

*Suppliment tal-Gazzetta tal-Gvern ta' Malta, Nru. 19,189, 31 ta' Diċembru, 2013*  
*Taqsimha B*

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**L.N. 454 of 2013**

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

**Forest Reproductive Material (Amendment) Regulations, 2013**

IN exercise of the powers conferred by article 32 of the Plant Quarantine Act, the Minister for Sustainable Development, the Environment and Climate Change has made the following regulations:-

1. (1) The title of these regulations is the Forest Reproductive Material (Amendment) Regulations, 2013, and these regulations shall be read and construed as one with the Forest Reproductive Material Regulations, hereinafter referred to as "the principal regulations".

Citation and scope.

S.L. 433.10

(2) The scope of these regulations is to give effect to Decision No 1104/2012/EU amending Council Decision 2008/971/EC to include forest reproductive material of the "qualified category" and to update the name of the authorities responsible for the approval and control of the production.

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

Amends regulation 2 of the principal regulations.

(a) in sub-regulation (1) thereof, for the words "to make provisions for assuring that" there shall be substituted the words "to transpose Council Directive 1999/105/EC on the marketing of forest reproductive material, to ensure that"; and

(b) in sub-regulation (2) thereof, immediately after the words "Schedule I of these regulations" there shall be added the words "and shall apply without prejudice to Commission Decision 2008/989/EC authorising Member States, in accordance with Council Directive 1999/105/EC, to take decisions on the equivalence of the guarantees afforded by forest reproductive material to be imported from certain third countries, and Council Decision 2008/971/EC on the equivalence of forest reproductive material produced in third countries as amended by Decision No 1104/2012/EU".

3. In regulation 3 of the principal regulations, immediately after the definition "supplier " there shall be added the following new definition:

Amends regulation 3 of the principal regulations.

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" "third countries" means countries referred to in Council Decision 2008/971/EC and Commission Decision 2008/989/EC."

Amends  
regulation 21 to  
the principal  
regulations.

**4.** Regulation 21 of the principal regulations shall be amended as follows:

(a) in sub-regulation (1) thereof, the words "authorising Member States, in accordance with Council Directive 1999/105/EC, to take decisions on the equivalence of the guarantees afforded by forest reproductive material to be imported from certain third countries" shall be deleted; and

(b) in sub-regulation (2) thereof, immediately after the words "produced in third countries," there shall be added the words "as amended by Decision No 1104/2012/EU,".

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