill., <i>Livistona australis</i> C. Martius, <i>Livistona decora</i> (W. Bull) Dowe, <i>Livistona rotundifolia</i> (Lam.) Mart., <i>Metroxylon sagu</i> Rottb., <i>Phoenix canariensis</i> Chabaud, <i>Phoenix dactylifera</i> L., <i>Phoenix reclinata</i> Jacq., <i>Phoenix roebelenii</i> O'Brien, <i>Phoenix sylvestris</i> (L.) Roxb., <i>Phoenix theophrasti</i> Greuter, <i>Pritchardia</i> Seem. & H. Wendl., <i>Ravenea rivularis</i> Jum. & H. Perrier, <i>Roystonea regia</i> (Kunth) O.F. Cook, <i>Sabal palmetto</i> (Walter) Lodd. ex Schult. & Schult. f., <i>Syagrus roman-zoffiana</i> (Cham.) Glassman, <i>Trachycarpus fortunei</i> (Hook.) H. Wendl. or <i>Washingtonia</i> Raf. | |
| 13. | Plants, other than fruit or seeds, of <i>Pinus</i> L., intended for planting | <i>Thaumetopoea pityocampa</i> Denis & Schiffermüller |
| 14. | Cut flowers or leafy vegetables of <i>Apium graveolens</i> L. or plants of herbaceous species, intended for planting, other than: —bulbs, —corms, —plants of the family Gramineae, —rhizomes, or —seeds | <i>Liriomyza huidobrensis</i> (Blanchard) |
| 15. | Cut flowers or leafy vegetables of <i>Apium graveolens</i> L. or plants of herbaceous species, intended for planting, other than: —bulbs, —corms, —plants of the family Gramineae, —rhizomes, or —seeds | <i>Liriomyza trifolii</i> (Burgess) |

| Bacteria | | |
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| (1) <i>Item</i> | (2) <i>Description of relevant material</i> | (3) <i>Plant pest</i> |
| 1. | Seeds of <i>Medicago sativa</i> L. | <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> (McCulloch) Davis <i>et al.</i> |
| 2. | Plants of <i>Solanum lycopersicum</i> L., intended for planting | <i>Clavibacter michiganensis</i> ssp. <i>michiganensis</i> (Smith) Davis <i>et al.</i> |
| 3. | Plants, other than seeds, of <i>Amelanchier</i> Med., <i>Chaenomeles</i> Lindl., <i>Cotoneaster</i> Ehrh., <i>Crataegus</i> L., <i>Cydonia</i> Mill., <i>Eriobotrya</i> Lindl., <i>Malus</i> Mill., <i>Mespilus</i> L., <i>Photinia davidiana</i> (Dcne.) Cardot, <i>Pyracantha</i> Roem., <i>Pyrus</i> L. or <i>Sorbus</i> L., intended for planting | <i>Erwinia amylovora</i> (Burr.) Winsl. <i>et al.</i> |
| 4. | Plants, other than seeds, of <i>Dianthus</i> L., intended for planting | <i>Erwinia chrysanthemi</i> pv. <i>dianthicola</i> (Hellmers) Dickey |

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| 5. | Plants, other than seeds, of <i>Dianthus</i> L., intended for planting | <i>Pseudomonas caryophylli</i> (Burkholder) Starr and Burkholder |
| 6. | Plants, other than seeds, of <i>Prunus persica</i> (L.) Batsch or <i>Prunus persica</i> var. <i>nectarina</i> (Ait.) Maxim, intended for planting | <i>Pseudomonas syringae</i> pv. <i>persicae</i> (Prunier et al.) Young et al. |
| 7. | Seeds of <i>Phaseolus</i> L. | <i>Xanthomonas campestris</i> pv. <i>phaseoli</i> (Smith) Dye |
| 8. | Plants, other than seeds, of <i>Prunus</i> L., intended for planting | <i>Xanthomonas arboricola</i> pv. <i>pruni</i> (Smith) Vauterin et al. |
| 9. | Plants of <i>Solanum lycopersicum</i> L. or <i>Capsicum</i> spp., intended for planting | <i>Xanthomonas campestris</i> pv. <i>vesticatoria</i> (Doidge) Dye |
| 10. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting | <i>Xanthomonas fragariae</i> Kennedy and King |
| 11. | Plants, other than fruit or seeds, of <i>Vitis</i> L. | <i>Xylophilus ampelinus</i> (Panagopoulos) Willems et al. |

| Fungi | | |
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| (1) Item | (2) Description of relevant material | (3) Plant pest |
| 1. | Plants, other than seeds, of <i>Platanus</i> L., intended for planting | <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. & T.C. Harr. |
| 2. | Plants of <i>Fraxinus</i> L., intended for planting | <i>Chalara fraxinea</i> T. Kowalski, including its teleomorph <i>Hymenoscyphus pseudoalbidus</i> |
| 3. | Plants of <i>Castanea</i> Mill., intended for planting, or plants, other than seeds, of <i>Quercus</i> L., intended for planting | <i>Cryphonectria parasitica</i> (Murrill) Barr |
| 4. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., intended for planting | <i>Didymella ligulicola</i> (Baker, Dimock and Davis) v. Arx |
| 5. | Plants, other than seeds, of <i>Dianthus</i> L., intended for planting | <i>Phialophora cinerescens</i> (Wollenweber) van Beyma |
| 6. | Plants, other than seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Phoma tracheiphila</i> (Petri) Kanchaveli and Gikashvili |
| 7. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting | <i>Phytophthora fragariae</i> Hickman var. <i>Fragariae</i> |
| 8. | Seeds of <i>Helianthus annuus</i> L. | <i>Plasmopara halstedii</i> (Farlow) Berl. and de Toni |
| 9. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., intended for planting | <i>Puccinia horiana</i> Hennings |
| 10. | Plants, other than seeds, of <i>Pinus</i> L., intended for planting | <i>Scirrhia pini</i> Funk and Parker |
| 11. | Plants, other than seeds, of <i>Humulus lupulus</i> L., intended for planting | <i>Verticillium albo-atrum</i> Reinke and Berthold |
| 12. | Plants, other than seeds, of <i>Humulus lupulus</i> L., intended for planting | <i>Verticillium dahliae</i> Klebahn |

| Viruses and virus-like organisms | | |
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| (1) Item | (2) Description of relevant material | (3) Plant pest |
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| 1. | Plants, other than seeds, of <i>Fragaria</i> L. or <i>Rubus</i> L., intended for planting | Arabid mosaic virus |
| 2. | Plants, other than seeds, of <i>Beta vulgaris</i> L., intended for planting | Beet leaf curl virus |
| 3. | Plants, other than seeds, of <i>Ulmus</i> L., intended for planting | <i>Candidatus</i> Phytoplasma ulmi |
| 4. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., intended for planting | Chrysanthemum stunt viroid |
| 5. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Citrus tristeza virus (European isolates) |
| 6. | Plants, other than fruit or seeds, of <i>Vitis</i> L. | Grapevine flavesence dorée MLO |
| 7. | Plants, other than seeds, of <i>Prunus</i> L., intended for planting | Plum pox virus |
| 8. | Plants, other than seeds, of Solanaceae, intended for planting | Potato stolbur mycoplasma |
| 9. | Plants of <i>Solanum lycopersicum</i> L., <i>Capsicum annuum</i> L. or <i>Capsicum frutescens</i> L., intended for planting, or plants of <i>Solanum tuberosum</i> L. | Potato spindle tuber viroid |
| 10. | Plants, other than seeds, of <i>Fragaria</i> L. or <i>Rubus</i> L., intended for planting | Raspberry ringspot virus |
| 11. | Plants, other than seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | <i>Spiroplasma citri</i> Saglio <i>et al.</i> |
| 12. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting | Strawberry crinkle virus |
| 13. | Plants, other than seeds, of <i>Fragaria</i> L. or <i>Rubus</i> L., intended for planting | Strawberry latent ringspot virus |
| 14. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting | Strawberry mild yellow edge virus |
| 15. | Plants, other than seeds, of <i>Fragaria</i> L. or <i>Rubus</i> L., intended for planting | Tomato black ring virus |
| 16. | Plants, other than seeds, of <i>Apium graveolens</i> L., <i>Capsicum annuum</i> L., <i>Cucumis melo</i> L., <i>Dendranthema</i> (DC.) Des Moul., any variety of New Guinea hybrids of <i>Impatiens</i> , <i>Lactuca sativa</i> L., <i>Solanum lycopersicum</i> L. or <i>Nicotiana tabacum</i> L. of which there must be evidence that they are intended for sale to professional tobacco producers, <i>Solanum melongena</i> L. or <i>Solanum tuberosum</i> L., intended for planting | Tomato spotted wilt virus |
| 17. | Plants, other than seeds, of <i>Solanum lycopersicum</i> L., intended for planting | Tomato yellow leaf curl virus |

SCHEDULE 3 Articles 5(1), 18(1) and 43(3)

Relevant material which may not be introduced into Wales if that material originates in certain third countries

| (1) <i>Item</i> | (2) <i>Description of relevant material</i> | (3) <i>Countries of origin</i> |
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| 1. | Plants, other than fruit or seeds, of <i>Abies</i> Mill., <i>Cedrus</i> Trew, <i>Chamaecyparis</i> Spach, <i>Juniperus</i> L., <i>Larix</i> Mill., <i>Picea</i> A. Dietr., <i>Pinus</i> L., <i>Pseudotsuga</i> Carr. or <i>Tsuga</i> Carr. | Any country outside Europe |
| 2. | Plants with leaves, other than fruit or seeds, of <i>Castanea</i> Mill. or <i>Quercus</i> L. | Any country outside Europe |
| 3. | Plants with leaves, other than fruit or seeds, of <i>Populus</i> L. | Any country in North America |
| 4. | Plants, other than dormant plants free from leaves, flowers and fruit, of <i>Chaenomeles</i> Lindl., <i>Cydonia</i> Mill., <i>Crataegus</i> L., <i>Malus</i> Mill., <i>Prunus</i> L., <i>Pyrus</i> L. or <i>Rosa</i> L., intended for planting | Any country outside Europe |
| 5. | Plants, other than dormant plants free from leaves, flowers and fruit, of <i>Photinia</i> Lindl., intended for planting | The USA, China, Japan, Republic of Korea or Democratic People's Republic of Korea |
| 6. | Tubers of <i>Solanum tuberosum</i> L. for planting | Any third country other than Switzerland |
| 7. | Plants of stolon- or tuber-forming species of <i>Solanum</i> L., intended for planting, other than tubers of <i>Solanum tuberosum</i> L. specified in item 6 | Any third country |
| 8. | Tubers of species of <i>Solanum</i> L., other than those specified in items 6 and 7 | Any third country other than Algeria, Bosnia and Herzegovina, Egypt, Israel, Libya, Morocco, Serbia, Switzerland, Syria, Tunisia or Turkey |
| 9. | Plants of Solanaceae, intended for planting, other than seeds or relevant material specified in items 6 to 8 | Any third country other than any country in the Euro-Mediterranean area |
| 10. | Soil or growing medium, which consists in whole or in part of soil or solid organic substances such as parts of plants or humus (including peat or bark), other than that composed entirely of peat | Belarus, Moldova, Russia, Turkey, Ukraine and any third country not in mainland Europe, other than Egypt, Israel, Libya, Morocco or Tunisia |
| 11. | Plants, other than fruits, of <i>Vitis</i> L. | Any third country, other than Switzerland |
| 12. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | Any third country |
| 13. | Plants, other than fruit or seeds, of <i>Phoenix</i> spp. | Algeria or Morocco |
| 14. | Plants, other than seeds, of <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L. or <i>Pyrus</i> L. or <i>Fragaria</i> L., intended for planting | Any third country, other than a country in the Euro-Mediterranean area, Australia, New Zealand, Canada or the continental states of the USA |
| 15. | Plants, other than seeds, of the family Gramineae, other than plants of ornamental perennial grasses of the subfamilies Bambusoideae, Panicoideae or of the genera <i>Buchloe</i> , <i>Bouteloua</i> Lag., <i>Calamagrostis</i> , <i>Cortaderia</i> Stapf., <i>Glyceria</i> R. Br., <i>Hakonechloa</i> Mak. ex. Honda, <i>Hystrix</i> , <i>Molinia</i> , <i>Phalaris</i> L., <i>Shibataea</i> , <i>Spartina</i> Schreb., <i>Stipa</i> L. or <i>Uniola</i> L., intended for planting | Any third country, other than a country in the Euro-Mediterranean area |
| 16. | Plants, other than seeds, of <i>Coffea</i> , intended for planting | Costa Rica or Honduras |

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| 17. | Plants, other than seeds, of <i>Capsicum</i> L., <i>Lagenaria</i> Ser., <i>Luffa</i> Mill., <i>Momordica</i> L. or <i>Solanum</i> L., other than <i>Solanum lycopersicum</i> L. | Ghana |
|-----|---|-------|

SCHEDULE 4 Articles 3, 5(1), 12(1),
15(2), 18(1), 18(3) and 20(1)

Restrictions on the introduction into and movement within Wales of relevant material

PART A

Relevant material, originating in third countries, which may only be landed if special requirements are complied with

| (1) <i>Item</i> | (2) <i>Description of relevant material</i> | (3) <i>Requirement of landing</i> |
|--------------------|---|--|
| 1. | Plants, other than fruit or seeds, of conifers (Coniferales), originating in any country outside Europe | The plants must be accompanied by an official statement that they have been produced in a nursery and that the place of production is free from <i>Pissodes</i> spp. (non-European) |
| 2. | Plants, other than seeds, of <i>Pinus</i> L., intended for planting, originating in any third country | The plants must be accompanied by an official statement that no symptoms of <i>Scirrhia acicola</i> (Dearn.) Siggers or <i>Scirrhia pini</i> Funk and Parker have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 3. | Plants, other than seeds, of <i>Abies</i> Mill., <i>Larix</i> Mill., <i>Picea</i> A. Dietr., <i>Pinus</i> L., <i>Pseudotsuga</i> Carr. or <i>Tsuga</i> Carr., intended for planting, originating in any third country | The plants must be accompanied by an official statement that no symptoms of <i>Melampsora medusae</i> Thümen have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 4. | Plants, other than fruit or seeds, of <i>Quercus</i> L. originating in the USA | The plants must be accompanied by an official statement that they originate in an area known to be free from <i>Ceratocystis fagacearum</i> (Bretz) Hunt. |
| 5. | Plants, other than fruit or seeds, of <i>Castanea</i> Mill. or <i>Quercus</i> L., originating in any country outside Europe | The plants must be accompanied by an official statement that no signs of <i>Cronartium</i> spp. (non-European) have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 6. | Plants, other than seeds, of <i>Castanea</i> Mill. or <i>Quercus</i> L., intended for planting, originating in any third country | The plants must be accompanied by an official statement that: (a) they originate in an area known to be free from <i>Cryphonectria parasitica</i> (Murrill) Barr; or (b) no symptoms of <i>Cryphonectria</i> |

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| | | <i>parasitica</i> (Murrill) Barr have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 7. | Plants, other than seeds, of <i>Corylus</i> L., intended for planting, originating in Canada or the USA | <p>The plants must be accompanied by an official statement that they have been grown in a nursery and:</p> <p>(a) originate in an area established in the country of export by the national plant protection organisation in that country as being free from <i>Anisogramma anomala</i> (Peck) E. Müller, in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”; or</p> <p>(b) originate in a place of production established in the country of export by the national plant protection organisation in that country as being free from <i>Anisogramma anomala</i> (Peck) E. Müller on official inspections carried out at the place of production or in its immediate vicinity since the beginning of the last three complete cycles of vegetation, in accordance with ISPM No. 10, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration” and declared free from <i>Anisogramma anomala</i> (Peck) E. Müller</p> |
| 8. | Plants, other than fruit or seeds, but including cut branches with or without foliage, of <i>Fraxinus</i> L., <i>Juglans ailantifolia</i> Carr., <i>Juglans mandshurica</i> Maxim., <i>Ulmus davidiana</i> Planch. or <i>Pterocarya rhoifolia</i> Siebold & Zucc., originating in Canada, China, Democratic People’s Republic of Korea, Japan, Mongolia, Republic of Korea, Russia, Taiwan or the USA | The plants must be accompanied by an official statement that they originate in an area recognised as being free from <i>Agilus planipennis</i> Fairmaire for the purposes of point 11.4 of Section I of Annex IV Part A, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export |
| 9. | Plants of <i>Betula</i> L., other than fruit or seeds, but including cut branches of <i>Betula</i> L., with or without foliage, originating in any third country | The plants must be accompanied by an official statement that they originate in a country known to be free of <i>Agilus anxius</i> Gory |
| 10. | Plants, other than seeds, of <i>Platanus</i> L., intended for planting, originating in Armenia, Switzerland or the USA | The plants must be accompanied by an official statement that no symptoms of <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. & T.C. Harr. have been observed at the place of production or in its immediate vicinity |

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| | | since the beginning of the last complete cycle of vegetation |
| 11. | Plants, other than seeds, of <i>Populus</i> L., intended for planting, originating in any third country | The plants must be accompanied by an official statement that no symptoms of <i>Melampsora medusae</i> Thümen have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 12. | Plants, other than fruit or seeds, of <i>Populus</i> L., originating in any country of the American continent | The plants must be accompanied by an official statement that no symptoms of <i>Mycosphaerella populorum</i> G.E. Thompson have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 13. | Plants, other than seeds, of <i>Ulmus</i> L., intended for planting, originating in any country in North America | The plants must be accompanied by an official statement that no symptoms of <i>Candidatus</i> Phytoplasma ulmi have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 14. | Plants, other than scions, cuttings, plants in tissue culture, pollen or seeds, of <i>Amelanchier</i> Medik., <i>Aronia</i> Medik., <i>Cotoneaster</i> Medik., <i>Crataegus</i> L., <i>Cydonia</i> Mill., <i>Malus</i> Mill., <i>Prunus</i> L., <i>Pyracantha</i> M. Roem., <i>Pyrus</i> L. or <i>Sorbus</i> L., intended for planting, originating in Canada or the USA | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they have been grown throughout their life in an area free from <i>Saperda candida</i> Fabricius, established by the national plant protection organisation in the country of origin in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or the phytosanitary certificate for re-export under the heading “Additional declaration”; or</p> <p>(b) they have been grown during a period of at least two years prior to export, or in the case of plants which are younger than two years, have been grown throughout their life, in a place of production established as free from <i>Saperda candida</i> Fabricius in accordance with ISPM No. 10:</p> <p>(i) which is registered and supervised by the national plant protection organisation in the country of origin;</p> <p>(ii) which has been subjected annually to two official inspections for any signs of <i>Saperda candida</i> Fabricius carried out at appropriate times;</p> <p>(iii) where the plants have been grown in a site with complete physical protection against the introduction of <i>Saperda</i></p> |

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| | | <p><i>candida</i> Fabricius or with the application of appropriate preventive treatments and surrounded by a buffer zone with a width of at least 500 m in which the absence of <i>Saperda candida</i> Fabricius has been confirmed by official surveys carried out annually at appropriate times; and</p> <p>(iv) immediately prior to export, the plants, and in particular their stems, have been subjected to a meticulous inspection for the presence of <i>Saperda candida</i> Fabricius, which included destructive sampling, where appropriate</p> |
| 15. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., originating in any third country | The fruits must be free from peduncles and leaves and the packaging, any label attached to the packaging or any document normally used for trade purposes which accompanies the consignment must bear an appropriate origin mark (which may be a reference to the name of the country of origin) |
| 16. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle, <i>Poncirus</i> Raf., <i>Microcitrus</i> Swingle, <i>Naringi</i> Adans., or <i>Swinglea</i> Merr., originating in any third country | <p>The fruits must be accompanied by an official statement that:</p> <p>(a) they originate in a country recognised as being free from <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> in accordance with ISPM No. 4, and which has been previously notified in writing to the European Commission by the relevant national plant protection organisation;</p> <p>(b) they originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration” and has been previously notified in writing to the European Commission by the relevant national plant protection organisation;</p> <p>(c) they originate in a place of production established by the national plant protection organisation as being free from <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> in accordance with ISPM No. 10, and</p> |

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| | | <p>which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”;</p> <p>(d) they:</p> <ul style="list-style-type: none"> (i) have been subjected to a treatment with sodium orthophenylphenate or any other effective treatment which has been previously notified in writing to the European Commission by the relevant national plant protection organisation; (ii) originate in a site of production, which along with the immediate vicinity, are subject to appropriate treatments and cultural practices against <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. <i>aurantifolii</i>; and (iii) are free from symptoms of <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. <i>aurantifolii</i>, as shown from official inspections carried out at appropriate times prior to export; and (iv) which includes information on traceability; or <p>(e) in the case of fruits destined for industrial processing into juice in the European Union:</p> <ul style="list-style-type: none"> (i) they have been found free of symptoms of <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> during official inspections carried out prior to export; (ii) they originate in a site of production which, along with the immediate vicinity, was subject to appropriate treatments and cultural practices against <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. <i>aurantifolii</i>; (iii) they are subject to a licence granted under article 40(1) of this Order authorising their movement within Wales and, where applicable, their |
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| | | <p>processing and storage in Wales;</p> <p>(iv) they are transported in individual packages bearing a label which contains a traceability code and indicates that the fruits are destined for industrial processing; and</p> <p>(v) which includes information on traceability</p> |
| 17. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., originating in any third country | <p>The fruits must be accompanied by an official statement that:</p> <p>(a) they originate in a country recognised as being free from <i>Cercospora angolensis</i> Carv. et Mendes in accordance with ISPM No. 4, and which has been previously notified in writing to the European Commission by the relevant national plant protection organisation;</p> <p>(b) they originate in an area recognised as being free from <i>Cercospora angolensis</i> Carv. et Mendes in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration” and has been previously notified in writing to the European Commission by the relevant national plant protection organisation; or</p> <p>(c) no symptoms of <i>Cercospora angolensis</i> Carv. et Mendes have been observed in the site of production and in its immediate vicinity since the beginning of the last cycle of vegetation and none of the fruits harvested in the site of production has shown, in appropriate official examination, symptoms of this plant pest</p> |
| 18. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., other than fruits of <i>Citrus aurantium</i> L. or <i>Citrus latifolia</i> Tanaka, originating in any third country, other than Argentina, Brazil, South Africa or Uruguay | <p>The fruits must be accompanied by an official statement that:</p> <p>(a) they originate in a country recognised as being free from <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa in accordance with ISPM No. 4, and which has been previously notified in writing to the European Commission by the relevant national plant protection organisation;</p> <p>(b) they originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Phyllosticta citricarpa</i></p> |

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| | | <p>(McAlpine) Van der Aa in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration” and has been previously notified in writing to the European Commission by the relevant national plant protection organisation;</p> <p>(c) they:</p> <ul style="list-style-type: none"> (i) originate in a place of production established by the national plant protection organisation in the country of origin as being free from <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa in accordance with ISPM No. 10, and which is mentioned on the phytosanitary certificate or the phytosanitary certificate for re-export under the heading “Additional declaration”; and (ii) have been found free of symptoms of <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa by official inspection of a representative sample defined in accordance with ISPM No. 31; <p>(d) they originate in a site of production subjected:</p> <ul style="list-style-type: none"> (i) to appropriate treatments and cultural measures against <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa; and (ii) official inspections have been carried out in the site of production during the growing season since the beginning of the last cycle of vegetation, and no symptoms of <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa have been detected in the fruits; and (iii) the harvested fruits from that site of production have been found free of symptoms of <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa during an official inspection, prior to export, of a representative sample, defined in accordance with ISPM No. 31; and (iv) which includes information on |
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| | | <p>traceability; or</p> <p>(e) in the case of fruits destined for industrial processing into juice in the European Union:</p> <ul style="list-style-type: none"> (i) they have been found free of symptoms of <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa prior to export during an official inspection of a representative sample defined in accordance with ISPM No. 31; (ii) they originate in a site of production which was subject to appropriate treatments against <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa at appropriate times and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”; (iii) they are subject to a licence granted under article 40(1) of this Order authorising their movement within Wales and, where applicable, their processing and storage in Wales; (iv) they are transported in individual packages bearing a label which contains a traceability code and indicates that the fruits are destined for industrial processing; and (v) which includes information on traceability |
| 19. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., other than fruits of <i>Citrus aurantium</i> L. or <i>Citrus latifolia</i> Tanaka, which originate in Argentina, Brazil, South Africa or Uruguay and are not destined exclusively for industrial processing into juice | <p>The fruits must:</p> <ul style="list-style-type: none"> (a) be accompanied by an official statement that they originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or the phytosanitary certificate for re-export and has been previously notified in writing to the European Commission by the relevant national plant protection organisation; (b) in the case of fruits originating in Brazil, be accompanied by a |

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| | | <p>phytosanitary certificate which includes an official statement under the heading “Additional Declaration” that they meet the requirements specified in Articles 4 and 7 of Decision (EU) 2016/715;</p> <p>(c) in the case of fruits originating in South Africa or Uruguay, be accompanied by a phytosanitary certificate which includes an official statement under the heading “Additional Declaration” that they meet the requirements specified in Articles 5 and 7 of Decision (EU) 2016/715;</p> <p>(d) in the case of fruits originating in Argentina, be accompanied by a phytosanitary certificate which includes an official statement under the heading “Additional Declaration” that they meet the requirements specified in Articles 5a and 7 of Decision (EU) 2016/715</p> |
| 20. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., other than fruits of <i>Citrus aurantium</i> L. or <i>Citrus latifolia</i> Tanaka, which originate in Argentina, Brazil, South Africa or Uruguay and are destined exclusively for industrial processing into juice | <p>The fruits:</p> <p>(a) must be accompanied by an official statement that:</p> <p>(i) they originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration” and has been previously notified in writing to the European Commission by the relevant national plant protection organisation; or</p> <p>(ii) they:</p> <p>(aa) originate in a place of production established by the national plant protection organisation in the country of origin as being free from <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa in accordance with ISPM No. 10, and which is mentioned on the phytosanitary certificate or the phytosanitary certificate for re-export</p> |

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| | | <p>under the heading “Additional declaration”; and</p> <p>(bb) have been found free of symptoms of <i>Phyllosticta citricarpa</i> (McAlpine) Van der Aa by official inspection of a representative sample defined in accordance with ISPM No. 31;</p> <p>(b) in the case of fruits introduced into the European Union under the derogation specified in Article 8 of Decision (EU) 2016/715, they must be:</p> <p>(i) accompanied by a phytosanitary certificate which includes an official statement under the heading “Additional declaration” in accordance with Articles 9(1) and 10 of Decision (EU) 2016/715 and the information specified in Article 9(2) of that Decision;</p> <p>(ii) packaged and labelled in accordance with Article 17 of that Decision; and</p> <p>(iii) subject to a licence granted under article 40(1) of this Order authorising their movement within Wales and, where applicable, their processing and storage in Wales</p> |
| 21. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., originating in any third country where Tephritidae (non-European) are known to occur on these fruits | <p>The fruits must be accompanied by an official statement that:</p> <p>(a) they originate in an area known to be free from Tephritidae (non-European);</p> <p>(b) no signs of Tephritidae (non-European) have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation, on official inspections carried out at least monthly during the three months prior to harvesting, and none of the fruits harvested at the place of production has shown, in appropriate official examination, signs of Tephritidae (non-European);</p> <p>(c) they have been shown, in appropriate official examination on representative samples, to be free from Tephritidae (non-European) in all stages of their</p> |

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| | | <p>development; or</p> <p>(d) the fruits have been subjected to an appropriate treatment, any acceptable vapour heat treatment, cold treatment, or quick freeze treatment, which has been shown to be efficient against Tephritidae (non-European) without damaging the fruit, or, where not available, chemical treatment as far as it is acceptable under European Union legislation</p> |
| 22. | <p>Fruits of <i>Capsicum</i> (L.) <i>Citrus</i> L., other than <i>Citrus limon</i> (L.) Osbeck, or <i>Citrus aurantii-folia</i> (Christm.) Swingle, <i>Prunus persica</i> (L.) Batsch or <i>Punica granatum</i> L., originating in any country of the African continent, Cape Verde, Saint Helena, Madagascar, La Reunion, Mauritius or Israel</p> | <p>The fruits must be accompanied by an official statement that:</p> <p>(a) they originate in a country recognised as being free from <i>Thaumatotibia leucotreta</i> (Meyrick) in accordance with ISPM No. 4;</p> <p>(b) they originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Thaumatotibia leucotreta</i> (Meyrick) in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or the phytosanitary certificate for re-export under the heading “Additional declaration”;</p> <p>(c) they:</p> <p style="padding-left: 40px;">(aa) originate in a place of production established by the national plant protection organisation in the country of origin as being free from <i>Thaumatotibia leucotreta</i> (Meyrick) in accordance with ISPM No. 10; and</p> <p style="padding-left: 40px;">(bb) are free from that plant pest as shown from official inspections carried out in the place of production at appropriate times during the growing season, which included a visual examination on representative samples of fruit,</p> <p style="padding-left: 80px;">and which includes information on traceability; or</p> <p>(d) in the case of fruits which have been subjected to an effective cold treatment or any other effective treatment to ensure freedom from <i>Thaumatotibia</i></p> |

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| | | <i>leucotreta</i> (Meyrick) which has previously been notified in writing to the European Commission by the relevant national plant protection organisation, they have been subjected to such a treatment, and which includes the treatment data |
| 23. | Plants, other than seeds, of <i>Amelanchier</i> Med., <i>Chaenomeles</i> Lindl., <i>Cotoneaster</i> Ehrh., <i>Crataegus</i> L., <i>Cydonia</i> Mill., <i>Eriobotrya</i> Lindl., <i>Malus</i> Mill., <i>Mespilus</i> L., <i>Photinia davidiana</i> (Dcne.) Cardot, <i>Pyracantha</i> Roem., <i>Pyrus</i> L. or <i>Sorbus</i> L., intended for planting, originating in any third country | The plants must be accompanied by an official statement that the plants in the field of production or its immediate vicinity which have shown symptoms of <i>Erwinia amylovora</i> (Burr.) Winsl. <i>et al.</i> have been removed |
| 24. | Plants, other than fruit or seeds, of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., or plants of Araceae, Marantaceae, Musaceae, <i>Persea</i> spp. or Strelitziaceae, rooted or with growing medium attached or which appear to have been in contact with growing medium, originating in any third country | The plants must be accompanied by an official statement that: (a) they originate in a country known to be free from <i>Radopholus citrophilus</i> Huettel <i>et al.</i> and <i>Radopholus similis</i> (Cobb) Thorne; or (b) representative samples of soil and roots from the place of production have been subjected, since the beginning of the last complete cycle of vegetation, to official nematological testing for at least <i>Radopholus citrophilus</i> Huettel <i>et al.</i> and <i>Radopholus similis</i> (Cobb) Thorne and have been found to be free from those plant pests |
| 25. | Plants, other than fruit but including seeds, of <i>Aegle</i> Corrêa, <i>Aeglopsis</i> Swingle, <i>Afraegle</i> Engl., <i>Atalantia</i> Corrêa, <i>Balsamocitrus</i> Stapf, <i>Burkillanthus</i> Swingle, <i>Calodendrum</i> Thunb., <i>Choisya</i> Kunth, <i>Clausena</i> Burm. f., <i>Limonia</i> L., <i>Microcitrus</i> Swingle, <i>Murraya</i> J. Koenig ex L., <i>Pamburus</i> Swingle, <i>Severinia</i> Ten., <i>Swinglea</i> Merr., <i>Triphasia</i> Lour. or <i>Vepris</i> Comm., originating in any third country; or seeds of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., originating in any third country | The plants must be accompanied by an official statement that they originate in a country recognised as being free from <i>Candidatus Liberibacter</i> spp., a causal agent of Huanglongbing disease of citrus/citrus greening |
| 26. | Plants, other than fruit or seeds, of <i>Casimiroa</i> La Llave, <i>Choisya</i> Kunth, <i>Clausena</i> Burm. f., <i>Murraya</i> J. Koenig ex L., <i>Vepris</i> Comm, <i>Zanthoxylum</i> L., originating in any third country | The plants must be accompanied by an official statement that: (a) they originate in a country in which <i>Trioza erytrae</i> Del Guercio is known not to occur; (b) they originate in an area free from <i>Trioza erytrae</i> Del Guercio, established by the national plant protection organisation in accordance with ISPM No. 4, and which is |

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| | | <p>mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”; or</p> <p>(c) they have been grown in a place of production:</p> <ul style="list-style-type: none"> (i) which is registered and supervised by the national plant protection organisation in the country of origin; (ii) where the plants were placed in a site with complete physical protection against the introduction of <i>Trioza erytrae</i> Del Guercio; and (iii) where two official inspections were carried out at appropriate times during the last complete cycle of vegetation prior to their movement from the site, and no signs of that plant pest were observed in that site or in the surrounding area with a width of at least 200 m |
| 27. | Plants, other than fruit or seeds, of <i>Aegle</i> Corrêa, <i>Aeglopsis</i> Swingle, <i>Afraegle</i> Engl., <i>Amyris</i> P. Browne, <i>Atalantia</i> Corrêa, <i>Balsamocitrus</i> Stapf, <i>Choisya</i> Kunth, <i>Citropsis</i> Swingle & Kellermen, <i>Clausena</i> Burm. f., <i>Eremocitrus</i> Swingle, <i>Esenbeckia</i> Kunth., <i>Glycosmis</i> Corrêa, <i>Limonia</i> L., <i>Merrillia</i> Swingle, <i>Microcitrus</i> Swingle, <i>Murraya</i> J. Koenig ex L., <i>Naringi</i> Adans., <i>Pamburus</i> Swingle, <i>Severinia</i> Ten., <i>Swinglea</i> Merr., <i>Tetradium</i> Lour., <i>Toddalia</i> Juss., <i>Triphasia</i> Lour, <i>Vepris</i> Comm. or <i>Zanthoxylum</i> L., originating in any third country | <p>The plants must be accompanied by an official statement that they originate in:</p> <ul style="list-style-type: none"> (a) a country where <i>Diaphorina citri</i> Kuway is known not to occur; or (b) an area free from <i>Diaphorina citri</i> Kuway, established by the national plant protection organisation in accordance with ISPM No. 4, which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration” |
| 28. | Plants, other than fruits or seeds, of <i>Microcitrus</i> Swingle, <i>Naringi</i> Adans. or <i>Swinglea</i> Merr., originating in any third country | <p>The plants must be accompanied by an official statement that:</p> <ul style="list-style-type: none"> (a) they originate in a country recognised as being free from <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. <i>aurantifolii</i> in accordance with ISPM No. 4, and which has been notified in writing to the European Commission by the relevant national plant protection organisation; or (b) they originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Xanthomonas citri</i> pv. <i>citri</i> and <i>Xanthomonas citri</i> pv. |

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| | | <i>aurantifolii</i> in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration” and has been notified in writing to the European Commission by the national plant protection organisation |
| 29. | Plants, other than seeds, of <i>Crataegus</i> L., intended for planting, originating in any third country where <i>Phyllosticta solitaria</i> Ell. and Ev. is known to occur | The plants must be accompanied by an official statement that no symptoms of <i>Phyllosticta solitaria</i> Ell. and Ev. have been observed on plants at the place of production since the beginning of the last complete cycle of vegetation |
| 30. | Plants, other than seeds, of <i>Cydonia</i> Mill., <i>Fragaria</i> L., <i>Malus</i> Mill., <i>Prunus</i> L., <i>Pyrus</i> L., <i>Ribes</i> L. or <i>Rubus</i> L., intended for planting, originating in any third country where the following plant pests are known to occur on the following genera: —on <i>Fragaria</i> L.: – <i>Phytophthora fragariae</i> Hickman, var. <i>fragariae</i> , –Arabis mosaic virus, –Raspberry ringspot virus, –Strawberry crinkle virus, –Strawberry latent ringspot virus, –Strawberry mild yellow edge virus, –Tomato black ring virus, or — <i>Xanthomonas fragariae</i> Kennedy and King; —on <i>Malus</i> Mill.: – <i>Phyllosticta solitaria</i> Ell. and Ev.; —on <i>Prunus</i> L.: –Apricot chlorotic leafroll mycoplasma, or – <i>Xanthomonas arboricola</i> pv. <i>pruni</i> (Smith) Vauterin <i>et al</i> ; —on <i>Prunus persica</i> (L.) Batsch: – <i>Pseudomonas syringae</i> pv. <i>persicae</i> (Prunier <i>et al.</i>) Young <i>et al.</i> ; —on <i>Pyrus</i> L.: – <i>Phyllosticta solitaria</i> Ell. and Ev.; —on <i>Rubus</i> L.: –Arabis mosaic virus, –Raspberry ringspot virus, –Strawberry latent ringspot virus, or –Tomato black ring virus; or | The plants must be accompanied by an official statement that no symptoms of diseases caused by the plant pests listed in column 2 of this item have been observed on the plants at the place of production since the beginning of the last complete cycle of vegetation |

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| | <p>—on all species: —non-European viruses or virus-like organisms</p> | |
| 31. | Plants, other than seeds, of <i>Cydonia</i> Mill. or <i>Pyrus</i> L., intended for planting, originating in any third country where Pear decline mycoplasma is known to occur | The plants must be accompanied by an official statement that plants at the place of production or in its immediate vicinity which have shown symptoms giving rise to the suspicion of contamination by Pear decline mycoplasma, have been rogued out at that place within the last three complete cycles of vegetation |
| 32. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting, originating in any third country where the following plant pests are known to occur: —Strawberry latent “C” virus, —Strawberry vein banding virus, or —Strawberry witches’ broom mycoplasma | <p>The plants must be accompanied by an official statement that:</p> <p>(a) the plants, other than those raised from seed, have been:</p> <p>(i) officially certified under a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official testing for at least the plant pests in column 2 of this item using appropriate indicators or equivalent methods and has been found free from those plant pests; or</p> <p>(ii) derived in direct line from material which has been maintained under appropriate conditions and has been subjected, at least once within the last three complete cycles of vegetation, to official testing for at least the plant pests in column 2 of this item using appropriate indicators or equivalent methods and has been found free from those plant pests; and</p> <p>(b) no symptoms of diseases caused by the plant pests listed in column 2 of this item have been observed on plants at the place of production, or on susceptible plants in its immediate vicinity, since the beginning of the last complete cycle of vegetation</p> |
| 33. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting, originating in any third country where <i>Aphelenchoides besseyi</i> Christie is known to occur | <p>The plants must be accompanied by an official statement that:</p> <p>(a) no symptoms of <i>Aphelenchoides besseyi</i> Christie have been observed on plants at the place of production since the beginning of the last complete cycle of vegetation; or</p> |

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| | | (b) in the case of plants in tissue culture, the plants have been derived from plants which complied with paragraph (a) or have been officially tested by appropriate nematological methods and have been found free from <i>Aphelenchoides besseyi</i> Christie |
| 34. | Plants, other than seeds, of <i>Fragaria</i> L., intended for planting, originating in any third country | The plants must be accompanied by an official statement that they originate in an area known to be free from <i>Anthonomus signatus</i> Say and <i>Anthonomus bisignifer</i> (Schenkling) |
| 35. | Plants, other than seeds, of <i>Malus</i> Mill., intended for planting, originating in any third country where the following plant pests are known to occur on <i>Malus</i> Mill.: —Cherry rasp leaf virus (American), or —Tomato ringspot virus | The plants must be accompanied by an official statement that: (a) they have been: (i) officially certified under a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official testing for at least the plant pests in column 2 of this item using appropriate indicators or equivalent methods and has been found free from those plant pests; or (ii) derived in direct line from material which has been maintained under appropriate conditions and has been subjected, at least once within the last three complete cycles of vegetation, to official testing for at least the plant pests in column 2 of this item using appropriate indicators or equivalent methods and has been found free from those plant pests; or (b) no symptoms of diseases caused by the plant pests listed in column 2 of this item have been observed on plants at the place of production, or on susceptible plants in its immediate vicinity, since the beginning of the last complete cycle of vegetation |
| 36. | Plants, other than seeds, of <i>Malus</i> Mill., intended for planting, originating in any third country where Apple proliferation mycoplasma is known to occur | The plants must be accompanied by an official statement that: (a) they originate in an area known to be free from Apple proliferation mycoplasma; or (b) other than plants raised from seeds, they have been: |

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| | | <ul style="list-style-type: none"> (i) officially certified under a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official testing for at least Apple proliferation mycoplasma using appropriate indicators or equivalent methods and has been found free from that plant pest; or (ii) derived in direct line from material which has been maintained under appropriate conditions and has been subjected, at least once within the last six complete cycles of vegetation, to official testing for at least Apple proliferation mycoplasma using appropriate indicators or equivalent methods and has been found free, in these tests, from that plant pest; and (iii) no symptoms of diseases caused by Apple proliferation mycoplasma have been observed on plants at the place of production, or on susceptible plants in its immediate vicinity, since the beginning of the last three complete cycles of vegetation |
| 37. | Plants, other than seeds, of the following species of <i>Prunus</i> L., intended for planting, originating in any third country where Plum pox virus is known to occur: <ul style="list-style-type: none"> —<i>Prunus amygdalus</i> Batsch, —<i>Prunus armeniaca</i> L., —<i>Prunus blireiana</i> Andre, —<i>Prunus brigantina</i> Vill., —<i>Prunus cerasifera</i> Ehrh., —<i>Prunus cistena</i> Hansen, —<i>Prunus curdica</i> Fenzl and Fritsch., —<i>Prunus domestica</i> spp. <i>domestica</i> L., —<i>Prunus domestica</i> spp. <i>insititia</i> (L.) C.K. Schneid., —<i>Prunus domestica</i> spp. <i>italica</i> (Borkh.) Hegi., —<i>Prunus glandulosa</i> Thunb., —<i>Prunus holosericea</i> Batal., | The plants must be accompanied by an official statement that: <ul style="list-style-type: none"> (a) other than plants raised from seed, they have been: <ul style="list-style-type: none"> (i) officially certified under a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official testing for at least Plum pox virus using appropriate indicators or equivalent methods and has been found free from that plant pest; or (ii) derived in direct line from material which has been maintained under appropriate conditions and has been |

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| | <p>—<i>Prunus hortulana</i> Bailey, —<i>Prunus japonica</i> Thunb., —<i>Prunus mandshurica</i> (Maxim.) Koehne, —<i>Prunus maritima</i> Marsh., —<i>Prunus mume</i> Sieb and Zucc., —<i>Prunus nigra</i> Ait., —<i>Prunus persica</i> (L.) Batsch, —<i>Prunus salicina</i> L., —<i>Prunus sibirica</i> L., —<i>Prunus simonii</i> Carr., —<i>Prunus spinosa</i> L., —<i>Prunus tomentosa</i> Thunb., —<i>Prunus triloba</i> Lindl., or —other species of <i>Prunus</i> L. susceptible to Plum pox virus</p> | <p>subjected, at least once within the last three complete cycles of vegetation, to official testing for at least Plum pox virus using appropriate indicators or equivalent methods and has been found free from that plant pest; and</p> <p>(b) no symptoms of the diseases caused by Plum pox virus have been observed on plants at the place of production, or on susceptible plants in its immediate vicinity, since the beginning of the last three complete cycles of vegetation; or</p> <p>(c) plants at the place of production which have shown symptoms of disease caused by other viruses or virus-like pathogens, have been rogued out</p> |
| 38. | <p>Plants of <i>Prunus</i> L., intended for planting: —originating in any third country where Tomato ringspot virus is known to occur on <i>Prunus</i> L.;</p> <p>—other than seeds, originating in any third country where the following plant pests are known to occur: —Cherry rasp leaf virus (American), —Peach mosaic virus (American), —Peach phony rickettsia, —Peach rosette mycoplasma, —Peach yellows mycoplasma, —Plum line pattern virus (American), or —Peach X-disease mycoplasma;</p> <p>—other than seeds, originating in any country outside Europe where Little cherry pathogen is known to occur</p> | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they have been:</p> <p>(i) officially certified under a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official testing for at least the relevant plant pests in column 2 of this item using appropriate indicators or equivalent methods and has been found free from those plant pests; or</p> <p>(ii) derived in direct line from material which has been maintained under appropriate conditions and has been subjected, at least once within the last three complete cycles of vegetation, to official testing for at least the relevant plant pests listed in column 2 of this item using appropriate indicators or equivalent methods and has been found free from those plant pests; and</p> <p>(b) no symptoms of diseases caused by the relevant plant pests listed in column 2 of this item have been observed on the plants at the place of production, or on susceptible plants in its immediate vicinity, since the beginning of the last three complete cycles of vegetation</p> |

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| 39. | Plants of <i>Rubus</i> L., intended for planting: —originating in any third country where the following plant pests are known to occur on <i>Rubus</i> L.: –Tomato ringspot virus, –Black raspberry latent virus, –Cherry leaf roll virus, or –Prunus necrotic ringspot virus —other than seeds, originating in any third country where the following plant pests are known to occur: –Raspberry leaf curl virus (American), or –Cherry rasp leaf virus (American) | The plants must be accompanied by an official statement that they have been: (a) officially certified under a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official testing for at least the relevant plant pests in column 2 of this item using appropriate indicators or equivalent methods and has been found free from those plant pests; or (b) derived in direct line from material which has been maintained under appropriate conditions and has been subjected, at least once within the last three complete cycles of vegetation, to official testing for at least the relevant plant pests in column 2 of this item using appropriate indicators or equivalent methods and has been found free from those plant pests; and (c) no symptoms of diseases caused by the relevant plant pests in column 2 of this item have been observed on plants at the place of production, or on susceptible plants in its immediate vicinity, since the beginning of the last three complete cycles of vegetation |
| 40. | Tubers of <i>Solanum tuberosum</i> L. originating in any third country where <i>Synchytrium endobioticum</i> (Schilbersky) Percival is known to occur | The tubers must be accompanied by an official statement that they originate in an area known to be free from <i>Synchytrium endobioticum</i> (Schilbersky) Percival (all races other than Race 1, the common European race), and no symptoms of <i>Synchytrium endobioticum</i> (Schilbersky) Percival have been observed at the place of production or in its immediate vicinity since the beginning of an adequate period |
| 41. | Tubers of <i>Solanum tuberosum</i> L. originating in any third country | The tubers must be accompanied by an official statement that they originate in a country known to be free from <i>Clavibacter michiganensis</i> spp. <i>sepedonicus</i> (Spieckermann and Kottoff) Davis <i>et al.</i> |
| 42. | Tubers of <i>Solanum tuberosum</i> L., other than early potatoes, originating in any third country where Potato spindle tuber viroid is known to occur | The faculty of germination in the tubers must have been suppressed |
| 43. | Tubers of <i>Solanum tuberosum</i> L., intended for planting, originating in any third country | The tubers must be accompanied by an official statement that: (a) they originate from a field known to be free from <i>Globodera rostochiensis</i> (Wollenweber) Behrens and <i>Globodera pallida</i> (Stone) Behrens; |

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| | | <p>(b) they originate in an area in which <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> is known not to occur; and</p> <p>(c) they originate in an area where <i>Meloidogyne chitwoodi</i> Golden <i>et al.</i> (all populations) and <i>Meloidogyne fallax</i> Karssen are known not to occur; or</p> <p>(d) in areas where <i>Meloidogyne chitwoodi</i> Golden <i>et al.</i> (all populations) and <i>Meloidogyne fallax</i> Karssen are known to occur:</p> <p>(i) they originate from a place of production which has been found free from <i>Meloidogyne chitwoodi</i> Golden <i>et al.</i> (all populations) and <i>Meloidogyne fallax</i> Karssen based on an annual survey of host crops by visual inspection of host plants at appropriate times and by visual inspection both externally and by cutting of tubers after harvest from potato crops grown at the place of production; or</p> <p>(ii) the tubers after harvest have been randomly sampled and, either checked for the presence of symptoms after an appropriate method to induce symptoms, or laboratory tested, as well as inspected visually both externally and by cutting the tubers, at appropriate times and in all cases at the time of sealing of the packages or containers before marketing according to the provisions on sealing in Council Directive 2002/56/EC on the marketing of seed potatoes, and no symptoms of <i>Meloidogyne chitwoodi</i> Golden <i>et al.</i> (all populations) or <i>Meloidogyne fallax</i> Karssen have been found</p> |
| 44. | Tubers of <i>Solanum tuberosum</i> L., other than those intended for planting, originating in any third country | The tubers must be accompanied by an official statement that they originate in an area in which <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> is not known to occur |
| 45. | Tubers of <i>Solanum tuberosum</i> L. originating in any third country | The tubers must be accompanied by an official statement that they originate in: |
| | | (a) a country where <i>Scrobipalopsis</i> |

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| | | <p><i>solanivora</i> Povolny is not known to occur; or</p> <p>(b) an area free from <i>Scrobipalopsis solanivora</i> Povolny, established by the national plant protection organisation in accordance with ISPM No. 4</p> |
| 46. | Plants, other than seeds, of Solanaceae, intended for planting, originating in any third country where Potato stolbur mycoplasma is known to occur | The plants must be accompanied by an official statement that no symptoms of Potato stolbur mycoplasma have been observed on the plants at the place of production since the beginning of the last complete cycle of vegetation |
| 47. | Plants of Solanaceae, intended for planting, other than tubers of <i>Solanum tuberosum</i> L. or seeds of <i>Solanum lycopersicum</i> L., originating in any third country where Potato spindle tuber viroid is known to occur | The plants must be accompanied by an official statement that no symptoms of Potato spindle tuber viroid have been observed on plants at the place of production since the beginning of the last complete cycle of vegetation |
| 48. | Plants, other than seeds, of <i>Capsicum annuum</i> L., <i>Solanum lycopersicum</i> L., <i>Musa</i> L., <i>Nicotiana</i> L. or <i>Solanum melongena</i> L., intended for planting, originating in any third country where <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> is known to occur | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they originate in an area which has been found free from <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i>; or</p> <p>(b) no symptoms of <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> have been observed on the plants at the place of production since the beginning of the last complete cycle of vegetation</p> |
| 49. | Plants, other than fruits or seeds, of <i>Solanum lycopersicum</i> L. or <i>Solanum melongena</i> L., originating in any third country | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they originate in a country recognised as being free from <i>Keiferia lycopersicella</i> (Walsingham) in accordance with ISPM No. 4; or</p> <p>(b) they originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Keiferia lycopersicella</i> (Walsingham) in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”</p> |
| 50. | Fruits of <i>Solanum lycopersicum</i> L. or <i>Solanum melongena</i> L., originating in any third country | <p>The fruits must be accompanied by an official statement that:</p> <p>(a) they originate in a country recognised as being free from <i>Keiferia lycopersicella</i> (Walsingham) in accordance with ISPM No. 4;</p> <p>(b) they originate in an area established by the national plant protection organisation in the country of origin as being free from <i>Keiferia lycopersicella</i></p> |

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| | | <p>(Walsingham) in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”; or</p> <p>(c) they originate in a place of production established by the national plant protection organisation in the country of origin as being free from <i>Keiferia lycopersicella</i> (Walsingham) on the basis of official inspections and surveys carried out during the last three months prior to export, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”</p> |
| 51. | Plants, other than seeds, of <i>Humulus lupulus</i> L., intended for planting, originating in any third country | The plants must be accompanied by an official statement that no symptoms of <i>Verticillium alboatrum</i> Reinke and Berthold or <i>Verticillium dahliae</i> Klebahn have been observed on hops at the place of production since the beginning of the last complete cycle of vegetation |
| 52. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L. or <i>Pelargonium</i> L’Hérit. ex Ait., originating in any third country | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they originate in an area free from <i>Helicoverpa armigera</i> (Hübner) and <i>Spodoptera littoralis</i> (Boisd.), established by the national plant protection organisation in accordance with ISPM No. 4;</p> <p>(b) no signs of <i>Helicoverpa armigera</i> (Hübner) or <i>Spodoptera littoralis</i> (Boisd.) have been observed at the place of production since the beginning of the last complete cycle of vegetation; or</p> <p>(c) the plants have undergone appropriate treatment to protect them from those plant pests</p> |
| 53. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L. or <i>Pelargonium</i> L’Hérit. ex Ait., originating in any third country | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they originate in an area free from <i>Spodoptera eridania</i> (Cramer), <i>Spodoptera frugiperda</i> Smith and <i>Spodoptera litura</i> (Fabricius), established by the national plant protection organisation in accordance with ISPM No. 4;</p> <p>(b) no signs of <i>Spodoptera eridania</i> (Cramer), <i>Spodoptera frugiperda</i> Smith or <i>Spodoptera litura</i> (Fabricius) have been observed at the place of production since the beginning of the</p> |

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| | | <p>last complete cycle of vegetation; or</p> <p>(c) the plants have undergone appropriate treatment to protect them from those plant pests</p> |
| 54. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul., intended for planting, originating in any third country | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they are no more than third generation stock derived from material which has been found to be free from Chrysanthemum stunt viroid during virological tests, or are directly derived from material of which a representative sample of at least 10% has been found to be free from Chrysanthemum stunt viroid during an official inspection carried out at the time of flowering;</p> <p>(b) the plants or cuttings:</p> <p>(i) have come from premises which have been officially inspected at least monthly during the three months prior to dispatch and on which no symptoms of <i>Puccinia horiana</i> Hennings have been observed during that period, and in the immediate vicinity of which no symptoms of <i>Puccinia horiana</i> Hennings have been known to have occurred during the three months prior to export; or</p> <p>(ii) have undergone appropriate treatment against <i>Puccinia horiana</i> Hennings; and</p> <p>(c) in the case of unrooted cuttings, no symptoms of <i>Didymella ligulicola</i> (Baker, Dimock and Davis) v. Arx were observed either on the cuttings or on the plants from which the cuttings were derived, or that, in the case of rooted cuttings, no symptoms of <i>Didymella ligulicola</i> (Baker, Dimock and Davis) v. Arx were observed either on the cuttings or on the rooting bed</p> |
| 55. | Plants, other than seeds, of <i>Dendranthema</i> (DC.) Des Moul. or <i>Solanum lycopersicum</i> L., intended for planting, originating in any third country | <p>The plants must be accompanied by an official statement that they:</p> <p>(a) have been grown throughout their life in a country free from Chrysanthemum stem necrosis virus;</p> <p>(b) have been grown throughout their life in an area established by the national plant protection organisation in the country of export as being free from Chrysanthemum stem necrosis virus in accordance with ISPM No. 4; or</p> |

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| | | (c) the plants have been grown throughout their life in a place of production, established as being free from <i>Chrysanthemum stem necrosis virus</i> and verified through official inspections and, where appropriate, testing |
| 56. | Plants, other than seeds, of <i>Dianthus</i> L., intended for planting, originating in any third country | The plants must be accompanied by an official statement that: (a) they have been derived in direct line from mother plants which have been found free from <i>Erwinia chrysanthemi</i> pv. <i>dianthicola</i> (Hellmers) Dickey, <i>Pseudomonas caryophylli</i> (Burkholder) Starr and Burkholder and <i>Phialophora cinerescens</i> (Wollenw.) Van Beyma on officially approved tests, carried out at least once within the two previous years; and (b) no symptoms of these plant pests have been observed on the plants |
| 57. | Bulbs of <i>Tulipa</i> L. or <i>Narcissus</i> L. other than those for which there is evidence from their packaging, or from other means, that they are intended for sale to final consumers not involved in professional cut flower production, originating in any third country | The bulbs must be accompanied by an official statement that no symptoms of <i>Ditylenchus dipsaci</i> (Kühn) Filipjev have been observed on the plants since the beginning of the last complete cycle of vegetation |
| 58. | Plants, other than seeds, of <i>Pelargonium</i> L'Hérit. ex Ait., intended for planting, originating in any third country where: —Tomato ringspot virus is known to occur, and — <i>Xiphinema americanum</i> Cobb <i>sensu lato</i> (non-European populations) or other vectors of Tomato ringspot virus are not known to occur | The plants must be accompanied by an official statement that they: (a) are directly derived from a place of production known to be free from Tomato ringspot virus; or (b) are of no more than fourth generation stock, derived from mother plants found to be free from Tomato ringspot virus under an officially approved system of virological testing |
| 59. | Plants, other than seeds, of <i>Pelargonium</i> L'Hérit. ex Ait., intended for planting, originating in any third country where: —Tomato ringspot virus is known to occur, and — <i>Xiphinema americanum</i> Cobb <i>sensu lato</i> (non-European populations) or other vectors of Tomato ringspot virus are known to occur | The plants must be accompanied by an official statement that they: (a) are directly derived from a place of production known to be free from Tomato ringspot virus in the soil or plants; or (b) are of no more than second generation stock, derived from mother plants found to be free from Tomato ringspot virus under an officially approved system of virological testing |

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| 60. | Plants of herbaceous species, other than: — bulbs, — corms, — plants of the family Gramineae, — rhizomes, — seeds, or — tubers, intended for planting, originating in any third country where <i>Liriomyza sativae</i> (Blanchard) or <i>Amauromyza maculosa</i> (Malloch) are known to occur | The plants must be accompanied by an official statement that they have been grown in a nursery and: (a) originate in an area established in the country of export by the national plant protection organisation in that country as being free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch), in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”; (b) originate in a place of production established in the country of export by the national plant protection organisation in that country as being free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch), in accordance with ISPM No. 10, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”, and declared free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch) on official inspections carried out at least monthly during the three months prior to export; (c) immediately prior to export, have been subjected to an appropriate treatment against <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch) and have been officially inspected and found free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch). Details of the treatment must be mentioned on the phytosanitary certificate or phytosanitary certificate for re-export; or (d) they originate from plant material (explant) which is free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch), are grown <i>in vitro</i> in a sterile medium under sterile conditions that preclude the possibility of infestation with <i>Liriomyza sativae</i> (Blanchard) or <i>Amauromyza maculosa</i> (Malloch) and are shipped in transparent containers under sterile conditions |
| 61. | Cut flowers of <i>Dendranthema</i> (DC.) Des Moul., <i>Dianthus</i> L., <i>Gypsophila</i> L., <i>Solidago</i> L. or leafy vegetables of <i>Apium graveolens</i> L. or | The cut flowers and leafy vegetables must be accompanied by an official statement that they: (a) originate in a country free from |

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| | <i>Ocimum</i> L, originating in any third country | <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch); or (b) immediately prior to their export, have been officially inspected and found free from <i>Liriomyza sativae</i> (Blanchard) and <i>Amauromyza maculosa</i> (Malloch) |
| 62. | Plants of herbaceous species, other than: — bulbs, — corms, — plants of the family Gramineae, — rhizomes, — seeds, or — tubers, intended for planting, originating in any third country | The plants must be accompanied by an official statement that: (a) they originate in an area known to be free from <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess); (b) no signs of <i>Liriomyza huidobrensis</i> (Blanchard) or <i>Liriomyza trifolii</i> (Burgess) have been observed at the place of production, on official inspections carried out at least monthly during the three months prior to harvesting; (c) immediately prior to their export, they have been officially inspected and found free from <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess) and have been subjected to an appropriate treatment against <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess); or (d) they originate from plant material (explant) which is free from <i>Liriomyza huidobrensis</i> (Blanchard) and <i>Liriomyza trifolii</i> (Burgess), are grown <i>in vitro</i> in a sterile medium under sterile conditions that preclude the possibility of infestation with <i>Liriomyza huidobrensis</i> (Blanchard) or <i>Liriomyza trifolii</i> (Burgess) and are shipped in transparent containers under sterile conditions |
| 63. | Plants with roots, planted or intended for planting, grown in the open air, originating in any third country | The plants must be accompanied by an official statement that: (a) the place of production is known to be free from <i>Clavibacter michiganensis</i> ssp. <i>sepedonicus</i> (Spieckermann and Kotthoff) Davis <i>et al.</i> and <i>Synchytrium endobioticum</i> (Schilbersky) Percival; and (b) the plants originate from a field known to be free from <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens |
| 64. | Soil or growing medium that: — is attached to, or accompanies, plants for the purposes of sustaining the vitality of those plants, — consists wholly or partly of soil or any solid organic substance such as | The growing material must be accompanied by an official statement that: (a) at the time of planting it was: (i) free from soil and organic matter; |

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| | parts of plants or humus (including peat or bark) or partly of any solid inorganic substance, and — originates in Belarus, Georgia, Moldova, Russia, Turkey, Ukraine or any country outside Europe, other than Algeria, Egypt, Israel, Libya, Morocco or Tunisia | <ul style="list-style-type: none"> (ii) found to be free from insects and harmful nematodes and subjected to appropriate examination or heat treatment or fumigation to ensure that it was free from other plant pests; or (iii) subjected to appropriate heat treatment or fumigation to ensure freedom from plant pests; and <p>(b) since planting:</p> <ul style="list-style-type: none"> (i) appropriate measures have been taken to ensure that the growing material has been maintained free from plant pests; or (ii) within two weeks prior to dispatch, the plants were shaken free from the material leaving the minimum amount necessary to sustain vitality during transport, and, if replanted, the growing material used for that purpose meets the requirements in paragraph (a) |
| 65. | Plants, other than seeds, of <i>Beta vulgaris</i> L., intended for planting, originating in any third country | The plants must be accompanied by an official statement that no symptoms of Beet curly top virus (non-European isolates) have been observed since the beginning of the last complete cycle of vegetation |
| 66. | Plants, other than seeds, of <i>Beta vulgaris</i> L., intended for planting, originating in any third country in which Beet leaf curl virus is known to occur | The plants must be accompanied by an official statement that: <ul style="list-style-type: none"> (a) Beet leaf curl virus has not been known to occur in the area of production; and (b) no symptoms of Beet curly top virus have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 67. | Plants, other than: <ul style="list-style-type: none"> — bulbs, — corms, — rhizomes, — seeds, or — tubers, intended for planting, originating in any third country | The plants must be accompanied by an official statement that they have been grown in a nursery and: <ul style="list-style-type: none"> (a) originate in an area established in the country of export by the national plant protection organisation in that country as being free from <i>Thrips palmi</i> Karny, in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export |

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| | | <p>under the heading “Additional declaration”;</p> <p>(b) originate in a place of production established in the country of export by the national plant protection organisation in that country as being free from <i>Thrips palmi</i> Karny, in accordance with ISPM No. 10, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”, and declared free from <i>Thrips palmi</i> Karny on official inspections carried out at least monthly during the three months prior to export;</p> <p>(c) immediately prior to export, have been subjected to an appropriate treatment against <i>Thrips palmi</i> Karny and have been officially inspected and found free from <i>Thrips palmi</i> Karny. Details of the treatment must be mentioned on the phytosanitary certificate or phytosanitary certificate for re-export; or</p> <p>(d) they originate from plant material (explant) which is free from <i>Thrips palmi</i> Karny, are grown <i>in vitro</i> in a sterile medium under sterile conditions that preclude the possibility of infestation with <i>Thrips palmi</i> Karny and are shipped in transparent containers under sterile conditions</p> |
| 68. | Cut flowers of Orchidaceae or fruits of <i>Momordica</i> L. or <i>Solanum melongena</i> L., originating in any third country | <p>The cut flowers and fruits must be accompanied by an official statement that:</p> <p>(a) they originate in a country free from <i>Thrips palmi</i> Karny; or</p> <p>(b) immediately prior to their export, they have been officially inspected and found free from <i>Thrips palmi</i> Karny</p> |
| 69. | Fruits of <i>Capsicum</i> L., originating in Belize, Costa Rica, Dominican Republic, El Salvador, Guatemala, Honduras, Jamaica, Mexico, Nicaragua, Panama, Puerto Rico, the USA or French Polynesia where <i>Anthonomus eugenii</i> Cano is known to occur | <p>The fruits must be accompanied by an official statement that they:</p> <p>(a) originate in an area free from <i>Anthonomus eugenii</i> Cano, established by the national plant protection organisation in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”; or</p> <p>(b) originate in a place of production, established in the country of export by</p> |

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| | | the national plant protection organisation in that country, as being free from <i>Anthonomus eugenii</i> Cano in accordance with ISPM No. 10, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”, and declared free from <i>Anthonomus eugenii</i> Cano on official inspections carried out at least monthly during the two months prior to export at the place of production and its immediate vicinity |
| 70. | Plants, other than seeds, of Palmae, intended for planting, originating in any country outside Europe | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they originate in an area known to be free from Palm lethal yellowing mycoplasma and Cadang-Cadang viroid, and no symptoms have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation;</p> <p>(b) no symptoms of Palm lethal yellowing mycoplasma or Cadang-Cadang viroid have been observed on the plants since the beginning of the last complete cycle of vegetation, and plants at the place of production which have shown symptoms giving rise to the suspicion of contamination by the diseases have been rogued out at that place and the plants have undergone appropriate treatment to rid them of <i>Myndus crudus</i> Van Duzee; or</p> <p>(c) in the case of plants in tissue culture, the plants were derived from plants which have met the requirements in paragraphs (a) or (b)</p> |
| 71. | Plants of Palmae, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following genera: — <i>Brahea</i> Mart, — <i>Butia</i> Becc., — <i>Chamaerops</i> L., — <i>Jubaea</i> Kunth, — <i>Livistona</i> R. Br., — <i>Phoenix</i> L., — <i>Sabal</i> Adans., — <i>Syagrus</i> Mart., — <i>Trachycarpus</i> H. Wendl., — <i>Trithrinax</i> Mart., — <i>Washingtonia</i> Raf. | <p>The plants must be accompanied by an official statement that they:</p> <p>(a) have been grown throughout their life in a country where <i>Paysandisia archon</i> (Burmeister) is not known to occur;</p> <p>(b) have been grown throughout their life in an area free from <i>Paysandisia archon</i> (Burmeister), established by the national plant protection organisation in accordance with ISPM No. 4;</p> <p>(c) have, during a period of at least two years prior to export, been grown in a place of production:</p> <p>(i) which is registered and supervised by the national</p> |

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| | | <p>plant protection organisation in the country of origin;</p> <p>(ii) where the plants were placed in a site with complete physical protection against the introduction of <i>Paysandisia archon</i> (Burmeister) or with the application of appropriate preventive treatments; and</p> <p>(iii) where, during three official inspections per year carried out at appropriate times, including immediately prior to export, no signs of <i>Paysandisia archon</i> (Burmeister) have been observed</p> |
| 72. | Plants, other than seeds, of <i>Fuchsia</i> L., intended for planting, originating in the USA or Brazil | The plants must be accompanied by an official statement that no symptoms of <i>Aculops fuchsiae</i> Keifer have been observed at the place of production and that immediately prior to export the plants have been inspected and found free from <i>Aculops fuchsiae</i> Keifer |
| 73. | Trees or shrubs, other than seeds or plants in tissue culture, intended for planting, originating in any third country other than a country in the Euro-Mediterranean area | <p>The trees and shrubs must be accompanied by an official statement that they:</p> <p>(a) have been grown in a nursery;</p> <p>(b) are free from plant debris, flowers and fruits; and</p> <p>(c) have been inspected at appropriate times and prior to export and found free from symptoms of harmful bacteria, viruses, and virus-like organisms, and either found free from signs or symptoms of harmful nematodes, insects, mites and fungi, or have been subjected to appropriate treatment to eliminate such organisms</p> |
| 74. | Deciduous trees or shrubs, other than seeds or plants in tissue culture, intended for planting, originating in any third country other than a country in the Euro-Mediterranean area | The trees and shrubs must be accompanied by an official statement that they are dormant and free from leaves |
| 75. | Annual or biennial plants, other than plants of Gramineae or seeds, intended for planting, originating in any third country other than a country in the Euro-Mediterranean area | <p>The plants must be accompanied by an official statement that they:</p> <p>(a) have been grown in a nursery;</p> <p>(b) are free from plant debris, flowers and fruits; and</p> <p>(c) have been inspected at appropriate times and prior to export; and</p> <p>(i) found free from symptoms of harmful bacteria, viruses and virus-like organisms; and</p> |

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| | | (ii) found free from signs or symptoms of harmful nematodes, insects, mites and fungi, or have been subjected to appropriate treatment to eliminate such organisms |
| 76. | Plants, other than seeds, of the family Gramineae, of ornamental perennial grasses of the subfamilies Bambusoideae, Panicoideae or of the genera <i>Buchloe</i> , <i>Bouteloua</i> Lag., <i>Calamagrostis</i> , <i>Cortaderia</i> Stapf., <i>Glyceria</i> R. Br., <i>Hakonechloa</i> Mak. ex. Honda, <i>Hystrix</i> , <i>Molinia</i> , <i>Phalaris</i> L. <i>Shibataea</i> , <i>Spartina</i> Schreb., <i>Stipa</i> L. or <i>Uniola</i> L., intended for planting, originating in any third country other than a country in the Euro-Mediterranean area | The plants must be accompanied by an official statement that they: <ul style="list-style-type: none"> (a) have been grown in a nursery; (b) are free from plant debris, flowers and fruits; (c) have been inspected at appropriate times and prior to export; and <ul style="list-style-type: none"> (i) found free from symptoms of harmful bacteria, viruses and virus-like organisms; and (ii) found free from signs or symptoms of harmful nematodes, insects, mites and fungi, or have been subjected to appropriate treatment to eliminate such organisms |
| 77. | Naturally or artificially dwarfed plants, other than seeds, intended for planting, originating in any third country outside Europe | The plants must be accompanied by an official statement that: <ul style="list-style-type: none"> (a) the plants, including those collected directly from natural habitats, have been grown, held and trained for at least two consecutive years prior to dispatch in an officially registered nursery which is subject to an officially supervised control regime; and (b) the plants have at least during that period: <ul style="list-style-type: none"> (i) been potted in pots which have been placed on shelves at least 50 cm above ground; (ii) have been subjected to appropriate treatments to ensure freedom from non-European rusts (and the active ingredient, concentration and date of application of these treatments must be mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “disinfestation and/or disinfection treatment”); (iii) have been officially inspected at least six times a year at appropriate intervals for the presence of plant pests mentioned in the Schedules to |

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| | | <p>this Order, along with the plants in the immediate vicinity of the nursery, by visual examination of each row in the field or nursery and all parts of the plant above the growing medium, using a random sample of at least 300 plants from a given genus where the number of plants of that genus is not more than 3,000 plants, or 10% of the plants if there are more than 3,000 plants from that genus;</p> <p>(iv) have been found free, in the inspections referred to in paragraph (iii), from the relevant plant pests or where infested, have been removed, and the remaining plants have been effectively treated and held for an appropriate period and inspected to ensure freedom from such plant pests;</p> <p>(v) have been planted in an unused artificial growing medium or in a natural growing medium which has been treated by fumigation or by appropriate heat treatment and examined afterwards and found free of any plant pests; and</p> <p>(vi) have been kept under conditions which ensure that the growing medium has been maintained free from plant pests and within two weeks prior to dispatch, have been:</p> <p>(aa) shaken and washed with clean water to remove the original growing medium and kept bare rooted; or</p> <p>(bb) shaken and washed with clean water to remove the original growing medium and replanted in growing medium which meets the conditions in paragraph (v); or</p> <p>(cc) subjected to appropriate treatments to ensure that the growing medium is free from plant pests (and the active</p> |
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| | | <p>ingredient, concentration and date of application of these treatments must be mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “disinfestation and/or disinfection treatment”); and</p> <p>(c) the plants have been packed in closed containers which have been officially sealed and bear the registration number of the registered nursery, and the registration number must be indicated on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration” for identification purposes</p> |
| 78. | <p>Herbaceous perennial plants, other than seeds, intended for planting, of the families Caryophyllaceae (except <i>Dianthus</i> L.), Compositae (except <i>Dendranthema</i> (DC.) Des Moul., Cruciferae, Leguminosae or Rosaceae (except <i>Fragaria</i> L.), originating in any third country other than a country in the Euro-Mediterranean area</p> | <p>The plants must be accompanied by an official statement that they:</p> <p>(a) have been grown in a nursery;</p> <p>(b) are free from plant debris, flowers and fruits; and</p> <p>(c) have been inspected at appropriate times and prior to export and found free from:</p> <p>(i) symptoms of harmful bacteria, viruses, and virus-like organisms; and</p> <p>(ii) signs or symptoms of harmful nematodes, insects, mites and fungi, or have been subjected to appropriate treatment to eliminate such organisms</p> |
| 79. | <p>Plants, other than bulbs, corms, rhizomes, seeds or tubers, of herbaceous species or plants of <i>Ficus</i> L. or <i>Hibiscus</i> L., intended for planting, originating in any country outside Europe</p> | <p>The plants must be accompanied by an official statement that:</p> <p>(a) they originate in an area established in the country of export by the national plant protection organisation in that country as being free from <i>Bemisia tabaci</i> Genn. (non-European populations), in accordance with ISPM No. 4, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”;</p> <p>(b) they originate in a place of production established in the country of export by the national plant protection</p> |

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| | | <p>organisation in that country as being free from <i>Bemisia tabaci</i> Genn. (non-European populations), in accordance with ISPM No. 10, and which is mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “Additional declaration”, and declared free from <i>Bemisia tabaci</i> Genn. (non-European populations) on official inspections carried out at least once each three weeks during the nine weeks prior to export;</p> <p>(c) in cases where <i>Bemisia tabaci</i> Genn. (non-European populations) has been found at the place of production, they are held or produced in this place of production and have undergone an appropriate treatment to ensure freedom from <i>Bemisia tabaci</i> Genn. (non-European populations) and subsequently this place of production has been found free from <i>Bemisia tabaci</i> Genn. (non-European populations) as a consequence of the implementation of appropriate procedures aimed at eradicating <i>Bemisia tabaci</i> Genn. (non-European populations) in official inspections carried out weekly during the nine weeks prior to export and in monitoring procedures throughout the period. Details of the treatment must be mentioned on the phytosanitary certificate or phytosanitary certificate for re-export; or</p> <p>(d) they originate from plant material (explant) which is free from <i>Bemisia tabaci</i> Genn. (non-European populations), are grown <i>in vitro</i> in a sterile medium under sterile conditions that preclude the possibility of infestation with <i>Bemisia tabaci</i> Genn. (non-European populations) and are shipped in transparent containers under sterile conditions</p> |
| 80. | <p>Cut flowers of <i>Aster</i> spp., <i>Eryngium</i> L., <i>Gypsophila</i> L., <i>Hypericum</i> L., <i>Lisianthus</i> L., <i>Rosa</i> L., <i>Solidago</i> L. or <i>Trachelium</i> L. or leafy vegetables of <i>Ocimum</i> L., originating in any country outside Europe</p> | <p>The cut flowers and leafy flowers must be accompanied by an official statement that:</p> <p>(a) they originate in a country free from <i>Bemisia tabaci</i> Genn. (non-European populations); or</p> <p>(b) immediately prior to their export, they have been officially inspected and found free from <i>Bemisia tabaci</i> Genn. (non-European populations)</p> |
| 81. | <p>Plants, other than seeds, of <i>Solanum lycopersicum</i> L., intended for planting,</p> | <p>The plants must be accompanied by an official statement that no symptoms of</p> |

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| | originating in any third country where Tomato yellow leaf curl virus is known to occur and <i>Bemisia tabaci</i> Genn. is not known to occur | Tomato yellow leaf curl virus have been observed on the plants |
| 82. | Plants, other than seeds, of <i>Solanum lycopersicum</i> L., intended for planting, originating in any third country where Tomato yellow leaf curl virus and <i>Bemisia tabaci</i> Genn. are known to occur | The plants must be accompanied by an official statement that: <ul style="list-style-type: none"> (a) no symptoms of Tomato yellow leaf curl virus have been observed on the plants; and <ul style="list-style-type: none"> (i) the plants originate in an area known to be free from <i>Bemisia tabaci</i> Genn.; or (ii) the place of production has been found free from <i>Bemisia tabaci</i> Genn. on official inspections carried out at least monthly during the three months prior to export; or (b) no symptoms of Tomato yellow leaf curl virus have been observed at the place of production and the place of production has been subjected to an appropriate treatment and monitoring regime to ensure freedom from <i>Bemisia tabaci</i> Genn. |
| 83. | Plants, other than seeds, bulbs, tubers, corms or rhizomes, intended for planting, originating in any third country where the following plants pests are known to occur: <ul style="list-style-type: none"> — Bean golden mosaic virus, — Cowpea mild mottle virus, — Lettuce infectious yellow virus, — Pepper mild tigré virus, — Squash leaf curl virus, or — other viruses transmitted by <i>Bemisia tabaci</i> Genn., and where <i>Bemisia tabaci</i> Genn. (non-European populations) or other vectors of the relevant plant pests are not known to occur | The plants must be accompanied by an official statement that no symptoms of the relevant plant pests in column 2 of this item have been observed on the plants during their complete cycle of vegetation |
| 84. | Plants, other than seeds, bulbs, tubers, corms or rhizomes, intended for planting, originating in any third country where the following plants pests are known to occur: <ul style="list-style-type: none"> — Bean golden mosaic virus, — Cowpea mild mottle virus, — Lettuce infectious yellow virus, — Pepper mild tigré virus, — Squash leaf curl virus, or — other viruses transmitted by <i>Bemisia tabaci</i> Genn., and where <i>Bemisia tabaci</i> Genn. (non-European | The plants must be accompanied by an official statement that no symptoms of the relevant plant pests in column 2 of this item have been observed on the plants during an adequate period, and: <ul style="list-style-type: none"> (a) the plants originate in an area known to be free from <i>Bemisia tabaci</i> Genn. and other vectors of the plant pests; (b) the place of production has been found free from <i>Bemisia tabaci</i> Genn. and other vectors of the plant pests on official inspections carried out at |

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| | populations) or other vectors of the relevant plant pests are known to occur | <p>appropriate times;</p> <p>(c) the plants have been subjected to an appropriate treatment aimed at eradicating <i>Bemisia tabaci</i> Genn.; or</p> <p>(d) the plants originate from plant material (explant) which is free from <i>Bemisia tabaci</i> Genn. (non-European populations) and which did not show any symptoms of <i>Bemisia tabaci</i> Genn. (non-European populations), are grown <i>in vitro</i> in a sterile medium under sterile conditions that preclude the possibility of infestation with <i>Bemisia tabaci</i> Genn. (non-European populations) and are shipped in transparent containers under sterile conditions</p> |
| 85. | Seeds of <i>Helianthus annuus</i> L., originating in any third country | <p>The seeds must be accompanied by an official statement that:</p> <p>(a) they originate in an area known to be free from <i>Plasmopara halstedii</i> (Farlow) Berl. and de Toni; or</p> <p>(b) other than those that have been produced on varieties resistant to all races of <i>Plasmopara halstedii</i> (Farlow) Berl. and de Toni present in the area of production, they have been subjected to an appropriate treatment against <i>Plasmopara halstedii</i> (Farlow) Berl. and de Toni</p> |
| 86. | Seeds of <i>Solanum lycopersicum</i> L., originating in any third country | <p>The seeds must be accompanied by an official statement that they have been obtained by means of an appropriate acid extraction method and:</p> <p>(a) they originate in an area where <i>Clavibacter michiganensis</i> ssp. <i>michiganensis</i> (Smith) Davis <i>et al.</i>, <i>Xanthomonas campestris</i> pv. <i>vesicatoria</i> (Doidge) Dye or Potato spindle tuber viroid are not known to occur;</p> <p>(b) no symptoms of the diseases caused by those plant pests have been observed on the plants at the place of production during their complete cycle of vegetation; or</p> <p>(c) the seeds have been subjected to official testing for at least those plant pests on a representative sample and using appropriate methods, and have been found free from those plant pests</p> |
| 87. | Seeds of <i>Medicago sativa</i> L., originating in any third country | <p>The seeds must be accompanied by an official statement that:</p> <p>(a) no symptoms of <i>Ditylenchus dipsaci</i></p> |

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| | | <p>(Kühn) Filipjev have been observed at the place of production since the beginning of the last complete cycle of vegetation and no <i>Ditylenchus dipsaci</i> (Kühn) Filipjev has been revealed by laboratory tests on a representative sample;</p> <p>(b) fumigation has taken place prior to export; or</p> <p>(c) the seeds have been subjected to an appropriate physical treatment against <i>Ditylenchus dipsaci</i> (Kühn) Filipjev and have been found to be free of <i>Ditylenchus dipsaci</i> (Kühn) Filipjev after laboratory tests on a representative sample</p> |
| 88. | Seeds of <i>Medicago sativa</i> L., originating in any third country where <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> Davis <i>et al.</i> is known to occur | <p>The seeds must be accompanied by an official statement that:</p> <p>(a) <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> Davis <i>et al.</i> has not been known to occur on the farm or in its immediate vicinity since the beginning of the last 10 years;</p> <p>(b) either:</p> <ul style="list-style-type: none"> (i) the crop belongs to a variety recognised as being highly resistant to <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> Davis <i>et al.</i>; (ii) it has not yet started its fourth complete cycle of vegetation from sowing when the seed was harvested, and there was not more than one preceding seed harvest from the crop; or (iii) the content of inert matter which has been determined in accordance with the rules applicable for the certification of seed marketed in the European Union, does not exceed 0.1% by weight; <p>(c) no symptoms of <i>Clavibacter michiganensis</i> ssp. <i>insidiosus</i> Davis <i>et al.</i> have been observed at the place of production, or on any <i>Medicago sativa</i> L. crop adjacent to it, during the last complete cycle of vegetation or, where appropriate, the last two cycles of vegetation; and</p> <p>(d) the crop has been grown on land on which no previous <i>Medicago sativa</i> L. crop has been present during the last</p> |

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| | | three years prior to sowing |
| 89. | Seeds of <i>Oryza sativa</i> L., originating in any third country | The seeds must be accompanied by an official statement that: (a) they have been officially tested by appropriate nematological tests and have been found free from <i>Aphelenchoides besseyi</i> Christie; or (b) they have been subjected to an appropriate hot water treatment or other appropriate treatment against <i>Aphelenchoides besseyi</i> Christie |
| 90. | Seeds of <i>Phaseolus</i> L., originating in any third country | The seeds must be accompanied by an official statement that: (a) they originate in an area known to be free from <i>Xanthomonas campestris</i> pv. <i>phaseoli</i> (Smith) Dye; or (b) a representative sample of the seeds has been tested and found free from <i>Xanthomonas campestris</i> pv. <i>phaseoli</i> (Smith) Dye |
| 91. | Seeds of <i>Zea mays</i> L., originating in any third country | The seeds must be accompanied by an official statement that: (a) they originate in an area known to be free from <i>Erwinia stewartii</i> (Smith) Dye; or (b) a representative sample of the seeds has been tested and found free from <i>Erwinia stewartii</i> (Smith) Dye |
| 92. | Seeds of the genera <i>Triticum</i> , <i>Secale</i> or <i>X Triticosecale</i> from Afghanistan, India, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA where <i>Tilletia indica</i> Mitra is known to occur | The seeds must be accompanied by an official statement that they originate in an area where <i>Tilletia indica</i> Mitra is known not to occur, and the name of the area must be mentioned on the phytosanitary certificate or phytosanitary certificate for re-export |
| 93. | Grain of the genera <i>Triticum</i> , <i>Secale</i> or <i>X Triticosecale</i> from Afghanistan, India, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA where <i>Tilletia indica</i> Mitra is known to occur | The grain must be accompanied by an official statement that: (a) it originates in an area where <i>Tilletia indica</i> Mitra is known not to occur, and the name of the area must be mentioned on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “place of origin”; or (b) no symptoms of <i>Tilletia indica</i> Mitra have been observed on the plants at the place of production during their last complete cycle of vegetation and representative samples of the grain have been taken both at the time of harvest and before shipment and have been tested and found free from <i>Tilletia indica</i> Mitra, which must be evidenced by a statement “tested and found free |

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| | | from <i>Tilletia indica</i> Mitra” on the phytosanitary certificate or phytosanitary certificate for re-export under the heading “name of produce” |
| 94. | Susceptible plants within the meaning of Article 1(2) of Decision 2002/757/EC originating in the USA | The plants must be accompanied by a phytosanitary certificate or a phytosanitary certificate for re-export which includes: (a) an official statement under the heading “Additional declaration” that they: (i) meet the requirements in point 1a(a) or 1a(b) of Annex I to Decision 2002/757/EC; and (ii) have been found free from non-European isolates of <i>Phytophthora ramorum</i> Werres, De Cock & Man in’t Veld sp. nov.; and (b) where point 1a(a) of that Annex applies, the name of the area in which they originate under the heading “place of origin” |
| 95. | Susceptible plants within the meaning of Article 1(b) of Decision 2007/365/EC originating in any third country | The plants must be accompanied by a phytosanitary certificate or a phytosanitary certificate for re-export which includes an official statement under the heading “Additional declaration” that the plants, including those collected from natural habitats, meet the requirements specified in point 1(a), (b) or (c) of Annex I to Decision 2007/365/EC |
| 96. | Specified plants within the meaning given in Article 1(2) of Decision 2007/433/EC originating in any third country | The plants must be accompanied by a phytosanitary certificate or a phytosanitary certificate for re-export which includes an official statement under the heading “Additional declaration” that they: (a) originate in a place of production which is registered and supervised by the national plant protection organisation in the country of origin; and (b) meet the requirements specified in point 1(a), (b) or (c) of Annex I to Decision 2007/433/EC |
| 97. | Specified plants within the meaning of Article 1(a) of Decision 2012/138/EU originating in China | The plants must be accompanied by a phytosanitary certificate or a phytosanitary certificate for re-export which includes: (a) an official statement under the heading |

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| | | <p>“Additional declaration” in accordance with point 1 of Section 1(B) of Annex I to Decision 2012/138/EU; and</p> <p>(b) where point 1(b) of that Section applies, the place of production of the plants must meet the requirements specified in Article 1(c) of Decision 2012/138/EU</p> |
| 98. | Specified plants within the meaning of Article 1(a) of Decision 2012/138/EU originating in any third country where <i>Anoplophora chinensis</i> (Forster) is known to be present, other than China | <p>The plants must be accompanied by a phytosanitary certificate or a phytosanitary certificate for re-export which includes:</p> <p>(a) an official statement under the heading “Additional declaration” in accordance with point 1 of Section 1(A) of Annex I to Decision 2012/138/EU; and</p> <p>(b) where point 1(a) of that Section applies, the name of the relevant pest-free area under the heading “place of origin”</p> |
| 99. | Tubers of <i>Solanum tuberosum</i> L., intended for planting, originating in any third country where <i>Epitrix cucumeris</i> (Harris), <i>Epitrix papa</i> sp.n, <i>Epitrix subcrinita</i> (Lec.) or <i>Epitrix tuberis</i> (Gentner) is known to be present | The tubers must be accompanied by a phytosanitary certificate which includes an official statement under the heading “Additional declaration” in accordance with Section 1 of Annex I to Decision 2012/270/EU |
| 100. | Plants, other than seeds, intended for planting, which can only grow in water or soil that is permanently saturated with water and which originate in any third country | The plants must be accompanied by a phytosanitary certificate which includes an official statement under the heading “Additional declaration” in accordance with Section I of Annex I to Decision 2012/697/EU |
| 101. | Live pollen of <i>Actinidia</i> Lindl. or plants, other than seeds, of <i>Actinidia</i> Lindl. intended for planting, originating in any third country | The live pollen or plants must be accompanied by a phytosanitary certificate which includes an official statement under the heading “Additional declaration” in accordance with Section I of Annex I to Decision (EU) 2017/198 |
| 102. | Specified plants within the meaning of Article 1(c) of Decision (EU) 2015/789 originating in any third country, other than a third country where <i>Xylella fastidiosa</i> (Wells et al.) is known to be present | <p>The plants must:</p> <p>(a) originate in a third country which has been notified to the European Commission by the relevant national plant protection organisation in accordance with Article 16(a) of Decision (EU) 2015/789; and</p> <p>(b) be accompanied by a phytosanitary certificate which includes an official statement under the heading “Additional declaration”;</p> <p>(i) in accordance with Article 16(b) of that Decision; or</p> <p>(ii) in the case of plants, other than seeds, intended for planting, of</p> |

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| | | <i>Coffea</i> , <i>Lavandula dentata</i> L., <i>Nerium oleander</i> L., <i>Olea europaea</i> L., <i>Polygala myrtifolia</i> L. or <i>Prunus dulcis</i> (Mill.) D.A. Webb, in accordance with Article 16(b) and the second sub-paragraph of Article 16 of that Decision |
| 103. | Specified plants within the meaning of Article 1(c) of Decision (EU) 2015/789 originating in any third country where <i>Xylella fastidiosa</i> (Wells et al.) is known to be present | <p>The plants must be accompanied by a phytosanitary certificate which includes:</p> <ul style="list-style-type: none"> (a) in the case of plants originating in an area which has been established as free from <i>Xylella fastidiosa</i> (Wells et al.) in accordance with ISPM No. 4 and has been notified to the European Commission by the relevant national plant protection organisation in accordance with Article 17(2)(a) of Decision (EU) 2015/789, the name of the area under the heading “place of origin”; (b) in the case of plants which originate in an area where <i>Xylella fastidiosa</i> (Wells et al.) is known to be present and have not been grown for their entire production cycle <i>in vitro</i>: <ul style="list-style-type: none"> (i) an official statement under the heading “Additional declaration” in accordance with Article 17(3) of that Decision; and (ii) the name of the site from which they originate under the heading “place of origin”; (c) in the case of plants which originate in an area where <i>Xylella fastidiosa</i> (Wells et al.) is known to be present and have been grown for their entire production cycle <i>in vitro</i>: <ul style="list-style-type: none"> (i) an official statement under the heading “Additional declaration” in accordance with Article 17(3a) of that Decision; and (ii) the name of the site from which they originate under the heading “place of origin” |
| 104. | Plants, other than seeds, of <i>Mangifera</i> L. originating in India | The plants must be accompanied by a phytosanitary certificate which includes an official statement under the heading “Additional declaration” describing the appropriate measures taken to ensure freedom from harmful organisms |
| 105. | Specified plants within the meaning of Article 1(a) of Decision (EU) | The plants must be accompanied by a phytosanitary certificate or a phytosanitary |

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| | 2015/893 originating in any third country where <i>Anoplophora glabripennis</i> (Motschulsky) is known to be present | certificate for re-export which includes— (a) an official statement under the heading “Additional declaration” that they meet the requirements specified in point (1)(a), (b) or (c) of Section 1(A) of Annex II to Decision (EU) 2015/893; and (b) where point (1)(a) of that Section applies, the name of the relevant pest-free area under the heading “place of origin” |
| 106. | Plants of <i>Fraxinus</i> L., intended for planting originating in any third country | The plants must be accompanied by a phytosanitary certificate which has been issued by the national plant protection organisation of the country from which the plants originate and which includes under the heading “Additional declaration” an official statement that the plants have been grown throughout their life in an area which has been established and is maintained as an area free from <i>Chalara fraxinea</i> T. Kowalski (including its teleomorph <i>Hymenoscyphus pseudoalbidus</i>) in accordance with ISPM No. 4 |

PART B

Relevant material, from the European Union, which may only be introduced into or moved within Wales if special requirements are complied with

| (1) Item | (2) Description of relevant material | (3) Requirements of introduction |
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| 1. | Plants, other than seeds, of <i>Pinus</i> L., intended for planting | The plants must be accompanied by an official statement that no symptoms of <i>Scirrhia pini</i> Funk and Parker have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 2. | Plants, other than seeds, of <i>Abies</i> Mill., <i>Larix</i> Mill., <i>Picea</i> A. Dietr., <i>Pinus</i> L., <i>Pseudotsuga</i> Carr. or <i>Tsuga</i> Carr., intended for planting | The plants must be accompanied by an official statement that no symptoms of <i>Melampsora medusae</i> Thümen have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 3. | Plants, other than seeds, of <i>Populus</i> L., intended for planting | The plants must be accompanied by an official statement that no symptoms of <i>Melampsora medusae</i> Thümen have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation |
| 4. | Plants, other than seeds, of <i>Castanea</i> Mill. or <i>Quercus</i> L., intended for planting | The plants must be accompanied by an official statement that: (a) they originate in an area known to be free from <i>Cryphonectria parasitica</i> (Murrill) |

- Barr; or
- (b) no symptoms of *Cryphonectria parasitica* (Murrill) Barr have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation
5. Plants, other than seeds, of *Platanus* L., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from *Ceratocystis platani* (J.M. Walter) Engelbr. & T.C. Harr.; or
- (b) no symptoms of *Ceratocystis platani* (J.M. Walter) Engelbr. & T.C. Harr have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation
6. Plants, other than seeds, of *Ulmus* L., intended for planting
- The plants must be accompanied by an official statement that no symptoms of *Candidatus Phytoplasma ulmi* have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation
7. Plants, other than seeds, of *Amelanchier* Med., *Chaenonmeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. or *Sorbus* L., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they originate in a zone recognised as being free from *Erwinia amylovora* (Burr.) Winsl. *et al.*; or
- (b) the plants in the field of production or in its immediate vicinity which have shown symptoms of *Erwinia amylovora* (Burr.) Winsl. *et al.* have been rogued out
8. Plants, other than fruit or seeds, of *Citrus* L., *Fortunella* Swingle or *Poncirus* Raf.
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from *Spiroplasma citri* Saglio *et al.*, *Phoma tracheiphila* (Petri) Kanchaveli and Gikashvili and *Citrus tristeza* virus (European strains);
- (b) the plants derive from a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official individual testing for, at least, *Citrus tristeza* virus (European strains), using appropriate tests or methods in line with international standards, and have been growing permanently in an insect proof glasshouse or isolated cage on which no symptoms of *Spiroplasma citri* Saglio *et al.*, *Phoma tracheiphila* (Petri) Kanchaveli and Gikashvili or *Citrus tristeza* virus (European strains) have been observed; or
- (c) they:
- (i) have been derived from a

certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official individual testing for, at least, *Citrus tristeza* virus (European strains), using appropriate tests or methods in line with international standards, and has been found free from *Citrus tristeza* virus (European strains) and certified free from at least *Citrus tristeza* virus (European strains) in official individual tests carried out according to the methods mentioned in this paragraph; and

- (ii) have been inspected and no symptoms of *Spiroplasma citri* Saglio *et al.*, *Phoma tracheiphila* (Petri) Kanchaveli and Gikashvili or *Citrus tristeza* virus (European strains) have been observed since the beginning of the last complete cycle of vegetation

9. Plants, other than fruit or seeds, of *Citrus* L., *Choisya* Kunth, *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm. f., *Murraya* J. Koenig ex L., *Vepris* Comm., or *Zanthoxylum* L.

The plants must be accompanied by an official statement that:

- (a) they originate in an area free from *Trioza erytrae* Del Guercio, established by the national plant protection organisation in accordance with ISPM No. 4;
- (b) they have been grown in a place of production:
 - (i) which is registered and supervised by the relevant competent authority in the member State of origin;
 - (ii) where the plants were placed in a site with complete physical protection against the introduction of *Trioza erytrae* Del Guercio; and
 - (iii) where two official inspections were carried out at appropriate times during the last complete cycle of vegetation prior to their movement from the site, and no signs of that plant pest were observed in that site or in the surrounding area with a width of at least 200 m

10. Plants of Araceae, Marantaceae,

The plants must be accompanied by an

Musaceae, *Persea* spp. or Strelitziaceae, rooted or with growing medium attached or which appear to have been in contact with growing medium

official statement that:

- (a) no contamination by *Radopholus similis* (Cobb) Thorne has been observed at the place of production since the beginning of the last complete cycle of vegetation; or
- (b) soil and roots from suspected plants have been subjected since the beginning of the last complete cycle of vegetation to official nematological testing for at least *Radopholus similis* (Cobb) Thorne and have been found to be free from that plant pest

11. Plants, other than seeds, of *Fragaria* L., *Prunus* L. or *Rubus* L., intended for planting

The plants must be accompanied by an official statement that:

- (a) they originate in an area known to be free from the following plant pests:
 - (i) in the case of *Fragaria* L.:
 - *Phytophthora fragariae* Hickman var. *fragariae*,
 - Arabis mosaic virus,
 - Raspberry ringspot virus,
 - Strawberry crinkle virus,
 - Strawberry latent ringspot virus,
 - Strawberry mild yellow edge virus,
 - Tomato black ring virus,
 - *Xanthomonas fragariae* Kennedy and King;
 - (ii) in the case of *Prunus* L.:
 - Apricot chlorotic leafroll mycoplasma,
 - *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.*;
 - (iii) in the case of *Prunus persica* (L.) Batsch:
 - *Pseudomonas syringae* pv. *persicae* (Prunier *et al.*) Young *et al.*;and
 - (iv) in the case of *Rubus* L.:
 - Arabis mosaic virus,
 - Raspberry ringspot virus,
 - Strawberry latent ringspot virus,
 - Tomato black ring virus; or
- (b) no symptoms of diseases caused by the plant pests in paragraph (a) have been observed on plants at the place of production since the beginning of the last complete cycle of vegetation

12. Plants, other than seeds, of *Cydonia* Mill. or *Pyrus* L., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from Pear decline mycoplasma; or
 - (b) plants at the place of production or in its immediate vicinity which have shown symptoms giving rise to the suspicion of contamination by Pear decline mycoplasma, have been rogued out at that place within the last three complete cycles of vegetation
13. Plants, other than seeds, of *Fragaria* L., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from *Aphelenchoides besseyi* Christie;
 - (b) no symptoms of *Aphelenchoides besseyi* Christie have been observed on plants at the place of production since the beginning of the last complete cycle of vegetation; or
 - (c) in the case of plants in tissue culture, the plants have been derived from plants complying with paragraph (b) or have been officially tested by appropriate nematological methods and have been found free from *Aphelenchoides besseyi* Christie
14. Plants, other than seeds, of *Malus* Mill., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from Apple proliferation mycoplasma; or
 - (b) other than plants raised from seed, they have been:
 - (i) officially certified under a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official testing for at least Apple proliferation mycoplasma using appropriate indicators or equivalent methods and has been found free from that plant pest; or
 - (ii) derived in direct line from material which has been maintained under appropriate conditions and has been subjected, at least once within the last six complete cycles of vegetation, to official testing for at least Apple proliferation

- mycoplasma using appropriate indicators or equivalent methods and has been found free from that plant pest; and
- (c) no symptoms of diseases caused by Apple proliferation mycoplasma have been observed on plants at the place of production, or on susceptible plants in its immediate vicinity, since the beginning of the last three complete cycles of vegetation
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from Plum pox virus;
- (b) other than plants raised from seed, they have been:
- (i) officially certified under a certification scheme requiring them to be derived in direct line from material which has been maintained under appropriate conditions and has been subjected to official testing for, at least, Plum pox virus using appropriate indicators or equivalent methods and has been found free from that plant pest; or
- (ii) derived in direct line from material which has been maintained under appropriate conditions and has been subjected, at least once within the last three complete cycles of vegetation, to official testing for at least Plum pox virus using appropriate indicators or equivalent methods and has been found free from that plant pest; and
- (c) no symptoms of disease caused by Plum pox virus have been observed on plants at the place of production, or on susceptible plants in its immediate vicinity, since the beginning of the last three complete cycles of vegetation; and
- (d) plants at the place of production which have shown symptoms of disease caused by other viruses or virus-like pathogens, have been rogued out
15. Plants, other than seeds, of the following species of *Prunus* L., intended for planting:
- *Prunus amygdalus* Batsch,
 - *Prunus armeniaca* L.,
 - *Prunus blireiana* Andre,
 - *Prunus brigantina* Vill.,
 - *Prunus cerasifera* Ehrh.,
 - *Prunus cistena* Hansen,
 - *Prunus curdica* Fenzl and Fritsch.,
 - *Prunus domestica* spp. *domestica* L.,
 - *Prunus domestica* spp. *insititia* (L.) C.K. Schneid.,
 - *Prunus domestica* spp. *italica* (Borkh.) Hegl.,
 - *Prunus glandulosa* Thunb.,
 - *Prunus holosericea* Batal.,
 - *Prunus hortulana* Bailey,
 - *Prunus japonica* Thunb.,
 - *Prunus mandshurica* (Maxim.) Koehne,
 - *Prunus maritima* Marsh.,
 - *Prunus mume* Sieb. and Zucc.,
 - *Prunus nigra* Ait.,
 - *Prunus persica* (L.) Batsch.,
 - *Prunus salicina* L.,
 - *Prunus sibirica* L.,
 - *Prunus simonii* Carr.,
 - *Prunus spinosa* L.,
 - *Prunus tomentosa* Thunb.,
 - *Prunus triloba* Lindl., or
 - other species of *Prunus* L. susceptible to Plum pox virus
16. Plants, other than fruit or seeds, of *Vitis* L.
- The plants must be accompanied by an official statement that no symptoms of Grapevine flavescence dorée MLO or *Xylophilus ampelinus* (Panagopoulos) Willems *et al.* have been

observed on the mother-stock plants at the place of production since the beginning of the last two complete cycles of vegetation

17. Tubers of *Solanum tuberosum* L., intended for planting
- The tubers must be accompanied by an official statement that:
- (a) the European Union provisions to combat *Synchytrium endobioticum* (Schilbersky) Percival have been complied with;
 - (b) they originate in an area known to be free from *Clavibacter michiganensis* spp. *sepedonicus* (Spieckermann and Kottoff) Davis *et al.* or the European Union provisions to combat *Clavibacter michiganensis* spp. *sepedonicus* (Spieckermann and Kottoff) Davis *et al.* have been complied with;
 - (c) they originate in an area in which *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*
 - (i) is known not to occur; or
 - (ii) is known to occur, and the tubers originate from a place of production found free from *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* or considered to be free of *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* as a consequence of the implementation of an appropriate procedure aimed at eradicating *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*; and
 - (d) they originate in an area in which *Meloidogyne chitwoodi* Golden *et al.* (all populations) and *Meloidogyne fallax* Karssen are known not to occur or an area in which *Meloidogyne chitwoodi* Golden *et al.* (all populations) or *Meloidogyne fallax* Karssen are known to occur and:
 - (i) they originate from a place of production which has been found free from *Meloidogyne chitwoodi* Golden *et al.* (all populations) and *Meloidogyne fallax* Karssen based on an annual survey of host crops by visual inspection of host plants at appropriate times and by visual inspection both externally and by cutting of tubers after harvest from potato crops grown at the place of production; or
 - (ii) the tubers after harvest have been randomly sampled and checked for the presence of symptoms

after an appropriate method to induce symptoms or laboratory tested, as well as inspected visually, both externally and by cutting the tubers, at appropriate times and in all cases at the time of sealing of the packages or containers before marketing according to the provisions on sealing in Council Directive 2002/56/EC on the marketing of seed potatoes⁽¹⁾, and no symptoms of *Meloidogyne chitwoodi* Golden *et al.* (all populations) or *Meloidogyne fallax* Karssen have been found

18. Tubers of *Solanum tuberosum* L., intended for planting, other than those to be planted in accordance with Article 4(4)(b) of Directive 2007/33/EC
- The tubers must be accompanied by an official statement that the European Union provisions to combat *Globodera pallida* (Stone) Behrens and *Globodera rostochiensis* (Wollenweber) Behrens are complied with
19. Tubers of *Solanum tuberosum* L., intended for planting, other than tubers of those varieties accepted in one or more member States pursuant to Council Directive 2002/53/EC on the common catalogue of varieties of agricultural plant species⁽²⁾
- The tubers must be accompanied by an official statement that they:
- (a) belong to advanced selections, such a statement being indicated in an appropriate way on the document accompanying the tubers;
 - (b) have been produced within the European Union;
 - (c) have been derived in direct line from material which has been maintained under appropriate conditions and has been subjected within the European Union to official quarantine testing in accordance with appropriate methods and has been found free from plant pests
20. Plants of stolon- or tuber-forming species of *Solanum* L., intended for planting, other than those tubers of *Solanum tuberosum* L. specified in column 2 of items 17 to 19, culture maintenance material being stored in gene banks or genetic stock collections or seeds of *Solanum tuberosum* L., specified in column 2 of item 21
- The plants must have been held under quarantine conditions and:
- (a) must have been found free of any plant pests in quarantine testing which was:
 - (i) supervised by the responsible official body of the member State concerned and executed by scientifically trained staff of that organisation or any officially approved body;
 - (ii) executed at a site provided with appropriate facilities sufficient to contain plant pests and maintain the material including indicator plants in such a way as to

⁽¹⁾ OJ No L 193, 20.7.2002, p. 60, to which there are amendments not relevant to this Order.

⁽²⁾ OJ No L 193, 20.7.2002, p. 1, as amended by Regulation (EC) No 1829/2003 of the European Parliament and of the Council (OJ No L 268, 18.10.2003, p. 1).

- eliminate any risk of plant pests spreading;
- (iii) executed on each unit of the material:
- (aa) by visual examination at regular intervals during the full length of at least one vegetative cycle, having regard to the type of material and its stage of development during the testing programme, for symptoms caused by any plant pests; and
- (bb) by testing:
- in the case of all potato material at least for:
 - Andean potato latent virus,
 - Arracacha virus B. oca strain,
 - Potato black ringspot virus,
 - Potato spindle tuber viroid,
 - Potato virus T,
 - Andean potato mottle virus,
 - common potato viruses A, M, S, V, X and Y (including Y^o, Y_n and Y_c) and Potato leaf roll virus,
 - *Clavibacter michiganensis* spp. sepedonicus (Spieckermann and Kottoff) Davis *et al.*
 - *Ralstonia solanacearum* (Smith) Yabuuchi *et al.*;
 - in the case of seeds of *Solanum tuberosum* L., other than those specified in column 2 of item 21, at least for the viruses and viroid listed above; and
- (iv) included appropriate testing on any other symptom observed in the visual examination in order to identify the plant pests having caused such symptoms;
- (b) any material which has not been found free, under the testing referred to in

- paragraph (a) from plant pests specified in that paragraph must have been immediately destroyed or subjected to procedures which eliminate the plant pests; and
- (c) each organisation or research body holding this material must inform their official member State Plant Protection Organisation of the material held
21. Seeds of *Solanum tuberosum* L, other than those specified in column 2 of item 22
- The seeds must be accompanied by an official statement:
- (a) that they:
- (i) derive from plants complying with the requirements specified in column 3 of items 17 to 20; and
- (ii) originate in areas known to be free from *Synchytrium endobioticum* (Schilbersky) Percival, *Clavibacter michiganensis* ssp. *sepedonicus* (Speckermann and Kotthoff) Davis *et al.*, *Ralstonia solanacearum* (Smith) Yabuuchi *et al.* and Potato spindle tuber viroid; or
- (b) that they have been produced in a site in which no symptoms of the disease caused by those plant pests have been observed since the beginning of the last cycle of vegetation and where the following actions have been taken:
- (i) the site has been separated from other solanaceous plants and other host plants of Potato spindle tuber viroid;
- (ii) staff and other items, such as tools, machinery, vehicles, vessels and packaging material, from other sites producing solanaceous plants and other host plants of Potato spindle tuber viroid have been prevented from coming into contact with the site or other appropriate hygiene measures have been taken to prevent infection by staff working, or items used, at other sites producing solanaceous plants and other host plants of Potato spindle tuber viroid;
- (iii) only water free from those plant pests has been used
22. Plants of stolon- or tuber-forming species
- Each organisation or research body holding such

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| | of <i>Solanum</i> L., intended for planting, being stored in gene banks or genetic stock collections | material must inform their official member State Plant Protection Organisation of the material held |
| 23. | Tubers of <i>Solanum tuberosum</i> L., other than those mentioned in column 2 of items 18 to 22 | <p>There must be evidence by a registration number put on the packaging, or in the case of loose-loaded potatoes transported in bulk, on the vehicle transporting the potatoes, that the potatoes have been grown by an officially registered producer, or originate from officially registered collective storage or dispatching centres located in the area of production, indicating that the tubers are free from <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> and that the following provisions are complied with:</p> <ul style="list-style-type: none"> (a) the European Union provisions to combat <i>Synchytrium endobioticum</i> (Schilbersky) Percival; (b) where appropriate, the European Union provisions to combat <i>Clavibacter michiganensis</i> ssp. <i>sepedonicus</i> (Spieckermann and Kotthoff) Davis <i>et al.</i>; and (c) the European Union provisions to combat <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens |
| 24. | Plants, other than seeds, of Solanaceae, intended for planting, other than plants mentioned in column 2 of items 22 and 23 | <p>The plants must be accompanied by an official statement that:</p> <ul style="list-style-type: none"> (a) they originate in an area known to be free from Potato stolbur mycoplasma; or (b) no symptoms of Potato stolbur mycoplasma have been observed on the plants at the place of production since the beginning of the last complete cycle of vegetation |
| 25. | Plants with roots of <i>Capsicum</i> spp., <i>Solanum lycopersicum</i> L. or <i>Solanum melongena</i> L., intended for planting, other than those to be planted in accordance with Article 4(4)(a) of Directive 2007/33/EC | The plants must be accompanied by an official statement that the European Union provisions to combat <i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochiensis</i> (Wollenweber) Behrens are complied with |
| 26. | Plants with roots of <i>Capsicum</i> spp., <i>Solanum lycopersicum</i> L., <i>Musa</i> L. or <i>Solanum melongena</i> L., intended for planting | <p>The plants must be accompanied by an official statement that:</p> <ul style="list-style-type: none"> (a) they originate in an area known to be free from <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> or (b) no symptoms of <i>Ralstonia solanacearum</i> (Smith) Yabuuchi <i>et al.</i> have been observed on the plants at the place of production since the beginning of the last complete cycle of vegetation |
| 27. | Plants, other than seeds, of <i>Humulus</i> | The plants must be accompanied by an official |

- lupulus* L., intended for planting
28. Plants of Palmae, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following genera:
- Brahea* Mart.,
 - Butia* Becc.,
 - Chamaerops* L.,
 - Jubaea* Kunth,
 - Livistona* R. Br.,
 - Phoenix* L.,
 - Sabal* Adans.,
 - Syagrus* Mart.,
 - Trachycarpus* H. Wendl.,
 - Trithrinax* Mart.,
 - Washingtonia* Raf.
- statement that no symptoms of *Verticillium albo-atrum* Reinke and Berthold or *Verticillium dahliae* Klebahn have been observed on hops at the place of production since the beginning of the last complete cycle of vegetation
- The plants must be accompanied by an official statement that they:
- (a) have been grown throughout their life in an area free from *Paysandisia archon* (Burmeister), established by the national plant protection organisation in accordance with ISPM No. 4;
 - (b) have, during a period of at least two years prior to export, been grown in a place of production:
 - (i) which is registered and supervised by the national plant protection organisation in the country of origin;
 - (ii) where the plants were placed in a site with complete physical protection against the introduction of *Paysandisia archon* (Burmeister) or with the application of appropriate preventive treatments; and
 - (iii) where, during three official inspections per year carried out at appropriate times, no signs of *Paysandisia archon* (Burmeister) have been observed
29. Plants, other than seeds, of *Dendranthema* (DC.) Des Moul., *Dianthus* L. or *Pelargonium* L'Hérit. ex Ait., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they originate in an area free from *Helicoverpa armigera* (Hübner) and *Spodoptera littoralis* (Boisd.), established by the national plant protection organisation in accordance with ISPM No. 4;
 - (b) no signs of *Helicoverpa armigera* (Hübner) or *Spodoptera littoralis* (Boisd.) have been observed at the place of production since the beginning of the last complete cycle of vegetation; or
 - (c) the plants have undergone appropriate treatment to protect them from those plant pests
30. Plants, other than seeds, of *Dendranthema* (DC.) Des Moul., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they are of no more than third generation stock derived from material which has been found to be free from *Chrysanthemum stunt viroid* during virological tests, or are directly derived

from material of which a representative sample of at least 10% has been found to be free from *Chrysanthemum stunt viroid* during an official inspection carried out at the time of flowering;

- (b) the plants or cuttings:
 - (i) have come from premises which have been officially inspected at least monthly during the three months prior to dispatch and on which no symptoms of *Puccinia horiana* Hennings have been observed during that period, and in the immediate vicinity of which no symptoms of *Puccinia horiana* Hennings have been known to have occurred during the three months prior to marketing; or
 - (ii) have undergone appropriate treatment against *Puccinia horiana* Hennings; and
- (c) in the case of unrooted cuttings, no symptoms of *Didymella ligulicola* (Baker, Dimock and Davis) v. Arx were observed on the cuttings or the plants from which the cuttings were derived or, in the case of rooted cuttings, no symptoms of *Didymella ligulicola* (Baker, Dimock and Davis) v. Arx were observed either on the cuttings or on the rooting bed

31. Plants, other than seeds, of *Dianthus* L., intended for planting

The plants must be accompanied by an official statement that:

- (a) they have been derived in direct line from mother plants which have been found free from *Erwinia chrysanthemi* pv. *Dianthicola* (Hellmers) Dickey, *Pseudomonas caryophylli* (Burkholder) Starr and Burkholder and *Phialophora cinerescens* (Wollenw.) Van Beyma on officially approved tests, carried out at least once within the two previous years; and

32. Bulbs of *Tulipa* L. or *Narcissus* L. other than those for which there is evidence from their packaging, or from other means, that they are intended for sale to final consumers not involved in professional cut-flower production

- (b) no symptoms of these plant pests have been observed on the plants
- The bulbs must be accompanied by an official statement that no symptoms of *Ditylenchus dipsaci* (Kühn) Fililjev have been observed on the bulbs since the beginning of the last complete cycle of vegetation

33. Plants of herbaceous species, other than:
— bulbs,
— corms,

The plants must be accompanied by an official statement that they:

- (a) originate in an area known to be free from

- plants of the family Gramineae,
— rhizomes,
— seeds, or
— tubers,
intended for planting
- Liriomyza huidobrensis* (Blanchard) and
Liriomyza trifolii (Burgess);
- (b) no signs of *Liriomyza huidobrensis* (Blanchard) or *Liriomyza trifolii* (Burgess) have been observed at the place of production on official inspections carried out at least monthly during the three months prior to harvesting;
- (c) immediately prior to marketing, the plants have been officially inspected and found free from *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess) and have been subjected to an appropriate treatment against *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess); or
- (d) they originate from plant material (explant) which is free from *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess), are grown *in vitro* in a sterile medium under sterile conditions that preclude the possibility of infestation with *Liriomyza huidobrensis* (Blanchard) and *Liriomyza trifolii* (Burgess) and are shipped in transparent containers under sterile conditions
34. Plants with roots, planted or intended for planting, grown in the open air
- There must be evidence that the place of production is known to be free from *Clavibacter michiganensis* ssp. *sepedonicus* (Spieckermann and Kotthoff) Davis *et al.* and *Synchytrium endobioticum* (Schilbersky) Percival
35. Plants with roots grown in the open air of *Allium porrum* L., *Asparagus officinalis* L., *Beta vulgaris* L., *Brassica* spp. or *Fragaria* L., intended for planting, other than those plants to be planted in accordance with Article 4.4(a) or (c) of Directive 2007/33/EC
- There must be evidence that the European Union provisions to combat *Globodera pallida* (Stone) Behrens and *Globodera rostochiensis* (Wollenweber) Behrens are complied with
36. Bulbs, tubers or rhizomes, grown in the open air, of *Allium ascalonicum* L., *Allium cepa* L., *Dahlia* spp., *Gladiolus* Tourn. ex L., *Hyacinthus* spp., *Iris* spp., *Lilium* spp., *Narcissus* L. or *Tulipa* L., other than those bulbs, tubers or rhizomes to be planted in accordance with Article 4.4(a) or (c) of Directive 2007/33/EC
- There must be evidence that the European Union provisions to combat *Globodera pallida* (Stone) Behrens and *Globodera rostochiensis* (Wollenweber) Behrens are complied with
37. Plants, other than seeds, of *Beta vulgaris* L., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from Beet leaf curl virus; or
- (b) Beet leaf curl virus has not been known to

- occur in the area of production and no symptoms of Beet curly top virus have been observed at the place of production or in its immediate vicinity since the beginning of the last complete cycle of vegetation
38. Seeds of *Helianthus annuus* L. The seeds must be accompanied by an official statement that:
- (a) they originate in an area known to be free from *Plasmopara halstedii* (Farlow) Berl. and de Toni; or
 - (b) other than those that have been produced on varieties resistant to all races of *Plasmopara halstedii* (Farlow) Berl. and de Toni present in the area of production, they have been subjected to an appropriate treatment against *Plasmopara halstedii* (Farlow) Berl. and de Toni
39. Plants, other than seeds, of *Solanum lycopersicum* L., intended for planting The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from Tomato yellow leaf curl virus;
 - (b) no symptoms of Tomato yellow leaf curl virus have been observed on the plants; and
 - (i) the plants originate in an area known to be free from *Bemisia tabaci* Genn.; or
 - (ii) the place of production has been found free from *Bemisia tabaci* Genn. on official inspections carried out at least monthly during the three months prior to export; or
 - (c) no symptoms of Tomato yellow leaf curl virus have been observed at the place of production and the place of production has been subjected to an appropriate treatment and monitoring regime to ensure freedom from *Bemisia tabaci* Genn.
40. Seeds, of *Solanum lycopersicum* L. The seeds must be accompanied by an official statement that they have been obtained by means of an appropriate acid extraction method and:
- (a) they originate in an area where *Clavibacter michiganensis* ssp. *michiganensis* (Smith) Davis *et al.*, or *Xanthomonas campestris* pv. *vesicatoria* (Doidge) Dye is not known to occur;
 - (b) no symptoms of diseases caused by those plant pests have been observed on the plants at the place of production during their complete cycle of vegetation; or

41. Seeds of *Medicago sativa* L.
- (c) the seeds have been subjected to official testing for at least those plant pests, on a representative sample and using appropriate methods, and have been found free from those plant pests
- The seeds must be accompanied by an official statement that:
- (a) no symptoms of *Ditylenchus dipsaci* (Kühn) Filipjev have been observed at the place of production since the beginning of the last complete cycle of vegetation and no *Ditylenchus dipsaci* (Kühn) Filipjev has been revealed by laboratory tests on a representative sample;
- (b) fumigation has taken place prior to marketing; or
- (c) the seeds have been subjected to an appropriate physical treatment against *Ditylenchus dipsaci* (Kühn) Filipjev and have been found to be free of *Ditylenchus dipsaci* (Kühn) Filipjev after laboratory tests on a representative sample
42. Seeds of *Medicago sativa* L.
- The seeds must be accompanied by an official statement that:
- (a) they originate in an area known to be free from *Clavibacter michiganensis* ssp. *insidiosus* Davis *et al.*; or
- (b) *Clavibacter michiganensis* ssp. *insidiosus* Davis *et al.* has not been known to occur on the farm or in its immediate vicinity since the beginning of the last 10 years; and
- (i) the crop belongs to a variety recognised as being highly resistant to *Clavibacter michiganensis* ssp. *insidiosus* Davis *et al.*;
- (ii) it had not yet started its fourth complete cycle of vegetation from sowing when the seed was harvested, and there has not been more than one preceding seed harvest from the crop; or
- (iii) the content of inert matter which has been determined in accordance with the rules applicable for the certification of seed marketed in the European Union, does not exceed 0.1% by weight;
- (c) no symptoms of *Clavibacter michiganensis* ssp. *insidiosus* Davis *et al.* have been observed at the place of production, or on any *Medicago sativa* L. crop adjacent to it, during the last complete cycle of vegetation

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| | | or, where appropriate, the last two cycles of vegetation; and |
| | | (d) the crop has been grown on land on which no previous <i>Medicago sativa</i> L. crop has been present during the last three years prior to sowing |
| 43. | Seeds of <i>Phaseolus</i> L. | The seeds must be accompanied by an official statement that: <ul style="list-style-type: none"> (a) they originate in an area known to be free from <i>Xanthomonas campestris</i> pv. <i>phaseoli</i> (Smith) Dye; or (b) a representative sample of the seeds has been tested and found free from <i>Xanthomonas campestris</i> pv. <i>phaseoli</i> (Smith) Dye |
| 44. | Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf. | The packaging, any label attached to the packaging or any document normally used for trade purposes which accompanies the consignment must bear an appropriate origin mark (which may be a reference to the name of the country of origin) |
| 45. | Plants, other than seeds, of <i>Viburnum</i> spp. L., <i>Camellia</i> spp. or <i>Rhododendron</i> spp. L., other than <i>Rhododendron simsii</i> Planch, intended for planting | The plants must be accompanied by an official statement that they meet the requirements specified in point 3 of the Annex I to Decision 2002/757/EC |
| 46. | Susceptible plants within the meaning of Article 1(b) of Decision 2007/365/EC | The plants must be accompanied by an official statement that they have been grown in accordance with the requirements specified in point 2(a), (b) (c) or (d) of Annex I to Decision 2007/365/EC |
| 47. | Specified plants within the meaning of Article 1(2) of Decision 2007/433/EC | The plants must be accompanied by an official statement that they meet the requirements specified in Section II of Annex I to Decision 2007/433/EC |
| 48. | Specified plants within the meaning of Article 1(a) of Decision 2012/138/EU which originate in an area established in accordance with Article 6 of that Decision | The plants must be accompanied by an official statement that they meet the requirements specified in point 1 of Section 2 of Annex I to Decision 2012/138/EU |
| 49. | Specified plants within the meaning of Article 1(a) of Decision 2012/138/EU which do not originate in, but have been introduced into, a place of production that is in an area established in accordance with Article 6 of that Decision | The plants must be accompanied by an official statement that the place of production into which the plants have been introduced meets the requirements specified in point 1(iii) of Section 2 of Annex I to Decision 2012/138/EU |
| 50. | Tubers of <i>Solanum tuberosum</i> L., including those intended for planting, which originate in an area established in accordance with Article 5 of Decision 2012/270/EU, other than those which originate in Wales and are only being moved within such an area | The tubers must be accompanied by an official statement that the tubers meet the requirements specified in point (1)(a) to (c) of Section 2 of Annex I to Decision 2012/270/EU |

51. Live pollen of *Actinidia* Lindl. or plants, other than seeds, of *Actinidia* Lindl. intended for planting
- The pollen and plants must be accompanied by an official statement that they meet one of the requirements specified in point (2) and, where appropriate, one of the requirements in point (3) of Annex II to Decision 2017/198/EU
52. Host plants within the meaning of Article 1(b) of Decision (EU) 2015/789 which have never been grown in an area established in accordance with Article 4 of that Decision
- The plants must be accompanied by an official statement that:
- (a) they meet the requirements specified in Article 9(8)(a) of Decision (EU) 2015/789; or
 - (b) in the case of plants, other than seeds, intended for planting, of *Coffea*, *Lavandula dentata* L., *Nerium oleander* L., *Olea europaea* L., *Polygala myrtifolia* L. or *Prunus dulcis* (Mill.) D.A. Webb, they meet the requirements specified in the second sub-paragraph of Article 9(8) of that Decision
53. Pre-basic mother plants as defined in Article 1(3) of Commission Implementing Directive 2014/98/EU or pre-basic material as defined in Article 2(5) of Council Directive 2008/90/EC which:
- belong to the species *Juglans regia* L., *Olea europaea* L., *Prunus amygdalus* Batsch, *P. amygdalus* x *P. persica*, *P. armeniaca* L., *P. avium* (L.) L., *P. cerasus* L., *P. domestica* L., *P. domestica* x *P. salicina*, *P. dulcis* (Mill.) D.A. Webb, *P. persica* (L.) Batsch, or *P. salicina* Lindley,
 - have been grown outside an area established in accordance with Article 4 of Decision (EU) 2015/789, and
 - have spent at least part of their life outside insect proof facilities
- The plants must be accompanied by an official statement that they meet the requirements specified in Article 9(9)(a) and (b) of Decision (EU) 2015/789
54. Specified plants within the meaning of Article 1(c) of Decision (EU) 2015/789, other than those belonging to the varieties specified in Annex III to that Decision, which have been grown for at least part of their life in an area established in accordance with Article 4 of that Decision
- The plants must:
- (a) in the case of plants which have not been grown for their entire production cycle *in vitro*:
 - (i) be accompanied by an official statement that they meet the requirements specified in Article 9(2) to (4) and (5) of Decision (EU) 2015/789; or
 - (ii) in the case of dormant plants, other than seeds, of *Vitis* intended for planting, be accompanied by an official statement that they meet the requirements specified in Article 9(4a) and (5) of that Decision;
 - (b) in the case of plants which have been grown for their entire production cycle *in vitro*, be accompanied by an official

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| 55. | Specified plants within the meaning of Article 1(a) of Decision (EU) 2015/893 which originate, or have been introduced into a place of production, in an area established in accordance with Article 7 of that Decision | <p style="text-align: right;">statement that they meet the requirements specified in Article 9a(2) and (3) of that Decision and be transported in the manner specified in Article 9a(4) of that Decision</p> <p>The plants must be accompanied by an official statement that:</p> <p>(a) in the case of plants which originate in an area established in accordance with Article 7 of Decision (EU) 2015/893, they have been grown during a period of at least two years prior to their movement, or in the case of plants which are younger than two years, throughout their life, in a place of production which meets the requirements specified in point (1)(a) and (b) of Section 2(A) of Annex II to that Decision; and</p> <p>(b) they meet the requirements specified in point (1)(c) of that Section</p> |
| 56. | <p>Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle or <i>Poncirus</i> Raf., other than fruits of <i>Citrus aurantium</i> L. or <i>Citrus latifolia</i> Tanaka, which:</p> <ul style="list-style-type: none"> — originate in Brazil, South Africa or Uruguay; — are destined exclusively for industrial processing into juice; and — have been introduced into another part of the European Union in accordance with Articles 9 to 13 of Decision (EU) 2016/715 | <p>The fruits must be:</p> <p>(a) packaged and labelled in accordance with Article 17 of that Decision; and</p> <p>(b) subject to a licence granted under article 40(1) of this Order authorising their introduction into, and their movement within, Wales and, where applicable, their processing and storage in Wales</p> |
| 57. | <p>Fruits of <i>Citrus</i> L., <i>Fortunella</i> Swingle, <i>Poncirus</i> Raf., <i>Microcitrus</i> Swingle, <i>Naringi</i> Adans. Or <i>Swinglea</i> Merr. which:</p> <ul style="list-style-type: none"> — originate in any third country; — are destined for industrial processing into juice; and — have been introduced into another part of the European Union in accordance with Article 3 of Commission Implementing Decision (EU) 2017/2374 | <p>The fruits must be subject to a licence granted under article 40(1) of this Order authorising their introduction into, and their movement within, Wales and, where applicable, their processing and storage in Wales</p> |
| 58. | Plants of <i>Fraxinus</i> L. intended for planting | <p>The plants must be accompanied by an official statement that they have been grown throughout their life in an area which has been established and is maintained as an area free from <i>Chalara fraxinea</i> T. Kowalski (including its teleomorph <i>Hymenoscyphus pseudoalbidus</i>) in accordance with ISPM No.4</p> |
| 59. | Tubers of <i>Solanum tuberosum</i> L., other than those mentioned in column 2 of items 19 to 22, originating in Poland | <p>The tubers must be accompanied by a certificate issued by the responsible official body of Poland confirming that they have been found to be free from <i>Clavibacter michiganensis</i> ssp. <i>sepedonicus</i> (Spieckermann and Kotthoff) Davis <i>et al.</i> in official laboratory tests</p> |
| 60. | Tubers of <i>Solanum tuberosum</i> L., including | <p>The tubers must have been washed so that there</p> |

those intended for planting, originating in any area of Spain which is within the European Union, other than those originating in an area established in accordance with Article 5 of Decision 2012/270/EU or the Balearic Islands

is no more than 0.1% of soil remaining

PART C

Relevant material which may only be landed in or moved within Wales (as a protected zone) if special requirements are complied with

| (1) Item | (2) Description of relevant material | (3) Requirements of landing |
|-------------|--|---|
| 1. | Plants, other than seeds, of <i>Platanus</i> L. intended for planting, originating in the European Union or in Armenia, Switzerland or the USA | <p>The plants must be accompanied by an official statement that they have been grown throughout their life:</p> <ul style="list-style-type: none"> (a) in an area free from <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. & T.C. Harr., established in accordance with ISPM No. 4; or (b) in a protected zone which is recognised as a protected zone for <i>Ceratocystis platani</i> (J.M. Walter) Engelbr. & T.C. Harr. |
| 2. | Plants, other than fruit or seeds, of <i>Pinus</i> L., intended for planting | <p>The plants must be accompanied by an official statement that:</p> <ul style="list-style-type: none"> (a) they have been grown throughout their life in places of production in countries in which <i>Thaumetopoea pityocampa</i> Denis & Schiffermüller is not known to occur; (b) they have been grown throughout their life in an area free from <i>Thaumetopoea pityocampa</i> Denis & Schiffermüller, established by the national plant protection organisation in accordance with ISPM No. 4; (c) they have been produced in nurseries which, along with their vicinity, have been found free from <i>Thaumetopoea pityocampa</i> Denis & Schiffermüller on the basis of official inspections and official surveys carried out at appropriate times; or (d) they have been grown throughout their life in a site with complete physical protection against the introduction of <i>Thaumetopoea pityocampa</i> Denis & Schiffermüller and have been inspected at appropriate times and found to be free from <i>Thaumetopoea pityocampa</i> Denis & Schiffermüller |
| 3. | Plants of <i>Castanea</i> Mill. intended for planting | <p>The plants must be accompanied by an official statement that they have been grown throughout their life:</p> |

4. Plants, other than seeds, of *Prunus* L., intended for planting
- (a) in a place of production in a country where *Cryphonectria parasitica* (Murrill) Barr is known not to occur;
 - (b) in an area free from *Cryphonectria parasitica* (Murrill) Barr, established by the national plant protection organisation in accordance with ISPM No. 4; or
 - (c) in a protected zone which is recognised as a protected zone for *Cryphonectria parasitica* (Murrill) Barr
- The plants must be accompanied by an official statement that:
- (a) they have been grown throughout their life in places of production in countries in which *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.* is not known to occur;
 - (b) they have been grown throughout their life in an area free from *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.*, established by the national plant protection organization in accordance with ISPM No. 4;
 - (c) they have been derived in direct line from mother plants which have shown no symptoms of *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.* during the last complete cycle of vegetation and no symptoms of that plant pest have been observed on the plants at the place of production since the beginning of the last complete cycle of vegetation; or
 - (d) in the case of plants of *Prunus laurocerasus* L. or *Prunus lusitanica* L. for which there is evidence from their packing or from other means that they are intended for sale to final consumers not involved in professional plant production, no symptoms of *Xanthomonas arboricola* pv. *pruni* (Smith) Vauterin *et al.* have been observed on plants at the place of production since the beginning of the last complete growing season
5. Plants of *Palmae*, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following genera: *Brahea* Mart., *Butia* Becc., *Chamaerops* L., *Jubaea* Kunth, *Livistona* R. Br., *Phoenix* L., *Sabal* Adans., *Syagrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart., or *Washingtonia* Raf.
- The plants must be accompanied by an official statement that:
- (a) they have been grown throughout their life in places of production in countries where *Paysandisia archon* (Burmeister) is known not to occur;
 - (b) they have been grown throughout their life in an area free from *Paysandisia archon* (Burmeister) established by the national plant protection organization in accordance with ISPM No. 4; or

- (c) they have, during a period of at least two years prior to export or movement, been grown in a place of production:
- (i) which is registered and supervised by the national plant protection organization in the country of origin;
 - (ii) where the plants were placed in a site with complete physical protection against the introduction of *Paysandisia archon* (Burmeister); and
 - (iii) where, during three official inspections per year carried out at appropriate times, including immediately prior to movement from the place of production, no signs of *Paysandisia archon* (Burmeister) have been observed
6. Plants of *Palmae*, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following taxa: *Areca catechu* L., *Arenga pinnata* (Wurmb) Merr., *Bismarckia Hildebr. & H. Wendle.*, *Borassus flabellifer* L., *Brahea armata* S. Watson, *Brahea edulis* H. Wendl., *Butia capitata* (Mart.) Becc., *Calamus merrillii* Becc., *Caryota maxima* Blume, *Caryota cumingii* Lodd. ex Mart., *Chamaerops humilis* L., *Cocos nucifera* L., *Copernicia* Mart., *Corypha utan* Lam., *Elaeis guineensis* Jacq., *Howea forsteriana* Becc., *Jubae chilensis* (Molina) Baill., *Livistona australis* C. Martius, *Livistona decora* (W. Bull) Dowe, *Livistona rotundifolia* (Lam.) Mart., *Metroxylon sagu* Rottb., *Phoenix canariensis* Chabaud, *Phoenix dactylifera* L., *Phoenix reclinata* Jacq., *Phoenix roebelenii* O'Brien, *Phoenix sylvestris* (L.) Roxb., *Phoenix theophrasti* Greuter, *Pritchardia* Seem. & H. Wendl., *Ravenea rivularis* Jum. & H. Perrier, *Roystonea regia* (Kunth) O.F. Cook, *Sabal palmetto* (Walter) Lodd. ex Schult. & Schult. F., *Syagrus roman-zoffiana* (Cham.) Glassman, *Trachycarpus fortunei* (Hook.) H. Wendl. Or *Washingtonia* Raf.
- The plants must be accompanied by an official statement that:
- (a) they have been grown throughout their life in places of production in countries where *Rhynchophorus ferrugineus* (Olivier) is known not to occur;
 - (b) they have been grown throughout their life in an area free from *Rhynchophorus ferrugineus* (Olivier), established by the national plant protection organization in accordance with ISPM No. 4; or
 - (c) they have, during a period of at least two years prior to export or movement, been grown in a place of production:
 - (i) which is registered and supervised by the national plant protection organization in the country of origin;
 - (ii) where the plants were placed in a site with complete physical protection against the introduction of *Rhynchophorus ferrugineus* (Olivier); and
 - (iii) where, during three official inspections per year carried out at appropriate times, including immediately prior to movement from the place of production, no signs of *Rhynchophorus ferrugineus* (Olivier) have been observed
7. Uprooted cuttings of *Euphorbia pulcherrima* Willd., intended for planting
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from *Bemisia tabaci* Genn. (European

- populations);
- (b) no signs of *Bemisia tabaci* Genn. (European populations) have been observed on the cuttings or on the plants from which the cuttings are derived and which are held or produced at the place of production on official inspections carried out at least once each three weeks during the whole production period of these plants at the place of production; or
- (c) in cases where *Bemisia tabaci* Genn. (European populations) has been found at the place of production, the cuttings and the plants from which the cuttings are derived and which are held or produced at the place of production have undergone an appropriate treatment to ensure freedom from *Bemisia tabaci* Genn. (European populations) and subsequently this place of production has been found free from *Bemisia tabaci* Genn. (European populations) as a consequence of the implementation of appropriate procedures aimed at eradicating *Bemisia tabaci* Genn. (European populations), in official inspections carried out weekly during the three weeks prior to the movement from this place of production, and in monitoring procedures throughout the period. The last inspection of the weekly inspections must have been carried out immediately prior to movement
8. Plants of *Euphorbia pulcherrima* Willd., intended for planting, other than:
- seeds,
 - those for which there is evidence from their packing or their flower (or bract) development or from other means that they are intended for sale to final customers not involved in professional plant production, or
 - those specified in item 7
- The plants must be accompanied by an official statement that:
- (a) they originate in an area known to be free from *Bemisia tabaci* Genn. (European populations);
- (b) no signs of *Bemisia tabaci* Genn. (European populations) have been observed on plants at the place of production on official inspections carried out at least once each three weeks during the nine weeks prior to marketing; or
- (c) in cases where *Bemisia tabaci* Genn. (European populations) has been found at the place of production, the plants held or produced at the place of production have undergone an appropriate treatment to ensure freedom from *Bemisia tabaci* Genn. (European populations) and subsequently this place of production has been found free from *Bemisia tabaci* Genn. (European populations) as a consequence of the implementation of appropriate procedures aimed at eradicating *Bemisia tabaci* Genn.

(European populations), in official inspections carried out weekly during the three weeks prior to the movement from this place of production, and in monitoring procedures throughout the period. The last inspection of the weekly inspections must have been carried out immediately prior to movement; and

(d) evidence is available that they have been produced from cuttings which:

(i) originate in an area known to be free from *Bemisia tabaci* Genn. (European populations);

(ii) have been grown at a place of production where no signs of *Bemisia tabaci* Genn. (European populations) have been observed on official inspections carried out at least once each three weeks during the whole production period of these plants; or

(iii) in cases where *Bemisia tabaci* Genn. (European populations) has been found at the place of production, have been grown on plants held or produced at the place of production having undergone an appropriate treatment to ensure freedom from *Bemisia tabaci* Genn. (European populations) and subsequently this place of production has been found free from *Bemisia tabaci* Genn. (European populations) as a consequence of the implementation of appropriate procedures aimed at eradicating *Bemisia tabaci* Genn. (European populations), in official inspections carried out weekly during the three weeks prior to the movement from this place of production, and in monitoring procedures throughout the period. The last inspection of the weekly inspections must have been carried out immediately prior to movement

9. Plants, other than seeds, tubers or corms, of *Begonia* L., intended for planting; or plants, other than seeds, of *Dipladenia* A.DC., *Ficus* L., *Hibiscus* L., *Mandevilla* Lindl. or *Nerium oleander* L., intended for planting

The plants must be accompanied by an official statement that:

(a) they originate in an area known to be free from *Bemisia tabaci* Genn. (European populations);

(b) no signs of *Bemisia tabaci* Genn. (European populations) have been

observed on plants at the place of production on official inspections carried out at least once each three weeks during the nine weeks prior to marketing;

- (c) where *Bemisia tabaci* Genn. (European populations) has been found at the place of production, the plants, held or produced at the place of production, have undergone an appropriate treatment to ensure freedom from *Bemisia tabaci* Genn. (European populations) and subsequently the place of production has been found free from *Bemisia tabaci* Genn. (European populations) as a consequence of the implementation of appropriate procedures aiming at eradicating *Bemisia tabaci* Genn. (European populations), in official inspections carried out weekly during the three weeks prior to the movement from the place of production, and in monitoring procedures throughout the said period; or
- (d) in the case of plants for which there is evidence from their packing or their flower development or from other means that they are intended for direct sale to final consumers not involved in professional plant production, they have been officially inspected and found free from *Bemisia tabaci* Genn. (European populations) immediately prior to their movement

10. Plants of *Castanea Mill.*, other that plants in tissue culture, fruit or seeds

The plants must be accompanied by an official statement that the plants have been grown throughout their life:

- (a) in a place of production in a country where *Dryocosmus kuriphilus* Yasumatsu is known not to occur;
- (b) in an area free from *Dryocosmus kuriphilus* Yasumatsu, established by the national plant protection organisation in accordance with ISPM No. 4; or
- (c) in a protected zone which is recognised as a protected zone for *Dryocosmus kuriphilus* Yasumatsu

SCHEDULE 5 Article 3

Relevant material from a third country for which a phytosanitary certificate may be required

PART A

Relevant material which may only be landed if accompanied by a phytosanitary certificate

1. Plants, other than seeds, intended for planting.
2. Seeds of—
 - (a) Cruciferae, Gramineae or *Trifolium* spp., originating in Argentina, Australia, Bolivia, Chile, New Zealand or Uruguay;
 - (b) the genera *Triticum*, *Secale* or *X Triticosecale* from Afghanistan, India, Iran, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA; or
 - (c) Solanaceae, *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Capsicum* spp., *Helianthus annuus* L., *Solanum lycopersicum* L., *Medicago sativa* L., *Prunus* L., *Rubus* L., *Oryza* spp., *Zea mays* L., *Allium ascalonicum* L., *Allium cepa* L., *Allium porrum* L., *Allium schoenoprasum* L. or *Phaseolus* L.
3. Parts of plants, other than fruit or seeds, of—
 - (a) *Castanea* Mill., *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Gypsophilia* L., *Pelargonium* L'Hérit. ex Ait., *Phoenix* spp., *Populus* L., *Quercus* L., *Solidago* L. or cut flowers of Orchidaceae;
 - (b) conifers (Coniferales);
 - (c) *Acer saccharum* Marsh, originating in the USA or Canada;
 - (d) *Prunus* L., originating in any country outside Europe;
 - (e) cut flowers of *Aster* spp., *Eryngium* L., *Hypericum* L., *Lisianthus* L., *Rosa* L. or *Trachelium* L., originating in any country outside Europe;
 - (f) leafy vegetables of *Apium graveolens* L., *Ocimum* L., *Limnophila* L. or *Eryngium* L.;
 - (g) leaves of *Manihot esculenta* Crantz;
 - (h) cut branches of *Betula* L. with or without foliage;
 - (i) cut branches of *Fraxinus* L., *Juglans ailantifolia* Carr., *Juglans mandshurica* Maxim., *Ulmus davidiana* Planch. or *Pterocarya rhoifolia* Siebold & Zucc., with or without foliage, originating in Canada, China, Democratic People's Republic of Korea, Japan, Mongolia, Republic of Korea, Russia, Taiwan or the USA; or
 - (j) *Amyris* P. Browne, *Casimiroa* La Llave, *Citropsis* Swingle & Kellerman, *Eremocitrus* Swingle, *Esenbeckia* Kunth., *Glycosmis* Corrêa, *Merrillia* Swingle, *Naringi* Adans., *Tetradium* Lour., *Toddalia* Juss. or *Zanthoxylum* L.
4. Parts of plants, other than fruit but including seeds, of *Aegle* Corrêa, *Aeglopsis* Swingle, *Afraegle* Engl., *Atalantia* Corrêa, *Balsamocitrus* Stapf, *Burkillanthus* Swingle, *Calodendrum* Thunb., *Choisya* Kunth, *Clausena* Burm. f., *Limonia* L., *Microcitrus* Swingle, *Murraya* J. Koenig ex L., *Pamburus* Swingle, *Severinia* Ten., *Swinglea* Merr., *Triphasia* Lour or *Vepris* Comm.
5. Fruit of—
 - (a) *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Microcitrus* Swingle, *Naringi* Adans., *Swinglea* Merr., *Momordica* L., *Solanum lycopersicum* L. or *Solanum melongena* L.;
 - (b) *Annona* L., *Cydonia* Mill., *Diospyros* L., *Malus* Mill., *Mangifera* L., *Passiflora* L., *Prunus* L., *Psidium* L., *Pyrus* L., *Ribes* L., *Syzygium* Gaertn. or *Vaccinium* L., originating in any country outside Europe;

- (c) *Capsicum* L.;
 - (d) *Punica granatum* L., originating in any country of the African continent, Cape Verde, Saint Helena, Madagascar, La Reunion, Mauritius or Israel.
6. Tubers of *Solanum tuberosum* L.
7. Soil or growing medium, which consists in whole or in part of soil or solid organic substances such as parts of plants or humus, including peat or bark, other than those composed entirely of peat.
8. Soil or growing medium which is attached to or appears to have been in contact with plants, consisting in whole or in part of material specified in paragraph 7 or consisting in part of any solid inorganic substances, intended to sustain the vitality of plants, originating in—
- (a) Belarus, Georgia, Moldova, Russia, Turkey or Ukraine; or
 - (b) any country outside Europe, other than Algeria, Egypt, Israel, Libya, Morocco or Tunisia.
9. Grain of the genera *Triticum*, *Secale* or *X Triticosecale* originating in Afghanistan, India, Iran, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA.
10. Susceptible plants within the meaning of Article 1(2) of Decision 2002/757/EC originating in the USA.
11. Susceptible plants within the meaning of Article 1(b) of Decision 2007/365/EC.
12. Seeds or cones, intended for propagating, of the genera or species referred to in Article 1(2) of Decision 2007/433/EC.
13. Live pollen of *Actinidia* Lindl.
14. Plants, other than seeds, of *Mangifera* L. originating in India.
15. Parts of plants, including seeds, of *Fraxinus* L.

PART B

Relevant material which, if destined for certain protected zones, may only be landed if accompanied by a phytosanitary certificate

16. Plants of *Beta vulgaris* L. intended for industrial processing.
17. Soil from beet or unsterilized waste from beet (*Beta vulgaris* L.).
18. Live pollen for pollination of *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. or *Sorbus* L.
19. Parts of plants, other than fruit or seeds, of *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. or *Sorbus* L.
20. Seeds of *Castanea* Mill., *Dolichos* Jacq., *Magnifera* spp., *Beta vulgaris* L. or *Phaseolus vulgaris* L.
21. Seeds or fruits (bolls) of *Gossypium* spp. or unginned cotton.
22. Fruits of *Vitis* L.
23. Parts of plants of *Eucalyptus* L'Hérit.

SCHEDULE 6 Articles 21(1) to (4) and 23(1)

SCHEDULE 6 Articles 21(1) to (4) and 23(1)

Prohibitions on the introduction into or movement within Wales of relevant material without a plant passport

PART A

Relevant material which may only be landed or moved within Wales if accompanied by a plant passport

1. Plants, other than seeds, of *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Prunus* L., other than *Prunus laurocerasus* L. or *Prunus lusitanica* L., *Pyracantha* Roem., *Pyrus* L. or *Sorbus* L., intended for planting.

2. Plants, other than seeds, of *Beta vulgaris* L. or *Humulus lupulus* L., intended for planting.

3. Plants of stolon- or tuber-forming species of *Solanum* L., intended for planting.

4. Plants, other than fruit or seeds, of *Choisya* Kunth, *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm. f., *Murraya* J. Koenig ex L., *Vepris* Comm., *Zanthoxylum* L. or *Vitis* L.

5. Plants, other than fruit or seeds, of *Citrus* L.

6. Fruits of *Citrus* L., *Fortunella* Swingle or *Poncirus* Raf., with leaves and peduncles.

7. The following plants which have been produced by producers whose production and sale is authorised to persons engaged in plant production in the course of a trade or business, other than plants which have been prepared and are ready for sale to the final consumer, and which were produced separately from other products under the supervision of the responsible official body of the consignor country—

- (a) plants, other than seeds, intended for planting, of the genera *Abies* Mill., *Apium graveolens* L., *Argyranthemum* spp., *Asparagus officinalis* L., *Aster* spp., *Brassica* spp., *Castanea* Mill., *Cucumis* spp., *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Exacum* spp., *Fragaria* L., *Gerbera* Cass., *Gypsophila* L., all varieties of New Guinea hybrids of *Impatiens* L., *Lactuca* spp., *Larix* Mill., *Leucanthemum* L., *Lupinus* L., *Pelargonium* L'Hérit. ex Ait., *Picea* A. Dietr., *Pinus* L., *Platanus* L., *Populus* L., *Prunus laurocerasus* L., *Prunus lusitanica* L., *Pseudotsuga* Carr., *Quercus* L., *Rubus* L., *Spinacia* L., *Tanacetum* L., *Tsuga* Carr., *Ulmus* L., *Verbena* L. or other plants of herbaceous species, other than plants of the family Gramineae, intended for planting, or bulbs, corms, rhizomes, seeds or tubers;
- (b) plants of Solanaceae, other than seeds or those specified in paragraph 3, intended for planting;
- (c) plants of Araceae, Marantaceae, Musaceae, *Persea* spp. or Strelitziaceae, rooted or with growing medium attached or which appear to have been in contact with growing medium;
- (d) plants of Palmae, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following genera: *Brahea* Mart., *Butia* Becc., *Chamaerops* L., *Jubaea* Kunth, *Livistona* R. Br., *Phoenix* L., *Sabal* Adans., *Syragrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. or *Washingtonia* Raf.;
- (e) seeds or bulbs of *Allium ascalonicum* L., *Allium cepa* L. or *Allium schoenoprasum* L., intended for planting; plants of *Allium porrum* L. intended for planting; or seeds of *Medicago sativa* L., *Helianthus annuus* L., *Solanum lycopersicum* L. or *Phaseolus* L.;
- (f) bulbs, corms, tubers or rhizomes, intended for planting, of *Camassia* Lindl., *Chionodoxa* Boiss., *Crocus flavus* Weston “Golden Yellow”, *Dahlia* spp., *Galanthus* L., *Galtonia candicans* (Baker) Decne., miniature cultivars of the genus *Gladiolus* Tourn. ex L. (such as *Gladiolus callianthus* Marais, *Gladiolus colvillei* Sweet, *Gladiolus nanus* hort., *Gladiolus ramosus* hort. or *Gladiolus tubergenii* hort.), *Hyacinthus* L., *Iris* L., *Ismene* Herbert, *Lilium* spp., *Muscari* Miller, *Narcissus* L., *Ornithogalum* L., *Puschkinia* Adams, *Scilla* L., *Tigridia* Juss. or *Tulipa* L.

8. Susceptible plants within the meaning of Article 1(2) of Decision 2002/757/EC originating in the USA.

9. Plants, other than seeds, intended for planting, of *Viburnum* spp., *Camellia* spp., *Rhododendron* spp., other than *Rhododendron simsii* Planch, originating in any third country other than the USA, or in the European Union.

10. Susceptible plants within the meaning of Article 1(b) of Decision 2007/365/EC.

11. Specified plants within the meaning of Article 1(2) of Decision 2007/433/EC.

12. Specified plants within the meaning of Article 1(a) of Decision 2012/138/EU which originate in a third country in which *Anoplophora chinensis* (Forster) is known to be present or which originate in or have been introduced into an area established in accordance with Article 6 of that Decision.

13. Tubers of *Solanum tuberosum* L., including those intended for planting, which originate in a third country where *Epitrix cucumeris* (Harris), *Epitrix similaris* (Gentner), *Epitrix subcrinita* (Lec.) or *Epitrix tuberis* (Gentner) is known to be present or in an area which has been established in accordance with Article 5 of Decision 2012/270/EU.

14. Plants, other than seeds, intended for planting, which can only grow in water or soil that is permanently saturated with water and which originate in an area established in accordance with Article 5 of Decision 2012/697/EU.

15. Live pollen or plants intended for planting, other than seeds, of *Actinidia* Lindl.

16. Pre-basic mother plants as defined in Article 1(3) of Commission Implementing Directive 2014/98/EU or pre-basic material as defined in Article 2(5) of Council Directive 2008/90/EC which—

- (a) belong to the species *Juglans regia* L., *Olea europaea* L., *Prunus amygdalus* Batsch, *P. amygdalus* x *P. persica*, *P. armeniaca* L., *P. avium* (L.) L., *P. cerasus* L., *P. domestica* L., *P. domestica* x *P. salicina*, *P. dulcis* (Mill.) D.A. Webb, *P. persica* (L.) Batsch, or *P. salicina* Lindley;
- (b) have been grown outside an area established in accordance with Article 4 of Decision (EU) 2015/789; and
- (c) have spent at least part of their life outside insect proof facilities.

17. Specified plants within the meaning of Article 1(c) of Decision (EU) 2015/789 which have been grown for at least part of their life in an area established in accordance with Article 4 of that Decision or *Xylella* host plants within the meaning of Article 1(b) of that Decision which have never been grown in such an area.

18. Specified plants within the meaning of Article 1(a) of Decision (EU) 2015/893 which originate in a third country in which *Anoplophora glabripennis* (Motschulsky) is known to be present or which originate, or have been introduced into a place of production, in an area established in accordance with Article 7 of that Decision.

19. Plants of *Fraxinus* L., intended for planting.

PART B

Relevant material which may only be landed or moved within Wales if accompanied by a plant passport which is valid for Wales as a protected zone

20. Plants, other than seeds, of *Platanus* L., *Prunus* L., *Quercus* spp., other than *Quercus suber*, or *Ulmus* L., intended for planting.

21. Plants, other than fruit, of *Castanea* Mill.

22. Plants of Palmae, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following taxa: *Areca catechu* L., *Arenga pinnata* (Wurmb) Merr., *Bismarckia* Hildebr.

& H. Wendl., *Borassus flabellifer* L., *Brahea* Mart., *Butia* Becc., *Calamus merrillii* Becc., *Caryota maxima* Blume, *Caryota cumingii* Lodd. ex Mart., *Chamaerops* L., *Cocos nucifera* L., *Copernicia* Mart., *Corypha utan* Lam., *Elaeis guineensis* Jacq., *Howea forsteriana* Becc., *Jubae* Kunth, *Livistona* R. Br., *Metroxylon sagu* Rottb., *Phoenix* L., *Pritchardia* Seem. & H. Wendl., *Ravenea rivularis* Jum. & H. Perrier, *Roystonea regia* (Kunth) O.F. Cook, *Sabal* Adans., *Syagrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. or *Washingtonia* Raf.

23. Plants of *Pinus* L.

24. Seeds of *Castanea* Mill.

25. The following plants which have been produced by producers whose production and sale is authorised to persons engaged in plant production in the course of a trade or business, other than plants which have been prepared and are ready for sale to the final consumer, and which were produced separately from other products under the supervision of the responsible official body of the consignor country—

- (a) plants, other than corms, seeds or tubers, of *Begonia* L., intended for planting; or
- (b) plants, other than seeds, of *Dipladenia* A.DC., *Euphorbia pulcherrima* Willd., *Ficus* L., *Hibiscus* L., *Mandevilla* Lindl. or *Nerium oleander* L., intended for planting.

SCHEDULE 7 Article 21(5) and (6)

Prohibitions on the consignment of relevant material to another part of the European Union without a plant passport

PART A

Relevant material which may only be consigned to another part of the European Union if accompanied by a plant passport

1. Plants, other than seeds, of *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Prunus* L., other than *Prunus laurocerasus* L. or *Prunus lusitanica* L., *Pyracantha* Roem., *Pyrus* L. or *Sorbus* L., intended for planting.

2. Plants, other than seeds, of *Beta vulgaris* L. or *Humulus lupulus* L., intended for planting.

3. Plants of stolon- or tuber-forming species of *Solanum* L., intended for planting.

4. Plants, other than fruit or seeds, of *Choisya* Kunth, *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm. f., *Murraya* J. Koenig ex L., *Vepris* Comm., *Zanthoxylum* L. or *Vitis* L.

5. Plants, other than fruit or seeds, of *Citrus* L.

6. Fruits of *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., with leaves and peduncles.

7. The following plants which have been produced by producers whose production and sale is authorised to persons engaged in plant production in the course of a trade or business, other than plants which have been prepared and are ready for sale to the final consumer, and which were produced separately from other products under the supervision of the responsible official body of the consignor country—

- (a) plants, other than seeds, intended for planting, of the genera *Abies* Mill., *Apium graveolens* L., *Argyranthemum* spp., *Asparagus officinalis* L., *Aster* spp., *Brassica* spp., *Castanea* Mill., *Cucumis* spp., *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Exacum* spp., *Fragaria* L., *Gerbera* Cass., *Gypsophilia* L., all varieties of New Guinea hybrids of *Impatiens* L., *Lactuca* spp., *Larix* Mill., *Leucanthemum* L., *Lupinus* L., *Pelargonium* L'Hérit. ex Ait., *Picea* A. Dietr., *Pinus* L., *Platanus* L., *Populus* L., *Prunus laurocerasus* L., *Prunus lusitanica* L., *Pseudotsuga*

Carr., *Quercus* L., *Rubus* L., *Spinacia* L., *Tanacetum* L., *Tsuga* Carr., *Ulmus* L., *Verbena* L. or other plants of herbaceous species, other than plants of the family Gramineae, intended for planting, or bulbs, corms, rhizomes, seeds or tubers;

- (b) plants of Solanaceae, other than seeds or those specified in paragraph 3, intended for planting;
- (c) plants of Araceae, Marantaceae, Musaceae, *Persea* spp. or Strelitziaceae, rooted or with growing medium attached or which appear to have been in contact with growing medium;
- (d) plants of Palmae, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following genera: *Brahea* Mart, *Butia* Becc., *Chamaerops* L., *Jubaea* Kunth, *Livistona* R. Br., *Phoenix* L., *Sabal* Adans., *Syragrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. or *Washingtonia* Raf.;
- (e) seeds or bulbs of *Allium ascalonicum* L., *Allium cepa* L. or *Allium schoenoprasum* L., intended for planting; plants of *Allium porrum* L. intended for planting; or seeds of *Medicago sativa* L., *Helianthus annuus* L., *Solanum lycopersicum* L. or *Phaseolus* L.; or
- (f) bulbs, corms, tubers or rhizomes, intended for planting, of *Camassia* Lindl., *Chionodoxa* Boiss., *Crocus flavus* Weston “Golden Yellow”, *Dahlia* spp., *Galanthus* L., *Galtonia candicans* (Baker) Decne., miniature cultivars of the genus *Gladiolus* Tourn. ex L. (such as *Gladiolus callianthus* Marais, *Gladiolus colvillei* Sweet, *Gladiolus nanus* hort., *Gladiolus ramosus* hort. or *Gladiolus tubergenii* hort.), *Hyacinthus* L., *Iris* L., *Ismene* Herbert, *Lilium* spp., *Muscari* Miller, *Narcissus* L., *Ornithogalum* L., *Puschkinia* Adams, *Scilla* L., *Tigridia* Juss. or *Tulipa* L.

8. Susceptible plants within the meaning of Article 1(2) of Decision 2002/757/EC originating in the USA.

9. Plants, other than seeds, intended for planting, of *Viburnum* spp., *Camellia* spp., *Rhododendron* spp., other than *Rhododendron simsii* Planch, originating in any third country other than the USA, or in the European Union.

10. Susceptible plants within the meaning of Article 1(b) of Decision 2007/365/EC.

11. Specified plants within the meaning of Article 1(2) of Decision 2007/433/EC.

12. Specified plants within the meaning of Article 1(a) of Decision 2012/138/EU which originate in a third country in which *Anoplophora chinensis* (Forster) is known to be present or which originate in or have been introduced into an area established in accordance with Article 6 of that Decision.

13. Tubers of *Solanum tuberosum* L., including those intended for planting, which originate in a third country where *Epitrix cucumeris* (Harris), *Epitrix similaris* (Gentner), *Epitrix subcrinita* (Lec.) or *Epitrix tuberis* (Gentner) is known to be present or in an area which has been established in accordance with Article 5 of Decision 2012/270/EU.

14. Plants, other than seeds, intended for planting which can only grow in water or soil that is permanently saturated with water and which originate in an area established in accordance with Article 5 of Decision 2012/697/EU.

15. Live pollen or plants intended for planting, other than seeds, of *Actinidia* Lindl.

16. Pre-basic mother plants as defined in Article 1(3) of Commission Implementing Directive 2014/98/EU or pre-basic material as defined in Article 2(5) of Council Directive 2008/90/EC which—

- (a) belong to the species *Juglans regia* L., *Olea europaea* L., *Prunus amygdalus* Batsch, *P. amygdalus* x *P. persica*, *P. armeniaca* L., *P. avium* (L.) L., *P. cerasus* L., *P. domestica* L., *P. domestica* x *P. salicina*, *P. dulcis* (Mill.) D.A. Webb, *P. persica* (L.) Batsch, or *P. salicina* Lindley;
- (b) have been grown outside an area established in accordance with Article 4 of Decision (EU) 2015/789; and
- (c) have spent at least part of their life outside insect proof facilities.

17. Specified plants within the meaning of Article 1(c) of Decision (EU) 2015/789 which have been grown for at least part of their life in an area established in accordance with Article 4 of that Decision or *Xylella* host plants within the meaning of Article 1(b) of that Decision which have never been grown in such an area.

18. Specified plants within the meaning of Article 1(a) of Decision (EU) 2015/893 which originate in a third country in which *Anoplophora glabripennis* (Motschulsky) is known to be present or which originate, or have been introduced into a place of production, in an area established in accordance with Article 7 of that Decision.

19. Plants of *Fraxinus* L., intended for planting.

PART B

Relevant material which may only be consigned to a protected zone in another part of the European Union by a plant passport which is valid for that protected zone

20. Plants of *Abies* Mill., *Larix* Mill., *Picea* A. Dietr., *Pinus* L. or *Pseudotsuga* Carr.

21. Plants, other than seeds, of *Beta vulgaris* L., *Platanus* L., *Populus* L., *Prunus* L., *Quercus* spp., other than *Quercus suber*, or *Ulmus* L., intended for planting.

22. Plants, other than fruit or seeds, of *Amelanchier* Med., *Castanea* Mill., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Eucalyptus* L'Hérit, *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L., *Sorbus* L. or *Vitis* L.

23. Plants of Palmae, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following taxa: *Areca catechu* L., *Arenga pinnata* (Wurmb) Merr., *Bismarckia* Hildebr. & H. Wendl., *Borassus flabellifer* L., *Brahea* Mart., *Butia* Becc., *Calamus merrillii* Becc., *Caryota maxima* Blume, *Caryota cumingii* Lodd. ex Mart., *Chamaerops* L., *Cocos nucifera* L., *Copernicia* Mart., *Corypha utan* Lam., *Elaeis guineensis* Jacq., *Howea forsteriana* Becc., *Jubae* Kunth, *Livistona* R. Br., *Metroxylon sagu* Rottb., *Phoenix* L., *Pritchardia* Seem. & H. Wendl., *Ravenea rivularis* Jum. & H. Perrier, *Roystonea regia* (Kunth) O.F. Cook, *Sabal* Adans., *Syagrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. or *Washingtonia* Raf.

24. Live pollen for pollination of *Amelanchier* Med., *Chaenomeles* Lindl., *Cotoneaster* Ehrh., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Malus* Mill., *Mespilus* L., *Photinia davidiana* (Dcne.) Cardot, *Pyracantha* Roem., *Pyrus* L. or *Sorbus* L.

25. Tubers of *Solanum tuberosum* L. intended for planting.

26. Plants of *Beta vulgaris* L. intended for industrial processing.

27. Soil from beet or unsterilized waste from beet (*Beta vulgaris* L.).

28. Seeds of *Beta vulgaris* L., *Castanea* Mill., *Dolichos* Jacq., *Gossypium* spp. or *Phaseolus vulgaris* L.

29. Fruits (bolls) of *Gossypium* spp. or unginned cotton or fruits of *Vitis* L.

30. The following plants which have been produced by producers whose production and sale is authorised to persons engaged in plant production in the course of a trade or business, other than plants which have been prepared and are ready for sale to the final consumer, and which were produced separately from other products under the supervision of the responsible official body of the consignor country—

(a) plants, other than corms, seeds, or tubers, of *Begonia* L., intended for planting; or

(b) plants, other than seeds, of *Dipladenia* A.DC., *Euphorbia pulcherrima* Willd., *Ficus* L., *Hibiscus* L., *Mandevilla* Lindl. or *Nerium oleander* L., intended for planting.

SCHEDULE 8 Articles 2(1) and 30

Swiss plant passports

PART A

Relevant material originating in Switzerland which may be landed or moved within Wales if accompanied by a Swiss plant passport

1. Plants, other than seeds, of *Amelanchier* Med., *Beta vulgaris* L., *Chaenomeles* Lindl., *Crataegus* L., *Cydonia* Mill., *Eriobotrya* Lindl., *Humulus lupulus* L., *Malus* Mill., *Mespilus* L., *Prunus* L., other than *Prunus laurocerasus* L. or *Prunus lusitanica* L., *Pyracantha* Roem., *Pyrus* L. or *Sorbus* L., intended for planting.

2. Plants of stoloniferous or tuberous species of *Solanum* L. intended for planting.

3. Plants, other than fruit or seeds, of *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Casimiroa* La Llave, *Clausena* Burm.f., *Vepris* Comm., *Zanthoxylum* L. or *Vitis* L.

4. Fruits of *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., with leaves and peduncles.

5. The following plants which have been produced by producers whose production and sale is authorised to persons engaged in plant production in the course of a trade or business, other than plants which have been prepared and are ready for sale to the final consumer and which were clearly produced separately from other products, as guaranteed by a person authorised by Swiss legislation to give such a guarantee—

- (a) plants, other than seeds, intended for planting, of the genera *Abies* Mill., *Apium graveolens* L., *Argyranthemum* spp., *Asparagus officinalis* L., *Aster* spp., *Brassica* spp., *Castanea* Mill., *Cucumis* spp., *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Exacum* spp., *Fragaria* L., *Gerbera* Cass., *Gypsophila* L., all varieties of New Guinea hybrids of *Impatiens* L., *Lactuca* spp., *Larix* Mill., *Leucanthemum* L., *Lupinus* L., *Pelargonium* L'Hérit. ex Ait., *Picea* A. Dietr., *Pinus* L., *Platanus* L., *Populus* L., *Prunus laurocerasus* L., *Prunus lusitanica* L., *Pseudotsuga* Carr., *Quercus* L., *Rubus* L., *Spinacia* L., *Tanacetum* L., *Tsuga* Carr., *Verbena* L. or other plants of herbaceous species, other than plants of the family Gramineae or bulbs, corms, rhizomes or tubers;
- (b) plants, other than seeds, of Solanaceae, other than those plants referred to in paragraph 2, intended for planting;
- (c) plants of Araceae, Marantaceae, Musaceae, *Persea* spp. or Strelitziaceae, rooted or with growing medium attached or which appear to have been in contact with growing medium;
- (d) plants of Palmae, intended for planting, having a diameter of the stem at the base of over 5 cm and belonging to the following genera or species: *Brahea* Mart., *Butia* Becc., *Chamaerops* L., *Jubaea* Kunth., *Livistona* R.Br., *Phoenix* L., *Sabal* Adans., *Syragrus* Mart., *Trachycarpus* H. Wendl., *Trithrinax* Mart. or *Washingtonia* Raf.;
- (e) seeds or bulbs, intended for planting, of *Allium ascalonicum* L., *Allium cepa* L., *Allium schoenoprasum* L., *Helianthus annuus* L., *Medicago sativa* L., *Solanum lycopersicum* L. or *Phaseolus* L.;
- (f) plants of *Allium porrum* L. intended for planting; or
- (g) bulbs, corms, tubers or rhizomes intended for planting, of *Camassia* Lindl., *Chionodoxa* Boiss., *Crocus flavus* Weston “Golden Yellow”, *Dahlia* spp., *Galanthus* L., *Galtonia candicans* (Baker) Decne., miniature cultivars of the genus *Gladiolus* Tourn. ex L. (such as *Gladiolus callianthus* Marais, *Gladiolus colvillei* Sweet, *Gladiolus nanus* hort., *Gladiolus ramosus* hort. or *Gladiolus tubergenii* hort.), *Hyacinthus* L., *Iris* L., *Ismene* Herbert, *Lilium* spp., *Muscari* Miller, *Narcissus* L., *Ornithogalum* L., *Puschkinia* Adams, *Scilla* L., *Tigridia* Juss. or *Tulipa* L.

PART B

Relevant material imported into Switzerland from another third country which, if it would normally be permitted to be landed in Wales if accompanied by a phytosanitary certificate, may be accompanied by a Swiss plant passport or may be landed without phytosanitary documentation

6. Plants, other than seeds, intended for planting.

7. Seeds of Cruciferae, Gramineae or *Trifolium* spp. originating in Argentina, Australia, Bolivia, Chile, New Zealand or Uruguay.

8. Seeds of *Allium ascalonicum* L., *Allium cepa* L., *Allium porrum* L., *Allium schoenoprasum* L., *Capsicum* spp., *Helianthus annuus* L., *Solanum lycopersicum* L., *Medicago sativa* L., *Phaseolus* L., *Prunus* L., *Rubus* L., *Oryza* spp. or *Zea mays* L.

9. Seeds of *Citrus* L., *Fortunella* Swingle or *Poncirus* Raf.

10. Seeds of *Triticum*, *Secale* or *X Triticosecale*, originating in Afghanistan, India, Iran, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA.

11. Parts of plants, other than fruit or seeds, of—

- (a) leafy vegetables of *Apium graveolens* L., *Eryngium* L., *Limnophila* L. or *Ocimum* L.;
- (b) cut flowers of *Aster* spp., *Eryngium* L., *Hypericum* L., *Lisianthus* L., *Rosa* L. or *Trachelium* L., originating in any country outside Europe, or cut flowers of Orchidaceae;
- (c) *Acer saccharum* Marsh, originating in Canada or the USA;
- (d) *Castanea* Mill., conifers (Coniferales), *Dendranthema* (DC.) Des Moul., *Dianthus* L., *Gypsophila* L., *Pelargonium* L'Hérit. ex Ait., *Phoenix* spp., *Populus* L., *Quercus* L. or *Solidago* L.
- (e) *Prunus* L. originating in any country outside Europe;
- (f) leaves of *Manihot esculenta* Crantz;
- (g) cut branches of *Betula* L., with or without foliage;
- (h) cut branches of *Fraxinus* L., *Juglans ailantifolia* Carr., *Juglans mandshurica* Maxim., *Ulmus davidiana* Planch. Or *Pterocarya rhoifolia* Siebold & Zucc., with or without foliage, originating in Canada, China, Democratic People's Republic of Korea, Japan, Mongolia, Republic of Korea, Russia, Taiwan or the USA;
- (i) *Amiris* P. Browne, *Casimiroa* La Llave, *Citropsis* Swingle & Kellerman, *Eremocitrus* Swingle, *Esenbeckia* Kunth., *Glycosmis* Corrêa, *Merrillia* Swingle, *Naringi* Adans., *Tetradium* Lour., *Toddalia* Juss. or *Zanthoxylum* L.

12. Parts of plants, other than fruit but including seeds, of *Aegle* Corrêa, *Aeglopsis* Swingle, *Afraegle* Engl., *Atalantia* Corrêa, *Balsamocitrus* Stapf, *Burkillanthus* Swingle, *Calodendrum* Thunb., *Choisya* Kunth, *Clausena* Burm. f., *Limonia* L., *Microcitrus* Swingle, *Murraya* J. Koenig ex L., *Pamburus* Swingle, *Severinia* Ten., *Swinglea* Merr., *Triphasia* Lour. or *Vepris* Comm.

13. Fruit of—

- (a) *Citrus* L., *Fortunella* Swingle, *Poncirus* Raf., *Momordica* L. or *Solanum melongena* L.;
- (b) *Annona* L., *Cydonia* Mill., *Diospyros* L., *Malus* Mill., *Mangifera* L., *Passiflora* L., *Prunus* L., *Psidium* L., *Pyrus* L., *Ribes* L., *Syzygium* Gaertn., or *Vaccinium* L., originating in any third country outside Europe;
- (c) *Capsicum* L.

14. Tubers of *Solanum tuberosum* L.

15. Soil or growing medium, which consists in whole or in part of soil or solid organic substances such as parts of plants or humus, including peat or bark, other than that which is composed entirely of peat.

16. Soil or growing medium which is attached to or appears to have been in contact with plants, consisting in whole or in part of material specified in paragraph 15 or consisting in part of any solid inorganic substances, intended to sustain the vitality of plants, originating in—

- (a) Belarus, Georgia, Moldova, Russia, Turkey or Ukraine; or
- (b) any country outside Europe, other than Algeria, Egypt, Israel, Libya, Morocco or Tunisia.

17. Grain of the genera *Triticum*, *Secale* or *X Triticosecale*, originating in Afghanistan, India, Iran, Iraq, Mexico, Nepal, Pakistan, South Africa or the USA.

SCHEDULE 9 Article 2(1)

Requirements for plant passports

PART A

Requirements for plant passports for any relevant material in Schedule 6 or 7

1. A plant passport may only be issued in respect of relevant material that has been the subject of a satisfactory inspection at its place of production.

2. A plant passport must comprise—

- (a) an official label containing at least the plant passport details specified in paragraph 4(a) to (e); and
- (b) a document of a kind normally used for trade purposes containing all of the plant passport details specified in paragraph 4.

3. But where the plant passport relates to any relevant material referred to in Part B, the plant passport may comprise an official label containing the plant passport details specified in paragraph 4 and any other information required under Part B.

4. The plant passport details are—

- (a) the title “EU-plant passport”;
- (b) the code for the member State in which the plant passport was issued;
- (c) the name or code for the responsible official body of the member State in which the plant passport was issued;
- (d) the registration number of the producer, importer or other person who is authorised to issue the plant passport or to whom the plant passport was issued;
- (e) the week number of the date when the plant passport was attached to the relevant material, or a serial or batch number identifying that material;
- (f) the botanical name in Latin of the relevant material to which the plant passport relates;
- (g) the quantity of the relevant material to which the plant passport relates (number of plants, plant products, volume or weight);
- (h) where the relevant material fulfils the requirements for a protected zone, the marking “ZP” and the code for the protected zone;
- (i) in the case of a replacement plant passport, the marking “RP” and, where appropriate, a code for the producer or importer who was authorised to issue the original plant passport or to whom the original plant passport was issued;

- (j) in the case of relevant material originating in a third country, the name of the country of origin of the material or (if appropriate) the country from which the material was consigned to Wales.

5. An official label must—

- (a) not have been previously used;
- (b) be made of material suitable for its purpose; and
- (c) in the case of an adhesive label, be in a form approved for use as an official label by—
 - (i) in the case of plant passports issued in Wales, the Welsh Ministers;
 - (ii) in the case of plant passports issued elsewhere in the European Union, the responsible official body with responsibility in relation to the issue of plant passports in the relevant part of the European Union.

6.—(1) The information contained in a plant passport must be—

- (a) given in at least one of the official languages of the European Union;
 - (b) printed, except where it would not be reasonably practicable to do so.
- (2) Where the information is printed, it must be printed in block capitals.
- (3) Where the information is not printed, it must be given in typescript or written in block capitals.

7. An additional document of a kind referred to in paragraph 2(b) may include the additional information specified in paragraph 8 provided that it is clearly separate from the plant passport details included in the document.

8. The additional information is any information relevant for the purpose of labelling the relevant material to which it relates and which is set out in—

- (a) Article 2(1) of Commission Directive 1999/66/EC setting out requirements as to the label or other document made out by the supplier pursuant to Council Directive 98/56/EC(1);
- (b) Article 8(1) of Commission Directive 93/48/EEC setting out the schedule indicating the conditions to be met by fruit plant propagating material and fruit plants intended for fruit production, pursuant to Council Directive 92/34/EEC(2); or
- (c) Article 6(1) of Commission Directive 93/61/EEC setting out the schedules indicating the conditions to be met by vegetable propagating and planting material, other than seed, pursuant to Council Directive 92/33/EEC(3).

PART B

Requirements for plant passports permitted for certain relevant material in Schedule 6 or 7

9. An official label which comprises a plant passport or part of a plant passport and which relates to any relevant material specified in this Part must comply with the following requirements in relation to that material.

10. An official label in respect of tubers of *Solanum tuberosum* L. intended for planting must—

- (a) comply with the requirements in Article 13(1)(a) of Council Directive 2002/56/EC on the marketing of seed potatoes(4);
- (b) contain the title “EU-plant passport”; and

(1) OJ No L 164, 30.6.1999, p. 76.

(2) OJ No L 250, 7.10.1993, p. 1.

(3) OJ No L 250, 7.10.1993, p. 19.

(4) OJ No L 193, 20.7.2002, p. 60, to which there are amendments not relevant to this Order.

- (c) where the tubers are intended to be consigned to another part of the European Union, provide evidence that they have been officially examined to ensure that they comply with the requirements in item 18.1 of Section II of Annex IV Part A.
- 11.** An official label in respect of seeds of *Helianthus annuus* L. must—
- (a) comply with the requirements in Article 12(1)(a) of Council Directive 2002/57/EC on the marketing of seed of oil and fibre plants⁽¹⁾;
- (b) contain the title “EU-plant passport”; and
- (c) where the seeds are intended to be consigned to another part of the European Union, provide evidence that they have been officially examined to ensure that they comply with the requirements in item 26 of Section II of Annex IV Part A.
- 12.** An official label in respect of seeds of *Solanum lycopersicum* L. must—
- (a) comply with the requirements in Article 28(1)(a) of Council Directive 2002/55/EC on the marketing of vegetable seed⁽²⁾;
- (b) contain the title “EU-plant passport”; and
- (c) where the seeds are intended to be consigned to another part of the European Union, provide evidence that they have been officially examined to ensure that they comply with the requirements in item 27 or 29 of Section II of Annex IV Part A.
- 13.** An official label in respect of seeds of *Medicago sativa* L. must—
- (a) comply with the requirements in Article 10(1)(a) of Council Directive 66/401/EEC on the marketing of fodder plant seed⁽³⁾;
- (b) contain the title “EU-plant passport”; and
- (c) where the seeds are intended to be consigned to another part of the European Union, provide evidence that they have been officially examined to ensure that they comply with the requirements in items 28.1 and 28.2 of Section II of Annex IV Part A.

(1) OJ No L 193, 20.7.2002, p. 74, as amended by Council Directive 2002/68/EC (OJ No L 195, 24.7.2002, p. 32); there are other amending instruments but none is relevant.

(2) OJ No L 193, 20.7.2002, p. 33, to which there are amendments not relevant to this Order.

(3) OJ No L 125, 11.7.1966, p. 2298, as amended by Council Directive 96/72/EC (OJ No L 304, 27.11.1996, p. 10); there are other amending instruments but none is relevant.

SCHEDULE 10 Article 2(1)

Form of phytosanitary certificate and form of phytosanitary certificate for re-export

PART A

Form of phytosanitary certificate
PHYTOSANITARY CERTIFICATE

No

Plant protection organisation of:.....
To plant protection organisation(s) of:

I. Description of consignment

Name and address of exporter:
Declared name and address of consignee:
Number and description of packages:
Distinguishing marks:
Place of origin:
Declared means of conveyance:
Declared point of entry:.....
Name of produce and quantity declared:
Botanical name of plants:

This is to certify that the plants, plant products or other regulated articles described herein have been inspected and/or tested according to appropriate official procedures and are considered to be free from the quarantine pests specified by the importing contracting party and to conform with the current phytosanitary requirements of the importing contracting party, including those for regulated non-quarantine pests.

They are deemed to be practically free from other pests^(*).

II. Additional declaration

III. Disinfestation and/or disinfection treatment

Date: Treatment: Chemical (active ingredient):
Duration and temperature:
Concentration:
Additional information:

(Stamp of organisation) Place of issue:
Name of authorised officer:
Date (signature)

No financial liability with respect to this certificate attaches to.....
(name of plant protection organisation) or to any of its officers or representatives^(*)......^(*)

Optional clause

PART B

Form of phytosanitary certificate for re-export
PHYTOSANITARY CERTIFICATE FOR RE-EXPORT

Plant protection organisation of:(contracting party of re-export)
To plant protection organisation(s) of: (contracting party(ies) of import)

I. Description of consignment

Name and address of exporter:
Declared name and address of consignee:.....
Number and description of packages:
Distinguishing marks:
Place of origin:
Declared means of conveyance:
Declared point of entry:.....
Name of produce and quantity declared:
Botanical name of plants:

This is to certify that the plants, plant products or other regulated articles described above..... were imported into (contracting party of re-export) from (contracting party of origin) covered by phytosanitary certificate No (*) original certified true copy of which is attached to this certificate; that they are packed repacked in original (*) new containers, that based on the original phytosanitary certificate and additional inspection , they are considered to conform with the current phytosanitary requirements of the importing contracting party, and that during storage in..... (contracting party of re-export), the consignment has not been subjected to the risk of infestation or infection.

II. Additional declaration

III. Disinfestation and/or disinfection treatment

Date: Treatment: Chemical (active ingredient):.....
Duration and temperature:
Concentration:
Additional information:

(Stamp of organisation) Place of issue:
Name of authorised officer:
Date: (signature)

No financial liability with respect to this certificate attaches to..... (name of plant protection organisation) or to any of its officers or representatives^(*).

(*) Insert tick in appropriate boxes. (**) Optional clause.

SCHEDULE 11 Article 6(2)

Notice of landing

Notice of landing of notifiable relevant material required by article 6(1) of the
Plant Health (Wales) Order 2018

1. Details of relevant material
2. Quantity of relevant material
3. Consignor country
4. Country where consigned
5. Consignor
6. Importer
7. Country of destination
8. Intended point of entry in Wales
9. Air: Flight No.
10. Land: Vehicle registration number
11. Sea: Vessel name and container number or numbers
12. Expected date and time of arrival
13. Additional information (where required)

**Signature of importer or
airport or harbour
authority**

Date.....

**(The information contained in the notice must be completed in English and in typescript or
block capitals)**

SCHEDULE 12 Article 2(1)
Plant health movement document

PART A

1. The plant health movement document required under article 17(6) must be in the form set out in Part B.

2. The information contained in a plant health movement document must be given in at least one of the official languages of the European Union and must be completed—

- (a) in typescript or written in block capitals; or
- (b) with the agreement of the Welsh Ministers and the official body of destination or entry, by electronic means.

3. In Part B, “approved place of inspection” has the same meaning as in Commission Directive 2004/103/EC on identity and plant health checks of plants, plant products or other objects, listed in Part B of Annex V to Council Directive 2000/29/EC, which may be carried out at a place other than the point of entry into the Community or at a place close by and specifying the conditions related to these checks⁽¹⁾.

(1) OJ No L 313, 12.10.2004, p. 16.

PART B

| | | |
|---|--|--|
| 1. Plant health movement document as referred to in Article 1(3)(c) of Commission Directive 2004/103/EC | 2. PLANT HEALTH MOVEMENT DOCUMENT No EU/.../...(1) | |
| 3. <u>Identification of consignment</u> (2) — <i>This consignment contains produce of phytosanitary relevance</i> — Plant, plant product or other object (Taric code): Reference number(s) of required phytosanitary documentation Country of issue: Date of issue: Distinguishing mark(s), numbers, number of packages, amount (weight/units): Reference number(s) of required customs documentation: | | |
| 4. Official registration number of importer: I, the undersigned importer, hereby request the responsible official body to carry out the official identity checks and plant health checks of the abovementioned plants, plant products or other objects at the approved place of inspection listed below and I undertake to respect the rules and procedures set out by the responsible official body. Date, name and signature of importer: | | |
| 5.1 <u>Point of entry</u> | 5.2 Countersigning by official body of point of entry (date, name, service stamp and signature): | |
| 6. Place(s) of inspection(3) | | |
| A- | B- (replaces A)..... | |
| The plants, plant products or other objects are moved to the abovementioned place(s) of inspection in accordance with the agreement concluded between(4) | | |
| The consignment may not be moved to places other than those listed above unless this has been officially approved. | | |
| 7. Documentary check <input type="checkbox"/> | 8. Identity check <input type="checkbox"/> | 9. Plant health check <input type="checkbox"/> |
| Place/date: Name: | Place/date: Name: | Place/date: Name: |
| 10. Decision: <input type="checkbox"/> Release Place/date: Name: Service stamp/signature: Indicate EU Plant Passport (serial or week or batch) number where appropriate: <input type="checkbox"/> Official measure <input type="checkbox"/> Refusal of entry <input type="checkbox"/> Destruction <input type="checkbox"/> Movement outside the Union <input type="checkbox"/> Quarantine period <input type="checkbox"/> Removal of infected/infested produce <input type="checkbox"/> Appropriate treatment Remark: | | |

(1) Make reference to country code/number.

- (2) Fill in box or make reference to information of phytosanitary certificate which must be attached.
- (3) Make reference to “C” (Article 13c(2)(d) of Directive 2000/29/EC) or “D” (Article 13c(2)(d) of Directive 2000/29/EC).
- (4) When appropriate, give details on agreement between the Member States’ official services, either on a case-by-case agreement or on the basis of a longer-term agreement.

SCHEDULE 13 Article 39(3)

Special measures for the control of Potato wart disease

1. A plot is to be regarded as contaminated for the purposes of this Schedule if Potato wart disease is confirmed to be present on at least one plant from the plot as a result of an official test.
2. An inspector must demarcate a contaminated plot and a safety zone around that plot which is large enough to ensure the protection of the surrounding areas.
3. A notice under article 32 may require any potato tubers or haulms which are present on a contaminated plot or which come from such a plot to be treated in such a way that the Potato wart disease present on them is destroyed.
4. Where an inspector is satisfied that any potato tubers or haulms are contaminated with Potato wart disease and the inspector cannot determine whether those tubers or haulms have been present on a contaminated plot, the inspector may serve a notice under article 32 which requires the whole batch containing the affected tubers or haulms to be treated in such a way that there is no risk of Potato wart disease spreading.
5. Where a contaminated plot is demarcated under paragraph 2—
 - (a) no potatoes may be grown on it; and
 - (b) no plants intended for transplanting may be grown, stored or moved on it.
6. No potatoes may be grown in a safety zone demarcated under paragraph 2 unless an inspector is satisfied that they are of a variety which is resistant to the races of Potato wart disease found on the contaminated plot to which the safety zone relates.
7. A potato variety is to be considered resistant to a particular race of Potato wart disease for the purposes of paragraph 6 where that variety reacts to contamination by the pathogenic agent of that race in such a way that there is no danger of secondary infection.
8. Where an inspector is satisfied that Potato wart disease is no longer present on a plot demarcated under paragraph 2 or on its associated safety zone, the inspector must revoke that demarcation.

SCHEDULE 14 Article 39(3)

Special measures for the control of European populations of Potato cyst nematode

Interpretation and application of Schedule 14

1. This Schedule applies, where following an official investigation for the purposes of Article 4 of Directive 2007/33/EC or an official survey for the purposes of Article 6 of that Directive, the Welsh Ministers confirm that a field is infested with a European population of Potato cyst nematode.
2. In this Schedule, “demarcated field” (“*cae sydd wedi ei ddarnodi*”) means a field in respect of which a notice served under paragraph 3 is in force.

Demarcation of the field

3. An inspector must serve a notice in writing on the occupier or other person in charge of the field which—
 - (a) specifies the field to which the notice applies; and

(b) demarcates the boundaries of that field.

4. The notice may not be withdrawn until it is confirmed, pursuant to the re-sampling and testing measures set out in Section III(C) of Annex III to Directive 2007/33/EC, that Potato cyst nematode is no longer present in the field.

Prohibition on planting of potatoes

5. Unless authorised to do so by an inspector, no person may—

- (a) plant in a demarcated field any potatoes that are intended for the production of seed potatoes; or
- (b) plant or store in a demarcated field any plant listed in Annex I to Directive 2007/33/EC which is intended for planting.

6. An inspector may authorise the planting in a demarcated field of any plant which is listed in point 2 of Annex I to Directive 2007/33/EC.

7. An authorisation under paragraph 6 must be by notice and must contain the measures set out in Section III(A) of Annex III to Directive 2007/33/EC.

Suppression of Potato cyst nematode

8. No person may plant in a demarcated field any potatoes that are not intended for the production of seed potatoes unless that person has taken all reasonable steps to suppress Potato cyst nematode in that field.

Controls on contaminated seed potatoes etc.

9. No person may plant any seed potatoes or any plants listed in point 1 of Annex I to Directive 2007/33/EC which come from a demarcated field, or have been in contact with soil from a demarcated field, unless authorised to do so by an inspector.

10. An authorisation under paragraph 9 must be by notice and must contain the measures which the inspector considers necessary to decontaminate those seed potatoes or plants.

Controls on contaminated bulbs etc.

11. No person may plant any plants listed in point 2 of Annex I to Directive 2007/33/EC which come from a demarcated field, or have been in contact with soil from a demarcated field, unless authorised to do so by an inspector.

12. An authorisation under paragraph 11 must be by notice and must contain the measures set out in Section III(A) of Annex III to that Directive.

SCHEDULE 15 Article 39(3)

Special measures for the control of Potato ring rot

Interpretation

1. In this Schedule—

“certified seed potatoes” (*“tatws hadyd ardystiedig”*) means pre-basic seed potatoes, basic seed potatoes or certified seed potatoes as defined by regulation 2(1) of the Seed Potatoes Regulations;

“contaminated” (*“halogedig”*) means designated by an inspector as contaminated for the purposes of Article 5(1)(a) of Directive 93/85/EEC;

“first growing year” (“*blwyddyn dyfu gyntaf*”), in the case of measures to be taken in relation to a contaminated place of production, means the first growing year following the growing year in which the place of production is designated as contaminated for the purposes of Article 5(1)(a) of Directive 93/85/EEC;

“notice” (“*hysbysiad*”) means a notice under article 32;

“object” (“*gwrthrych*”) means any machinery, vehicle, vessel, store or other object, including packaging material;

“possibly contaminated” (“*halogedig o bosibl*”) means determined by an inspector as possibly contaminated for the purposes of Article 5(1)(b) of Directive 93/85/EEC;

“susceptible material” (“*deunydd sy’n dueddol o gael plâu neu glefydau*”) means tubers or plants of *Solanum tuberosum* L.

Susceptible material or objects contaminated or possibly contaminated with Potato ring rot

2. No person may knowingly plant or knowingly cause or permit to be planted—

- (a) any contaminated susceptible material; or
- (b) any possibly contaminated susceptible material.

3. A notice may require that—

- (a) contaminated susceptible material be disposed of by destruction or by any other measure that complies with point 1 of Annex IV to Directive 93/85/EEC;
- (b) possibly contaminated susceptible material be used or disposed of in accordance with point 2 of Annex IV to Directive 93/85/EEC;
- (c) a contaminated object or a possibly contaminated object be—
 - (i) disposed of by destruction; or
 - (ii) cleansed and disinfected so that there is no identifiable risk of Potato ring rot spreading.

4. Anything cleansed and disinfected in accordance with paragraph 3(c)(ii) may no longer be treated as contaminated for the purposes of Directive 93/85/EEC.

Measures which may be required in relation to a contaminated place of production

5. An inspector may serve the following notices in relation to a contaminated place of production—

- (a) in the case of a contaminated field, a notice containing the first set of eradication measures or a notice containing the second set of eradication measures;
- (b) in the case of a field which is not contaminated, a notice containing the third set of eradication measures.

6. The first set of eradication measures are—

- (a) the measures to be taken in the field from the date of receipt of the notice and for at least three growing years from the start of the first growing year so as to eliminate volunteer potato plants, and other naturally-found host plants, of Potato ring rot;
- (b) a prohibition on the planting of any of the following in the field during that period—
 - (i) potato tubers, plants or true seeds;
 - (ii) naturally-found host plants of Potato ring rot;
 - (iii) crops for which there is a risk of Potato ring rot surviving or spreading;
- (c) a requirement that in the first potato cropping season following that period only potatoes for ware production be planted in the field, provided that the field has been found free from volunteer potato plants and other naturally-found host plants of Potato ring rot for at least two consecutive growing years prior to planting; and

- (d) a requirement that in the next potato cropping season only potatoes for seed or ware production be planted in the field following an appropriate rotation cycle (which must be at least two years where the potatoes are to be planted for seed production).
7. The second set of eradication measures are—
- (a) the measures to be taken in the field from the date of receipt of the notice and for four growing years from the start of the first growing year so as to eliminate volunteer potato plants, and other naturally-found host plants, of Potato ring rot;
 - (b) a requirement that, during that period, the field be maintained in bare fallow or in permanent pasture with frequent close cutting or intensive grazing; and
 - (c) a requirement that in the first potato cropping season following that period only potatoes for ware production be planted, provided that the field has been found free from volunteer potato plants and other naturally-found host plants of Potato ring rot for at least two consecutive growing years prior to planting.
8. The third set of eradication measures are—
- (a) a prohibition on the planting of any of the following in the field from the date of receipt of the notice and for the first growing year—
 - (i) potato tubers, plants or true seeds;
 - (ii) naturally-found host plants of Potato ring rot; and
 - (iii) certified seed potatoes, unless they are for ware production only and an inspector is satisfied that the risk of volunteer potato plants and other naturally-found host plants of Potato ring rot has been eliminated;
 - (b) a requirement that in the subsequent growing year only the following potatoes be planted for seed or ware production—
 - (i) certified seed potatoes; and
 - (ii) seed potatoes officially tested for the absence of Potato ring rot and grown under official control at a place of production which is not a contaminated place of production;
 - (c) a requirement that during at least the third growing year only certified seed potatoes or seed potatoes grown under official control from certified seed potatoes be planted for seed or ware production; and
 - (d) the measures to be taken in the field from the date of receipt of the notice to the end of the third growing year so as to eliminate volunteer potato plants, and naturally-found host plants, of Potato ring rot.
9. A notice may in relation to a contaminated place of production specify that all machinery and storage facilities at the place of production which are used for potato production must be cleansed and disinfected so that there is no identifiable risk of Potato ring rot spreading throughout the period specified in the notice.

10. The measures which may be specified in a notice under paragraph 5 or 9 may be included in a notice with other appropriate measures.

Additional measures applicable in relation to unit of protected crop production

11. Where it is possible to replace all of the growing medium in a contaminated unit of protected crop production, no person may plant in the unit any potato tubers, plants or true seeds without the written authorisation of an inspector.
12. An inspector may not grant an authorisation under paragraph 11 unless—
- (a) all of the measures to eliminate Potato ring rot which are specified in a notice in relation to the place of production in which the unit is situated have been complied with;
 - (b) the growing medium in the unit has been completely changed; and

- (c) the unit and all equipment used on the unit has been cleansed and disinfected to eliminate Potato ring rot and to remove all host plant material.

13. Where an authorisation is granted under paragraph 11, the authorisation may specify that only certified seed potatoes, mini-tubers or micro-plants derived from officially tested sources may be used in the production.

SCHEDULE 16 Article 39(3)

Potato brown rot

Interpretation

1. In this Schedule—

“certified seed potatoes” (*“tatws hadyd ardystiedig”*) means pre-basic seed potatoes, basic seed potatoes or certified seed potatoes as defined by regulation 2(1) of the Seed Potatoes Regulations;

“contaminated” (*“halogedig”*) means designated by an inspector as contaminated for the purposes of Article 5(1)(a)(ii) of Directive 98/57/EC;

“first growing year” (*“blwyddyn dyfu gyntaf”*), in the case of measures to be taken in relation to a contaminated place of production, means the first growing year following the growing year in which the contaminated place of production is designated as contaminated for the purposes of Article 5(1)(a)(ii) of Directive 98/57/EC;

“notice” (*“hysbysiad”*) means, in Part A, a notice under article 32;

“object” (*“gwrthrych”*) means any machinery, vehicle, vessel, store or other object, including packaging material;

“possibly contaminated” (*“halogedig o bosibl”*) means determined by an inspector as possibly contaminated for the purposes of Article 5(1)(a)(iii) or (c)(iii) of Directive 98/57/EC;

“susceptible material” (*“deunydd sy’n dueddol o gael plâu neu glefydau”*) means plants (including tubers), other than true seed, of *Solanum tuberosum* L. or plants, other than fruit or seeds, of *Solanum lycopersicum* L.

PART A

Special measures for the control of Potato brown rot

Susceptible material or objects contaminated or possibly contaminated with Potato brown rot

2. No person may knowingly plant or knowingly cause or permit to be planted—

- (a) any contaminated susceptible material; or
- (b) any possibly contaminated susceptible material.

3. A notice may require that—

- (a) contaminated susceptible material be subjected to any measure that complies with point 1 of Annex VI to Directive 98/57/EC;
- (b) possibly contaminated susceptible material be used or disposed of in accordance with point 2 of Annex VI to Directive 98/57/EC;
- (c) a contaminated object or a possibly contaminated object be—
 - (i) disposed of by destruction; or
 - (ii) cleansed and disinfected so that there is no identifiable risk of Potato brown rot spreading.

4. Anything cleansed and disinfected in accordance with paragraph 3(c)(ii) may no longer be treated as contaminated for the purposes of Directive 98/57/EC.

Measures which may be required in relation to a contaminated place of production

5. An inspector may serve the following notices in relation to a contaminated place of production which is in a zone demarcated by an inspector under article 39(4)—

- (a) in the case of a contaminated field or unit of protected crop production, a notice containing the first set of eradication measures or a notice containing the second set of eradication measures;
- (b) in the case of a field which is not contaminated and, where the inspector is satisfied that the risk of volunteer potato and tomato plants and other naturally-found host plants of Potato brown rot has been eliminated, a notice containing the third set of eradication measures.

6. The first set of eradication measures are—

- (a) the measures to be taken in the field or the unit from the date of receipt of the notice and for at least four growing years from the start of the first growing year so as to eliminate any volunteer potato and tomato plants and other host plants, including solanaceous weeds, of Potato brown rot;
- (b) a prohibition on the planting of any of the following in the field or the unit during that period—
 - (i) potato tubers, plants or true seeds;
 - (ii) tomato plants or seeds;
 - (iii) taking into account the biology of Potato brown rot, other host plants or plants of the species *Brassica* for which there is a risk of Potato brown rot surviving;
 - (iv) crops for which there is a risk of Potato brown rot spreading;
- (c) a requirement that in the first potato cropping season following that period only potatoes for ware production be planted in the field or the unit, provided that the field or the unit has been found free from volunteer potato and tomato plants and other host plants, including solanaceous weeds, of Potato brown rot, for at least the two consecutive growing years prior to planting; and
- (d) a requirement that an appropriate rotation cycle be applied in subsequent potato or tomato cropping seasons, which must be at least two years where potatoes are to be planted for seed production.

7. The second set of eradication measures are—

- (a) the measures to be taken in the field or the unit from the date of receipt of the notice and for five growing years from the start of the first growing year so as to eliminate volunteer potato and tomato plants and other naturally-found host plants, including solanaceous weeds, of Potato brown rot;
- (b) a requirement that—
 - (i) during the first three of those growing years, the field or the unit be maintained—
 - (aa) in bare fallow;
 - (bb) in cereals, if the inspector is satisfied that there is no risk of Potato brown rot spreading;
 - (cc) in permanent pasture with frequent close cutting or intensive grazing; or
 - (dd) as grass for seed production;
 - (ii) only non-host plants of Potato brown rot for which there is no risk of Potato brown rot surviving or spreading be planted in the field or the unit; and
 - (iii) a requirement that in the first potato or tomato cropping season following that period only potatoes for seed or ware production be planted.

8. The third set of eradication measures are—

- (a) a requirement that from the date of receipt of the notice and for the first growing year only the following potatoes and tomato plants be planted in the field—
 - (i) certified seed potatoes for ware production;
 - (ii) tomato plants grown from seed which meets the requirements of Directive 2000/29/EC, for fruit production;
 - (b) a requirement that, if potatoes are to be planted in the first subsequent growing year, only the following potatoes be planted for seed or ware production in that year—
 - (i) certified seed potatoes;
 - (ii) seed potatoes officially tested for the absence of Potato brown rot and grown under official control at a place of production which is not contaminated;
 - (c) a requirement that, if tomato plants are to be planted in the first subsequent growing year, only the following tomato plants be planted for plant or fruit production in that year—
 - (i) tomato plants grown from seed which meets the requirements of Directive 2000/29/EC;
 - (ii) if vegetatively propagated, tomato plants grown from seed which meets the requirements of Directive 2000/29/EC and grown under official control at a place of production which is not contaminated;
 - (d) a requirement, in the case of potatoes, that in the second subsequent growing year and any other subsequent growing year, only certified seed potatoes or seed potatoes grown under official control from certified seed potatoes be planted for seed or ware production in the field;
 - (e) a requirement, in the case of tomatoes, that during the second subsequent growing year and any other subsequent growing year, only tomato plants grown from seed which meets the requirements of Directive 2000/29/EC or if, vegetatively propagated, tomato plants grown from seed which meets the requirements of Directive 2000/29/EC and grown under official control be planted for plant or fruit production in the field; and
 - (f) the measures to be taken in the field from the date of receipt of the notice to the end of the growing year specified in the notice so as to eliminate volunteer potato plants, and naturally-found host plants, of Potato brown rot.
9. A notice in relation to a contaminated place of production may—
- (a) require for a specified period that all machinery and storage facilities at the place of production which are used for potato or tomato production be cleansed and, where appropriate, disinfected so that there is no identifiable risk of Potato brown rot spreading;
 - (b) prohibit any irrigation or spraying programme at the place of production or specify how any irrigation or spraying programme at the place of production must be carried out for the purpose of preventing the spread of Potato brown rot.

10. The measures which may be specified in a notice under paragraph 5 or 9 may be included in a notice with other appropriate measures.

Additional measures applicable in relation to units of protected crop production

11. Where it is possible to replace all of the growing medium in a contaminated unit of protected crop production, no person may plant in the unit any potato tubers, plants or true seeds, tomato plants or seeds or other host plants of Potato brown rot without the written authorisation of an inspector.

12. An inspector may not grant an authorisation under paragraph 11 unless—

- (a) all of the measures to eliminate Potato brown rot which are specified in a notice in relation to the place of production in which the unit is situated have been complied with;
- (b) the growing medium in the unit has been completely changed; and
- (c) the unit and all of the equipment used on the unit has been cleansed and disinfected to eliminate Potato brown rot and remove all host plant material.

13. An authorisation under paragraph 11 may—

- (a) in relation to potato production, specify that only certified seed potatoes or mini-tubers or micro-plants derived from officially tested sources may be used in the production;
- (b) in relation to tomato production, specify that only seed which meets the requirements of Directive 2000/29/EC or, if vegetatively propagated, tomato plants produced from seed which meets the requirements of Directive 2000/29/EC and grown under official control, may be used in the production;
- (c) prohibit any irrigation or spraying programme at the place of production;
- (d) specify how any irrigation or spraying programme at the place of production must be carried out for the purpose of preventing the spread of Potato brown rot.

PART B

Demarcation of zones for the control of Potato brown rot

14. This Part applies where an inspector has demarcated a zone in relation to a confirmed finding of Potato brown rot under article 39(4).

15. The Welsh Ministers may, by notice, specify—

- (a) how long the zone is to remain demarcated;
- (b) the measures which apply in the demarcated zone.

16. A notice under paragraph 15—

- (a) must be in writing;
- (b) must describe the extent of the demarcated zone;
- (c) must specify in relation to each measure whether it applies generally or to an area of surface water in the demarcated zone;
- (d) must specify the date on which each measure takes effect;
- (e) must be published in a manner appropriate to bring it to the attention of the public; and
- (f) may be amended, suspended or revoked, in whole or in part, by further notice.

17. Any premises which are partly within and partly outside a demarcated zone must be treated as within that zone for the purposes of this Schedule, except where the part which is outside the demarcated zone is not in Wales.

18. A notice published in accordance with paragraph 16 is to be treated as having been served on—

- (a) any occupier or other person in charge of any premises within the demarcated zone;
- (b) any person who—
 - (i) has a right to use any contaminated surface water;
 - (ii) has any contaminated surface water on premises within the demarcated zone which the person occupies or is in charge of; and
- (c) any person who operates machinery or carries out any other activity in relation to the production of potatoes or tomatoes within the demarcated zone.

19. The Welsh Ministers may specify in a notice under paragraph 15 that—

- (a) any machinery or stores at premises within the demarcated zone which are used for growing, storing or handling potato tubers or tomatoes within the zone, or any premises within the zone from which machinery for potato or tomato production is operated under contract, must be cleansed and, where appropriate, disinfected so that there is no identifiable risk of Potato brown rot surviving or spreading;
- (b) in the case of potato crops, only certified seed potatoes or seed potatoes grown under official control may be planted;

- (c) potatoes intended for planting must be handled separately from all other potatoes at premises within the zone or that a system of cleansing and, where appropriate, disinfection must be carried out between the handling of seed and ware potatoes;
- (d) in the case of tomato crops, only tomato plants grown from seed which meets the requirements of Directive 2000/29/EC or, if vegetatively propagated, tomato plants produced from such seed and grown under official control may be planted;
- (e) contaminated surface water must not be used for the irrigation or the spraying of specified plant material and, where appropriate, other host plants of Potato brown rot, without the prior written authorisation of an inspector;
- (f) if liquid waste discharges have been contaminated, any waste from industrial processing or packaging premises in the zone which handle specified plant material must be disposed of under the supervision of an inspector.

20. The Welsh Ministers may only specify—

- (a) the measures referred to in paragraph 19(a) to (d) where the zone has been demarcated for the purposes of Article 5(1)(a)(iv) of Directive 98/57/EC;
- (b) the measures referred to in paragraph 19(e) and (f) where the zone has been demarcated for the purposes of Article 5(1)(c)(iii) of Directive 98/57/EC.

SCHEDULE 17 Article 42(3)

Notification requirements

Live organisms of the animal kingdom

1. *Ditylenchus destructor* Thorne – Potato tuber nematode.
2. *Ditylenchus dipsaci* (Kühn) Filipjev – Stem nematode.
3. *Globodera rostochiensis* (Wollenweber) Behrens and *Globodera pallida* (Stone) Behrens – Potato cyst nematodes.

Bacteria

4. *Clavibacter michiganensis* subspecies *insidiosum* (McCulloch) Davis *et al.* (syn. *Corynebacterium insidiosum* (McCulloch) Jensen) – Bacterial wilt of Lucerne.
5. *Clavibacter michiganensis* subspecies *michiganensis* (Smith) Davis *et al.* (syn. *Corynebacterium michiganse* (Smith) Jensen pv. *michiganse* Dye and Kemp) – Bacterial canker of tomato.
6. *Erwinia amylovora* (Burr.) Winslow *et al.*, the cause of Fire blight of Roseaceae, in areas designated as fire blight free buffer zones.
7. *Erwinia chrysanthemi* pv. *dianthicola* (Hellmers) Dickey – Slow wilt of carnation.
8. *Xanthomonas campestris* pv. *vesicatoria* (Diodge) Dye – Tomato bacterial spot.

Cyptograms

9. *Didymella ligulicola* (Baker, Dimock and Davis) V. Arx. (syn. *Mycosphaerella ligulicola* Baker *et al.*) – Chrysanthemum ray blight.
10. *Phialophora cinerescens* (Wollenweber) Van Beyma – a carnation wilt.
11. *Puccinia horiana* P. Henn. – Chrysanthemum white rust.
12. *Verticillium albo-atrum* Reinke and Berth – Verticillium wilt disease.

13. *Verticillium dahliae* Klebahn – Verticillium wilt of hops.

Viruses and virus-like pathogens

14. Arabis mosaic virus.
15. Chrysanthemum stunt viroid.
16. Plum pox virus.
17. Raspberry ringspot virus.
18. Strawberry crinkle virus.
19. Strawberry latent ringspot virus.
20. Strawberry mild yellow edge virus.
21. Tomato black ring virus.
22. Tomato spotted wilt virus.

SCHEDULE 18 Article 49(1)

Revocation of Orders

| <i>Order</i> | <i>Reference</i> |
|---|-------------------------|
| The Plant Health (<i>Phytophthora ramorum</i>) (Wales) Order 2006 | S.I. 2006/1344 (W. 134) |
| The Plant Health (<i>Phytophthora ramorum</i>) (Wales) (Amendment) Order 2007 | S.I. 2007/2715 (W. 228) |
| The Plant Health (Wales) (Amendment) Order 2007 | S.I. 2007/2716 (W. 229) |
| The Plant Health (Wales) (Amendment) (No. 2) Order 2007 | S.I. 2007/3305 (W. 292) |
| The Plant Health (Wales) (Amendment) Order 2008 | S.I. 2008/2781 (W. 248) |
| The Plant Health (Wales) (Amendment) (No. 2) Order 2008 | S.I. 2008/2913 (W. 257) |
| The Plant Health (Wales) (Amendment) Order 2009 | S.I. 2009/1376 (W. 137) |
| The Plant Health (Wales) (Amendment) Order 2010 | S.I. 2010/1795 (W.171) |
| The Plant Health (Wales) (Amendment) (No. 2) Order 2010 | S.I. 2010/2976 (W. 247) |
| The Plant Health (Wales) (Amendment) Order 2012 | S.I. 2012/3143 (W. 315) |
| The Plant Health (Wales) (Amendment) Order 2013 | S.I. 2013/888 (W. 100) |
| The Plant Health (Wales) (Amendment) (No. 2) Order 2013 | S.I. 2013/2939 (W. 287) |
| The Plant Health (Wales) (Amendment) Order 2014 | S.I. 2014/521 (W. 62) |
| The Plant Health (Wales) (Amendment) (No. 2) | S.I. 2014/1186 (W. 115) |

Order 2014

The Plant Health (Wales) (Amendment) (No. 3) S.I. 2014/2368 (W. 231)

Order 2014

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