



STATUTORY INSTRUMENTS

**S.I. No. 83 of 2009**

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EUROPEAN COMMUNITIES (CONTROL OF ORGANISMS HARMFUL  
TO PLANTS AND PLANT PRODUCTS) (AMENDMENT)  
(No. 2) REGULATIONS 2009

**(Prn. A9/0373)**

EUROPEAN COMMUNITIES (CONTROL OF ORGANISMS HARMFUL  
TO PLANTS AND PLANT PRODUCTS) (AMENDMENT)  
(No. 2) REGULATIONS 2009

I, BRENDAN SMITH, Minister for Agriculture, Fisheries and Food, in exercise of the powers conferred on me by section 3 of the European Communities Act 1972 (No. 27 of 1972) and for the purpose of giving effect to Commission Directive 2009/7/EC of 10 February 2009<sup>1</sup>, hereby make the following Regulations—

1. These Regulations may be cited as the European Communities (Control of Organisms Harmful to Plants and Plant Products) (Amendment) (No. 2) Regulations 2009 and come into operation on 1 April 2009.

2. The European Communities (Control of Organisms Harmful to Plants and Plant Products) Regulations 2004 (S.I. No. 894 of 2004) are amended in Regulation 2(1) by substituting for the definition of “Council Directive” (inserted by the European Communities (Control of Organisms Harmful to Plants and Plant Products) (Amendment) Regulations 2009) (S.I. No. 8 of 2009)), the following—

“ ‘Council Directive’ means Council Directive No. 2000/29/EC of 8 May 2000 as amended by Commission Directive No. 2001/33/EC of 8 May 2001, Commission Directive No. 2002/28/EC of 19 March 2002, Commission Directive No. 2002/36/EC of 29 April 2002, Council Directive No. 2002/89/EC of 28 November 2002, Commission Directive No. 2003/22/EC of 24 March 2003, Commission Directive No. 2003/47/EC of 4 June 2003, Commission Directive 2003/116/EC of 4 December 2003, Commission Directive 2004/31/EC of 17 March 2004, Commission Directive 2004/70/EC of 28 April 2004, Commission Directive 2004/102/EC of 5 October 2004, Commission Directive 2004/103/EC of 7 October 2004, Commission Directive 2004/105/EC of 15 October 2004, Commission Directive 2005/77/EC of 11 November 2005, Commission Directive 2006/35/EC of 24 March 2006, Commission Directive 2006/14/EC of 6 February 2006, Commission Directive 2005/16/EC of 2 March 2005, Commission Directive 2007/41/EC of 28 June 2007, Commission Directive 2008/61/EC of 17 June 2008, Commission Directive 2008/64/EC of 27 June 2008, Commission Directive 2008/109/EC of 28 November 2008 and Commission Directive 2009/7/EC of 10 February 2009;”.

3. The European Communities (Control of Organisms Harmful to Plants and Plant Products) (Amendment) Regulations 2009 (S.I. No. 8 of 2009) are revoked.

<sup>1</sup>O.J. No.40 of 11.02.2009, p.12



GIVEN under my Official Seal,  
11 March 2009

BRENDAN SMITH.  
Minister for Agriculture, Fisheries and Food.

EXPLANATORY NOTE

*(This note is not part of the Instrument and does not purport to be a legal interpretation)*

These regulations provide measures to protect against the introduction into the Community of organisms harmful to plants or plant products and against their spread within the Community.

BAILE ÁTHA CLIATH  
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR  
Le ceannach díreach ón  
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