

L.N. 89 of 2020

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

**Vegetable Propagation and Planting Material (Amendment)
Regulations, 2020**

IN EXERCISE of the powers conferred by article 32 of the Plant Quarantine Act, the Minister for Agriculture, Fisheries and Animal Rights, has made the following regulations:-

1. (1) The title of these regulations is the Vegetable Propagation and Planting Material (Amendment) Regulations, 2020 and they shall be read and construed as one with the Vegetable Propagation and Planting Material Regulations, hereinafter referred to as "the principal regulations".

Citation and scope.

S.L. 433.13.

(2) The scope of these regulations is to transpose Commission Implementing Directive (EU) 2019/990 of 17 June 2019 amending the list of genera and species in Annex II to Council Directive 2008/72/EC and in the Annex to Commission Directive 93/61/EEC.

2. In the principal regulations, the words "the Department", shall be substituted by the words "the Directorate", wherever they occur.

Amends generally 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" thereof, shall be deleted;

(b) the definition "the Director" thereof, shall be substituted by the following:

" "the Director" means the Director responsible for the Directorate;"

(c) immediately after the definition "the Director" thereof, there shall be added the following new definition:

" "the Directorate" means the Directorate or Department responsible for plant health;" and

(d) the definition "responsible official body" thereof,

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shall be substituted by the following:

" "responsible official body" is the Directorate;"

Deletes
regulation 4 of
the principal
regulations.

4. Regulation 4 of the principal regulations, shall be deleted.

Substitutes
regulation 5 of
the principal
regulations.

5. Regulation 5 of the principal regulations, shall be substituted by the following:

"Notification.

5. (1) Professional operators introducing vegetable propagation and planting material from another EU Member State shall declare the introduction of vegetable propagation and planting material forty-eight (48) hours prior to their arrival in Malta, through the Supplementary Declaration System of Malta (Intrastat), of each lot received by them.

(2) The non-professional final users being supplied with vegetable propagation and planting material from another EU Member State shall also inform the Directorate by means of the EU Plant Notification Form (For General Public) available on the Directorate's website, forty-eight (48) hours prior to the arrival of the vegetable propagation and planting material in Malta of each lot received by them.

(3) The professional operators and the non-professional final users being supplied with vegetable propagation and planting material being imported from a third country shall also inform the Directorate by means of the Third Countries Notification Form available on the Directorate's website forty-eight (48) hours prior to the arrival, of the plant material in Malta of each lot received by them."

Deletes
regulation 6 of
the principal
regulations.

6. Regulation 6 of the principal regulations, shall be deleted.

Substitutes
Schedule I of
the principal
regulations.

7. Schedule I to the principal regulations shall be substituted by the following:

"SCHEDULE I
List of Genera and Species

The following table lists the genera and species to which these regulations apply:

Genus or species	Common name
<i>Allium cepa</i> L. - <i>Cepa</i> group - <i>Aggregatum</i> group	Onion Echalion Shallot
<i>Allium fistulosum</i> L. -all varieties	Japanese bunching onion or Welsh onion
<i>Allium porrum</i> L. -all varieties	Leek
<i>Allium sativum</i> L. -all varieties	Garlic
<i>Allium schoenoprasum</i> L. -all varieties	Chives
<i>Anthriscus cerefolium</i> (L.) Hoffm. -all varieties	Chervil
<i>Apium graveolens</i> L. -Celery Group -Celeriac Group	- -
<i>Asparagus officinalis</i> L. -all varieties	Asparagus
<i>Beta vulgaris</i> L. -Garden Beet Group -Leaf Beet Group	Beetroot including Cheltenham beet Spinach beet or Chard
<i>Brassica oleracea</i> L. -Kale Group -Cauliflower Group -Capitata Group -Brussel Sprouts Group -Kohlrabi Group -Savoy Cabbage Group -Broccoli Group -Palm Kale Group -Tronchuda Group	- - Red cabbage and White cabbage - - - Calabrese type and sprouting type - Portuguese cabbage

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<i>Brassica rapa</i> L. -Chinese Cabbage Group -Vegetable Turnip Group	- -
<i>Capsicum annuum</i> L. -all varieties	Chilli or Pepper
<i>Cichorium endivia</i> L. -all varieties	Endive
<i>Cichorium intybus</i> L. -Witloof Chicory Group -Leaf Chicory Group -Industrial (Root) Chicory Group	- Large-leaved chicory or Italian chicory -
<i>Citrullus lanatus</i> (Thunb.) Matsum. et Nakai -all varieties	Watermelon
<i>Cucumis melo</i> L. -all varieties	Melon
<i>Cucumis sativus</i> L. -Cucumber Group -Gherkin Group	- -
<i>Cucurbita maxima</i> Duchesne -all varieties	Gourd
<i>Cucurbita pepo</i> L. -all varieties	Marrow, including mature pumpkin and scallop squash or Courgette, including immature scallop squash
<i>Cynara cardunculus</i> L. -Globe Artichoke Group -Cardoon Group	- -
<i>Daucus carota</i> L. -all varieties	Carrot Fodder carrot
<i>Foeniculum vulgare</i> Mill. -Azoricum Group	Fennel
<i>Lactuca sativa</i> L. -all varieties	Lettuce
<i>Petroselinum crispum</i> (Mill.) Nyman ex A.W. Hill -Leaf Parsley Group -Root Parsley Group	- -
<i>Phaseolus coccineus</i> L. -all varieties	Runner bean
<i>Phaseolus vulgaris</i> L. -Dwarf French Bean Group -Climbing French Bean Group	- -

<i>Pisum sativum</i> L. (partim)	
-Round Pea Group	-
-Wrinkled Pea Group	-
-Sugar Pea Group	-
<i>Raphanus sativus</i> L.	
-Radish Group	-
-Black Radish Group	-
<i>Rheum rhabarbarum</i> L.	Rhubarb
-all varieties	
<i>Scorzonera hispanica</i> L.	Scorzonera or Black salsify
-all varieties	
<i>Solanum lycopersicum</i> L.	Tomato
-all varieties	
<i>Solanum melongena</i> L.	Aubergine or Eggplant
-all varieties	
<i>Spinacia oleracea</i> L.	Spinach
-all varieties	
<i>Valerianella locusta</i> (L.) Laterr.	Corn salad or Lamb's lettuce
-all varieties	
<i>Vicia faba</i> L.	Broad bean
-all varieties	
<i>Zea mays</i> L.	
-Sweet Corn Group	-
-Popcorn Group	-

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8. Schedule III to the principal regulations, shall be substituted by the following:

Substitutes Schedule III of the principal regulations.

"SCHEDULE III
List of Specific Harmful Organisms and Diseases
liable to affect quality

Table 1.2:

Genus or species	Specific harmful organisms and diseases
<i>Allium cepa</i> - Aggregatum Group	Insects, mites and nematodes at all stages of their development - <i>Delia</i> spp. - <i>Ditylenchus dipsaci</i> - Thysanoptera, but especially <i>Thrips tabaci</i>

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	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Botrytis</i> spp. - <i>Peronospora destructor</i> - <i>Sclerotium cepivorum</i> <p>Viruses and virus-like organisms</p> <p>All, especially Onion yellow dwarf virus</p>
<p><i>Allium cepa</i></p> <p>- Cepa Group</p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Delia</i> spp. - <i>Ditylenchus dipsaci</i> - <i>Meloidogyne</i> spp. - Thysanoptera, especially <i>Thrips tabaci</i>
	<p>Bacteria</p> <ul style="list-style-type: none"> - <i>Pseudomonas</i> spp.
	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Botrytis</i> spp. - <i>Fusarium oxysporum</i> f. sp. <i>cepae</i> - <i>Peronospora destructor</i> - <i>Sclerotium cepivorum</i>
	<p>Viruses and virus-like organisms</p> <p>All, especially Onion yellow dwarf virus</p>
<p><i>Allium fistulosum</i></p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Delia</i> spp. - <i>Ditylenchus dipsaci</i> - Thysanoptera, especially <i>Thrips tabaci</i>
	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Sclerotium cepivorum</i>
	<p>Viruses and virus-like organisms</p> <p>All</p>

<i>Allium porrum</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Delia</i> spp. - <i>Ditylenchus dipsaci</i> - Thysanoptera <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Pseudomonas</i> spp. <p>Fungi</p> <ul style="list-style-type: none"> - <i>Alternaria porri</i> - <i>Fusarium culmorum</i> - <i>Phytophthora porri</i> - <i>Sclerotium cepivorum</i> <p>Viruses and virus-like organisms</p> <p>All, especially Leek yellow stripe virus</p>
<i>Allium sativum</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Aceria tulipae</i> - <i>Delia</i> spp. - <i>Ditylenchus dipsaci</i> - Thysanoptera <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Pseudomonas fluorescens</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Sclerotium cepivorum</i> <p>Viruses and virus-like organisms</p> <p>All, especially Onion yellow dwarf virus</p>
<i>Apium graveolens</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Acidia heraclei</i> - <i>Lygus</i> spp. - <i>Psila rosae</i> - Thysanoptera, especially <i>Frakliniella occidentalis</i> and <i>Thrips tabaci</i> <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Erwinia carotovora</i> subsp. <i>carotovora</i> - <i>Pseudomonas syringae</i> pv. <i>apii</i>

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	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Fusarium oxysporum</i> f. sp. <i>apii</i> - <i>Phoma apiicola</i> - <i>Pythium</i> spp. - <i>Sclerotinia sclerotiorum</i> - <i>Septoria apiicola</i>
	<p>Viruses and virus-like organisms</p> <p>All, but especially Celery mosaic virus and Cucumber mosaic virus</p>
<i>Asparagus officinalis</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Brachyorynella asparagi</i> - <i>Hypoptya caestrum</i> - <i>Platyparea poecyloptera</i>
	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Fusarium</i> spp. - <i>Rhizoctonia violacea</i>
	<p>Viruses and virus-like organisms</p> <p>All</p>
<i>Beta vulgaris</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Pegomyia betae</i>
	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Phoma betae</i>
	<p>Viruses and virus-like organisms</p> <p>All, especially Beet necrotic yellow vein virus</p>
<i>Brassica oleracea</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - <i>Heterodera</i> spp. - Lepidoptera, especially <i>Pieris brassicae</i> - Thysanoptera, especially <i>Frankliniella occidentalis</i>
	<p>Bacteria</p> <ul style="list-style-type: none"> - <i>Pseudomonas syringae</i> pv. <i>maculicola</i> - <i>Xanthomonas campestris</i> pv. <i>campestris</i>

	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Alternaria brassicae</i> - <i>Mycosphaerella</i> spp. - <i>Phoma lingam</i> - <i>Plasmodiophora brassicae</i> - <i>Pythium</i> spp. - <i>Rhizoctonia solani</i> <p>Viruses and virus-like organisms</p> <p>All, especially Cauliflower mosaic virus, Tospoviruses and Turnip mosaic virus</p>
<p><i>Brassica rapa</i> - Chinese Cabbage Group</p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Aphididae</i> - <i>Lepidoptera</i>, especially <i>Pieris brassicae</i> <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Erwinia carotovora</i> - <i>Xanthomonas campestris</i> pv. <i>campestris</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Alternaria brassicae</i> - <i>Botrytis cinerea</i> - <i>Mycosphaerella</i> spp. - <i>Phoma lingam</i> - <i>Plasmodiophora brassicae</i> - <i>Sclerotinia</i> spp. <p>Viruses and virus-like organisms</p> <p>All, especially Tospoviruses</p>
<p><i>Capsicum annuum</i></p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Aleyrodidae</i> - <i>Leptinotarsa decemlineata</i> - <i>Ostrinia nubilalis</i> - <i>Phthorimaea operculella</i> - <i>Tetranychidae</i> - <i>Thysanoptera</i>, especially <i>Frankliniella occidentalis</i>

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	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Leveilulla taurica</i> - <i>Pyrenochaetea lycopersici</i> - <i>Pythium</i> spp. - <i>Phytophthora capsici</i> - <i>Verticillium albo atrum</i> - <i>Verticillium dahliae</i> <p>Viruses and virus-like organisms</p> <p>All, especially Cucumber mosaic virus, Tomato mosaic virus, Pepper mild mottle virus and Tobacco mosaic virus</p>
<i>Cichorium endivia</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aphididae - Thysanoptera, especially <i>Frankliniella occidentalis</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Botrytis cinerea</i> - <i>Erysiphe cichoriacearum</i> - <i>Sclerotinia</i> spp. <p>Viruses and virus-like organisms</p> <p>All, especially Beet western yellow virus and Lettuce mosaic virus</p>
<i>Cichorium intybus</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aphididae - <i>Napomyza cichorii</i> - <i>Apion assimile</i> <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Erwinia carotovora</i> - <i>Erwinia chrysanthemi</i> - <i>Pseudomonas marginalis</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Phoma exigua</i> - <i>Phytophthora erythroseptica</i> - <i>Pythium</i> spp. - <i>Sclerotinia sclerotiorum</i>

<p><i>Citrullus lanatus</i></p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - <i>Meloidogyne</i> spp. - <i>Polyphagotarsonemus latus</i> - <i>Tetranychus</i> spp. - Thysanoptera, especially <i>Frankliniella occidentalis</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Colletotrichum lagenarium</i> <p>Viruses and virus-like organisms</p> <p>All, especially Watermelon mosaic virus 2</p>
<p><i>Cucumis melo</i></p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - <i>Meloidogyne</i> spp. - <i>Polyphagotarsonemus latus</i> - <i>Tetranychus</i> spp. - Thysanoptera, especially <i>Frankliniella occidentalis</i> <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Pseudomonas syringae</i> pv. <i>lachrymans</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Colletotrichum lagenarium</i> - <i>Fusarium</i> spp. - <i>Pythium</i> spp. - <i>Sphaerotheca fuliginea</i> - <i>Verticillium</i> spp. <p>Viruses and virus-like organisms</p> <p>All, especially Cucumber green mottle virus, Cucumber mosaic virus and Squash mosaic virus</p>

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<i>Cucumis sativus</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - <i>Delia platura</i> - <i>Meloidogyne</i> spp. - <i>Polyphagotarsonemus latus</i> - <i>Tetranychus</i> spp. - Thysanoptera, especially <i>Frankliniella occidentalis</i> <hr/> <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Pseudomonas syringae</i> pv. <i>lachrymans</i> <hr/> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Fusarium</i> spp. - <i>Phytophthora</i> spp. - <i>Pseudoperonospora cubensis</i> - <i>Pythium</i> spp. - <i>Rhizoctonia</i> spp. - <i>Sphaerotheca fuliginea</i> - <i>Verticillium</i> spp. <hr/> <p>Viruses and virus-like organisms</p> <p>All</p>
<i>Cucurbita maxima</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - <i>Meloidogyne</i> spp. - <i>Polyphagotarsonemus latus</i> - <i>Tetranychus</i> spp. - Thysanoptera, especially <i>Frankliniella occidentalis</i> <hr/> <p>Viruses and virus-like organisms</p> <p>All</p>

<p><i>Cucurbita pepo</i></p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - <i>Meloidogyne</i> spp. - <i>Polyphagotarsonemus latus</i> - <i>Tetranychus</i> spp. - Thysanoptera, especially <i>Frankliniella occidentalis</i> <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Pseudomonas syringae</i> pv. <i>lachrymans</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Fusarium</i> spp. - <i>Sphaerotheca fuliginea</i> - <i>Verticillium</i> spp. <p>Viruses and virus-like organisms</p> <p>All, especially Cucumber mosaic virus, Squash mosaic virus, Zucchini yellow mosaic virus and Tospoviruses</p>
<p><i>Cynara cardunculus</i> and <i>Cynara scolymus</i></p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - Thysanoptera <p>Fungi</p> <ul style="list-style-type: none"> - <i>Bremia lactucae</i> - <i>Leveilulla taurica</i> f. sp. <i>cynara</i> - <i>Pythium</i> spp. - <i>Rhizoctonia solani</i> - <i>Sclerotium rolfsii</i> - <i>Sclerotinia sclerotiorum</i> - <i>Verticillium dahliae</i> <p>Viruses and virus-like organisms</p> <p>All</p>

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<i>Foeniculum vulgare</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - Thysanoptera <p>Bacteria</p> <ul style="list-style-type: none"> - <i>Erwinia carotovora</i> subsp. <i>carotovora</i> - <i>Pseudomonas marginalis</i> pv. <i>marginalis</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Cercospora foeniculi</i> - <i>Phytophthora syringae</i> - <i>Sclerotinia</i> spp. <p>Viruses and virus-like organisms</p> <ul style="list-style-type: none"> - Celery mosaic virus
<i>Lactuca sativa</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aphididae - <i>Meloidogyne</i> spp. - Thysanoptera, especially <i>Frankliniella occidentalis</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Botrytis cinerea</i> - <i>Bremia lactucae</i> - <i>Pythium</i> spp. <p>Viruses and virus-like organisms</p> <p>All, especially Lettuce big vein, Lettuce mosaic virus and Lettuce ring necrosis</p>
<i>Rheum</i> spp.	<p>Bacteria</p> <ul style="list-style-type: none"> - <i>Agrobacterium tumefaciens</i> - <i>Erwinia rhapontici</i> <p>Fungi</p> <ul style="list-style-type: none"> - <i>Armillariella mellea</i> - <i>Verticillium</i> spp. <p>Viruses and virus-like organisms</p> <p>All, especially Arabis mosaic virus and Turnip mosaic virus</p>

<p><i>Solanum lycopersicum</i></p>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - <i>Aphididae</i> - <i>Aleyrodidae</i> - <i>Hauptidia maroccana</i> - <i>Meloidogyne</i> spp. - <i>Tetranychus</i> spp. - Thysanoptera, especially <i>Frankliniella occidentalis</i> - <i>Vasates lycopersici</i>
	<p>Bacteria</p> <ul style="list-style-type: none"> - <i>Pseudomonas syringae</i> pv. <i>tomato</i>
	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Alternaria solani</i> - <i>Cladosporium fulvum</i> - <i>Colletotrichum coccoides</i> - <i>Didymella lycopersici</i> - <i>Fusarium oxysporum</i> - <i>Leveilulla taurica</i> - <i>Phytophthora nicotianae</i> - <i>Pyrenochaeta lycopersici</i> - <i>Pythium</i> spp. - <i>Rhizoctonia solani</i> - <i>Sclerotinia sclerotiorum</i> - <i>Verticillium</i> spp.
	<p>Viruses and virus-like organisms</p> <p>All, especially Cucumber mosaic virus, Potato virus X, Potato virus Y, Tobacco mosaic virus, Tomato mosaic virus and Tomato yellow leaf curl virus</p>

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<i>Solanum melongena</i>	<p>Insects, mites and nematodes at all stages of their development</p> <ul style="list-style-type: none"> - Aleyrodidae - Aphididae - <i>Hemitarsonemus latus</i> - <i>Leptinotarsa decemlineata</i> - <i>Meloidogyne</i> spp. - Tetranychidae - Thysanoptera, especially <i>Frankliniella occidentalis</i>
	<p>Fungi</p> <ul style="list-style-type: none"> - <i>Fusarium</i> spp. - <i>Leveilulla taurica</i> f. sp. <i>cynara</i> - <i>Rhizoctonia solani</i> - <i>Pythium</i> spp. - <i>Sclerotinia sclerotiorum</i> - <i>Verticillium</i> spp.
	<p>Viruses and virus-like organisms</p> <p>All, especially Cucumber mosaic virus, Eggplant mosaic virus, Potato virus Y and Tobacco mosaic virus.</p>

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