

Suppliment tal-Gazzetta tal-Gvern ta' Malta Nru. 18,702, 25 ta' Jannar, 2011

Taqsimha B

L.N. 21 of 2011

**PLANT QUARANTINE ACT
(CAP. 433)**

Control of the Red Palm Weevil (Amendment) Regulations, 2011

IN exercise of the powers conferred by article 32 of the Plant Quarantine Act, the Minister for Resources and Rural Affairs, has made the following regulations:-

1. The title of these regulations is the Control of the Red Palm Weevil (Amendment) Regulations, 2011 and they shall be read and construed as one with Control of the Red Palm Weevil Regulations, 2009 hereinafter referred to as “the principal regulations”.

Title.

L.N. 42 of 2009.
2. In regulation 2 of the principal regulations, for the words “and amendments” there shall be substituted the words “and Commission Decision 2010/467/EU as regards susceptible plants and the measures to be taken in cases where *Rhynchophorus ferrugineus* (Olivier) is detected”.

Amends regulation 2 of the principal regulations.
3. Regulation 3 of the principal regulations shall be amended as follows:

Amends regulation 3 of the principal regulations.

 - (a) the definition “the Department” shall be deleted;
 - (b) immediately after the definition “the Director”, there shall be added the following new definition:

“ “the Directorate” means the Plant Health Directorate;”, and

for the words “the Department” wherever they occur in the principal regulations there shall be substituted the words “the Directorate”; and
 - (c) for the definition “susceptible plants” there shall be substituted the following definition:

“ “susceptible plants” means plants, other than fruit and seeds, having a diameter of the stem at the base of over 5 cm of *Areca catechu*, *Arecastrum romanzoffianum*, *Arenga pinnata*, *Borassus flabellifer*, *Brahea armata*, *Butia capitata*, *Calamus merillii*, *Caryota maxima*, *Caryota cumingii*, *Chamaerops humilis*, *Cocos nucifera*, *Corypha gebanga*, *Corypha elata*, *Elaeis guineensis*, *Howea forsteriana*, *Jubea chilensis*, *Livistona australis*, *Livistona decipiens*, *Metroxylon sagu*, *Oreodoxa regia*, *Phoenix canariensis*, *Phoenix dactylifera*, *Phoenix theophrasti*, *Phoenix sylvestris*, *Sabal umbraculifera*, *Trachycarpus fortunei* and *Washingtonia* spp.”.

Amends regulation
5 of the principal
regulations.

4. In sub-regulation (1) of regulation 5 of the principal regulations, the words “, until the 17th April, 2009” shall be deleted.

Amends regulation
10 of the principal
regulations.

5. Regulation 10 of the principal regulations shall be amended as follows:

(a) in sub-regulation (1) thereof for the words “and its amendments” there shall be substituted the words “and Commission Decision 2010/467/EU as regards the susceptible plants and the measures to be taken in cases where *Rhynchophorus ferrugineus* (Olivier) is detected”; and

(b) in sub-regulation (2) thereof for the words “and its” there shall be substituted the words “and Commission Decision 2010/467/EU as regards the susceptible plants and the measures to be taken in cases where *Rhynchophorus ferrugineus* (Olivier) is detected and their”.

Amends regulation
11 of the principal
regulations.

6. In sub-regulation (3) of regulation 11 of the principal regulations immediately after the words “[*Rhynchophorus ferrugineus* (Olivier)]” there shall be added the words “and Commission Decision 2010/467/EU as regards the susceptible plants and the measures to be taken in cases where *Rhynchophorus ferrugineus* (Olivier) is detected”.

