

# ORDINANCE

## OF THE STATES OF DELIBERATION

ENTITLED

### **The Import and Export (Plant Health) Ordinance, 1982 \***

*[CONSOLIDATED TEXT]*

#### **NOTE**

*This consolidated version of the enactment incorporates all amendments listed in the footnote below. However, while it is believed to be accurate and up to date, it is not authoritative and has no legal effect, having been prepared in-house for the assistance of the Law Officers. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.*

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\* Recueil d'Ordonnances Tome XXII, p. 219; as amended by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989 (Ordres en Conseil Vol. XXXI, p. 278); the Import and Export (Plant Health) (Amendment) Ordinance, 1984 (Recueil d'Ordonnances Tome XXIII, p. 70); the Import and Export (Plant Health) (Amendment) Ordinance, 1987 (Recueil d'Ordonnances Tome XXIV, p. 78); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003). See also the Customs and Excise (General Provisions) (Bailiwick of Guernsey) (Amendment) Law, 1991 (No. XIII of 1991).

# ORDINANCE

## OF THE STATES OF DELIBERATION

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### **The Import and Export (Plant Health) Ordinance, 1982**

#### ARRANGEMENT OF SECTIONS

1. Interpretation.
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3. Prohibition of the landing of certain plants, plant products, plant pests and soil.
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FIRST SCHEDULE	Plant pests the landing of which is prohibited.
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Part III	Cryptogams.
Part IV	Viruses and Virus-Like Pathogens.
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SECOND SCHEDULE	Conditions subject to which plants and plant products may be landed.
Part I	Rooted plants and unrooted vegetative propagating material other than bulbs, corms, tubers of potato and seeds:
A	General conditions subject to which landing is permitted.
B	Additional conditions applying in particular cases.
Part II	Bulbs and corms for planting:
A	General conditions subject to which landing is permitted.
B	Additional conditions applying in the case of corms of gladiolus and bulbs of the genera <i>Tulipa</i> and <i>Narcissus</i> .
C	Additional conditions applying in the case of bulbs of the genus <i>Allium</i> , corms of freesia and crocus and bulbs of iris.
Part III	Potato tubers:
A	General conditions subject to which landing is permitted.
B	Additional conditions applying in the case of potato tubers for planting.
C	Additional conditions applying in the case of potato tubers other than potato tubers for planting.
Part IV	Seeds:
A	General conditions subject to which landing is permitted.
B	Additional conditions applying in the case of seeds of lettuce, lucerne, pea and tomato and of the genus <i>Rubus</i> .
C	Additional conditions applying in the case of seeds of the families Cruciferae and Gramineae and of the

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		genus <i>Trifolium</i> .
	D	Additional conditions applying in the case of seeds of onion, leek and chive.
	Part V	Raw fruit:
	A	General conditions subject to which landing is permitted.
	B	Additional conditions applying in the case of raw fruit of the genera <i>Citrus</i> , <i>Cydonia</i> , <i>Malus</i> , <i>Prunus</i> and <i>Pyrus</i> .
	C	Additional conditions applying in the case of raw fruit of the genera <i>Fragaria</i> , <i>Ribes</i> , <i>Rubus</i> , <i>Vaccinium</i> and <i>Vitis</i> .
	Part VI	Raw vegetables:
	A	General conditions subject to which landing is permitted.
	B	Additional conditions applying in particular cases.
	Part VII	Cut flowers:
	A	General conditions subject to which landing is permitted.
	B	Additional conditions applying in the case of cut flowers and parts of plants used for decoration of the genera <i>Castanea</i> , <i>Dendranthema</i> , <i>Dianthus</i> , <i>Gladiolus</i> , <i>Prunus</i> , <i>Quercus</i> , <i>Rosa</i> , <i>Salix</i> , <i>Syringa</i> and <i>Vitis</i> .
	C	Additional conditions applying in the case of cut flowers of the genus <i>Protea</i> .
	THIRD SCHEDULE	Plants, plant products and soil to be accompanied by a phytosanitary certificate or re-forwarding phytosanitary certificate when exported to a Member State.
	FOURTH SCHEDULE	Form of phytosanitary certificate.
	FIFTH SCHEDULE	Form of re-forwarding phytosanitary certificate.

*(Made on the 29th September, 1982.)*

## **The Import and Export (Plant Health) Ordinance, 1982**

**THE STATES**, in pursuance of their Resolution of the thirtieth day of June, nineteen hundred and eighty-two, hereby order: –

### **Interpretation.**

1. (1) In this Ordinance, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say –

"**Central America**" means the geographical area comprising the following countries namely Belize, Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua, Panama and the islands commonly known as the West Indies,

"**the Chief Revenue Officer**" means the Chief Revenue Officer for the time being appointed by the States [Policy Council] and includes any States Revenue Officer acting by or under the authority of the Chief Revenue Officer,

"**the Committee**" means the States [Commerce and Employment Department],

"**the Court**" means the Magistrate's Court constituted under the Magistrate's Court (Guernsey) Law, 1954<sup>a</sup>,

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<sup>a</sup> Ordres en Conseil Vol. XVI, p. 103.

**"the Euro-Mediterranean area"** means the geographical area comprising Europe and the following countries namely Algeria, Cyprus, Egypt, Israel, Jordan, Lebanon, Libya, Malta, Morocco, Syria, Tunisia and Turkey,

**"Europe"** includes the Canary Islands but does not include the Azores, Cyprus or Malta or the following regions of the Union of Soviet Socialist Republics namely the Kazakh, Kirghiz, Tadzhik, Turkmen and Uzbek Soviet Socialist Republics and the following regions of the Russian Soviet Federal Socialist Republic namely the Buryat, Yakut and Tuva Autonomous Soviet Socialist Republics, the Altai, Khabarovsk, Krasnoyarsk and Maritime Krai and the Amur, Chita, Irkutsk, Kamchatka, Kemerovo, Kurgan, Magadan, Novosibirsk, Omsk, Sakhalin, Tomsk and Tyumen Oblasts,

**"genetically manipulated material"** means material derived from any activity which has involved genetic manipulation and which is in the opinion of the Committee likely to result in the production of a plant pest,

**"genetic manipulation"** means the formation of new combinations of heritable material by the insertion of nucleic acid molecules, produced by whatever means outside the cell, into any virus, bacterial plasmid, or other vector system so as to allow their incorporation into a host organism in which they do not naturally occur but in which they are capable of continued propagation,

**"importer"** in relation to any plant, plant product, plant pest, genetically manipulated material or soil includes –

- (a) any person who, whether as owner, consignor or

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consignee, agent, broker or otherwise is in possession of or in any way entitled to the custody or control of the plant, plant product, plant pest, genetically manipulated material or soil, and

- (b) any person by whose action a plant, plant product, plant pest, genetically manipulated material or soil is likely to be landed or has been landed in this Island,

**"the Inspector"** means the States Plant Health Inspector for the time being appointed by the States [Policy Council] and includes a person authorised by the Committee to execute and perform the powers and duties of the Inspector under the provisions of this Ordinance,

**"this Island"** includes the Islands of Herm and Jethou,

**"landed"** includes unloaded from an aircraft and imported by post and trans-shipped, and the expressions **"to land"**, **"lands"** and **"landing"** shall be construed accordingly,

**"Member State"** means a Member State of the European Community other than the United Kingdom and does not include the Isle of Man or any of the Channel Islands,

**"non-indigenous plant pest"** means a plant pest which in the opinion of the Committee is not established in this Island,

**"North America"** means the geographical area comprising the following countries namely Canada, Mexico and the United States of America (except the State of Hawaii),

"**official**" in relation to any testing or any other procedure required by this Ordinance to be carried out in respect of any plant, plant product or soil means carried out by or under the supervision of the Plant Protection Service of the country in which the plant or plant product was grown or in the case of soil in which it originates and the expression "**officially**" shall be construed accordingly,

"**the Ordinance of 1972**" means the Importation of Plants and Plant Produce (Health) Ordinance, 1972<sup>b</sup>,

"**phytosanitary certificate**" means a certificate either in the form set out in the Fourth Schedule to this Ordinance or the equivalent written in a language other than English or French,

"**place of production**" means any group of fields or plots of land, such as a farm or nursery, normally worked as a unit, together with any contiguous uncultivated land,

"**plant**" includes any tree or bush and means a living plant or living part of a plant, any tissue culture of such plant or living part of such plant, raw fruit or seed and includes where the context so admits any soil or other growing medium, packing material or container associated therewith,

"**plant pest**" means a living organism other than a vertebrate animal, or a pathogen, which is injurious to any plant and includes a culture of such organism or pathogen,

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<sup>b</sup> Recueil d'Ordonnances Tome XVIII, p. 147.

**"plant product"** means a product of plant origin, which product is unprocessed or has undergone simple preparation insofar as it is not a plant and includes any soil or other growing medium, packing material and container associated therewith,

**"potato"** means any plant or any part of a plant, including tubers and true seed, of *Solanum tuberosum* L. or other tuber-forming species or hybrids of the genus *Solanum* L.,

**"premises"** includes any land, building, vehicle, vessel, aircraft, hovercraft, or freight container,

**"raw fruit"** does not include dried, dehydrated or deep-frozen fruit, and the expression **"raw"** in relation to fruit of any particular description shall be construed accordingly,

**"raw vegetables"** does not include potatoes and does not include any other kind of vegetable which has been dried, dehydrated, brined, pickled or deep-frozen,

**"re-forwarding phytosanitary certificate"** means either a certificate in the form set out in the Fifth Schedule to this Ordinance or the equivalent written in a language other than English or French,

**"South America"** means the geographical area comprising the following countries namely Argentina, Bolivia, Brazil, Chile, Colombia, Ecuador, French Guiana, Guyana, Paraguay, Peru, Surinam, Uruguay and Venezuela,

**"third country"** means a country or territory other than a Member

State or any part of the British Islands,

**"tree"** means a living tree or any living part thereof at any stage of its growth, including any tissue culture of such tree or living part of such tree or any raw fruit or seed of a tree, of a genus or species some or all of the forms or varieties of which are grown in any of the British Islands for the production of wood and includes, where the context so admits, any soil or other growing medium, packing material or container associated therewith,

**"tree pest"** means a living organism, other than a vertebrate animal, or a pathogen, which is injurious to any tree or the wood thereof and includes a culture of such organism or pathogen,

**"wood"** means any log, sawn wood and any dunnage, pallet, container or other packing material consisting of wood, which retains some or all of its bark or any part of the rounded surface of the tissues immediately below the bark, but does not include chips.

(2) A reference in this Ordinance to a Member State or third country includes reference to a state, province or region within that Member State or third country.

(3) Any reference in this Ordinance to any other enactment shall, except where the context otherwise requires, be construed as including a reference to that enactment as amended, repealed or replaced, extended or applied by or under any other enactment including this Ordinance.

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**NOTES**

*In section 1,*

*the words in square brackets in the definitions of the expressions "the Chief Revenue Officer" and "the Inspector" in subsection (1) were substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 12(a), with effect from 6th May, 2004;*

*the words in square brackets in the definition of the expression "the Committee" in subsection (1) were substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 10, with effect from 6th May, 2004.*

*The functions, rights and liabilities of the Civil Service Board and of its President arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Policy Council and its Minister by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 12(a), with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.*

*The functions, rights and liabilities of the Committee for Horticulture and of its President arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Commerce and Employment Department and its Minister by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 10, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.*

*In accordance with the provisions of the Customs and Excise (General Provisions) (Bailiwick of Guernsey) (Amendment) Law, 1991, section 12(1), the references in this section to the "Chief Revenue Officer" shall, save where the context otherwise requires, be deemed to be a reference to the Chief Officer of Customs and Excise for the time being appointed by the Policy Council and shall include any person acting by or under his authority; and, in accordance with the provisions of section 12(2) of the 1991 Law, the reference in this section to a "States Revenue Officer" shall, save where the context otherwise requires, be deemed to be a reference to a person authorised by the Home Department to act as an officer of Customs and Excise.*

*The Magistrate's Court (Guernsey) Law, 1954 has since been repealed by the Magistrate's Court (Guernsey) Law, 2008, section 46(b), with effect from 1st September, 2009, subject to the savings and transitional provisions in section 47 of the 2008 Law.*

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**Exception of certain plants and plant products.**

2. (1) The provisions of this Ordinance except sections seven, eight, nine, sixteen and eighteen thereof, shall not apply in relation to any plant or plant product grown in this Island except that all the provisions of this Ordinance shall apply in relation to any such plant or plant product which has been exported from this Island and subsequently re-imported into this Island.

(2) The requirements of sections four, five, six and eight of this Ordinance in relation to phytosanitary certificates and re-forwarding phytosanitary certificates shall not apply to any plants or plant products (other than plants of the genera *Prunus* L.; plants of the following genera of the sub-family *Pomoideae* namely *Cotoneaster* Medik, *Crataegus* L., *Cydonia* Mill., *Malus* Mill., *Pyracantha* M. Roem., *Pyrus* L., *Sorbus* L. and *Stranvaesia* Lindl. intended for planting or propagation; potatoes; cut flowers of gladiolus grown in Malta; and plants of chrysanthemum) landed in this Island in the baggage of a passenger which –

- (a) have been grown in any part of the Euro-Mediterranean area, and
- (b) in the case of bulbs, corms and tubers for planting, raw fruit and raw vegetables do not together exceed two kilograms or which, in the case of other plants or plant products, do not in total exceed five in number.

**Prohibition of the landing of certain plants, plant products, plant pests and soil.**

3. Except as provided in column 3 of Part VA of the Second Schedule to this Ordinance in respect of raw fruit and in column 3 of Part VIIA of that Schedule in respect of cut flowers the landing in this Island of –

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- (a) any plant pest of a description specified in the First Schedule to this Ordinance,
- (b) any non-indigenous plant pest not being a plant pest of a description specified in the First Schedule to this Ordinance,
- (c) any plant pest which has been subjected to genetic manipulation or any genetically manipulated material,
- (d) any potatoes except tubers of varieties which have been accepted for marketing in one or more Member States in accordance with the provisions of Council Directive 70/457/EEC;
- (e) any soil, excluding peat, not being soil landed in association with a growing plant or plant product which –
  - (i) has been directly consigned to this Island from within a third country,
  - (ii) originates outside Europe and which is consigned to this Island from within a Member State and has not been officially tested and found to be free from plant pests,

is hereby prohibited.

**Special conditions for the landing of certain plants or plant products.**

4. The landing in this Island of any plant or plant product described in column 2 of the Second Schedule to this Ordinance is hereby prohibited unless the conditions specified in column 3 of that Schedule opposite the description of such plant or plant product are complied with.

**Certificates to accompany consignments of plants, plant products or soil imported from Member States.**

5. (1) Any plant or plant product which is directly consigned to this Island from within a Member State and is of a description specified in column 2 of Part IA, IIB, IIIA, IVB or VIB of the Second Schedule to this Ordinance or any soil which is so consigned shall not be landed in this Island unless it is accompanied by a phytosanitary certificate issued in the country in which it originates, and a re-forwarding phytosanitary certificate issued in each other country from within which it has been consigned before being landed in this Island.

(2) Any plant or plant product which is directly consigned to this Island from within a Member State and is of a description specified in column 2 of Part IIA, other than corms of *Gladiolus* and bulbs of *Tulip* and *Narcissus*, column 2 of Part VB or column 2 of Part VIIB of the Second Schedule to this Ordinance shall not be landed in this Island unless it is accompanied by a phytosanitary certificate issued in that Member State, except that where such plant or plant product has previously been consigned from within any other country before being consigned from within that Member State to this Island it may instead be accompanied by the latest phytosanitary certificate relating to it issued in one of the countries from within which it was previously consigned and a re-forwarding phytosanitary certificate issued in each country from within which it has been consigned subsequent to its consignment from within the country in which the latest phytosanitary certificate relating to such plant or plant product was issued.

(3) The requirements relating to re-forwarding phytosanitary

certificates contained in subsections (1) and (2) of this section shall only apply to the re-export of a consignment of plants or plant products or soil to this Island from a particular country if –

- (a) such consignment has been stored, repacked or split up in that country before being consigned, or
- (b) in the case of any consignment of plants of chrysanthemum, carnation, pelargonium and tomato for planting, tubers of potato and raw vegetables of the genera *Beta* L., *Brassica* L., *Cichorium* L., *Daucus* L. and *Lactuca* L., the address of the consignee in the description of the consignment in the phytosanitary certificate accompanying the consignment is not in this Island.

**Certificates to accompany consignments of plants or plant products imported from third countries.**

6. (1) Any plant or plant product which is directly consigned to this Island from within a third country and is of a description specified in column 2 of Part IA, IIA, IIIA, IVB, IVC, VB, VC, VIB, VIIB or VIIC of the Second Schedule to this Ordinance shall not be landed in this Island unless it is accompanied by a phytosanitary certificate issued in the country in which it was grown and a re-forwarding phytosanitary certificate issued in each other country from within which it has been consigned before being landed in this Island.

(2) The requirement contained in subsection (1) of this section in relation to re-forwarding phytosanitary certificates shall only apply to the re-export of a consignment of plants or plant products to this Island from a particular country if –

- (a) such consignment has been stored, repacked or split up in that country before being consigned, or
- (b) the address of the consignee in the description of the consignment in the phytosanitary certificate accompanying the consignment is not in this Island.

**Certificates to accompany consignments of plants, plant products or soil exported from this Island to Member States.**

7. (1) Any plant, plant product or soil of a description specified in column 2 of the Third Schedule to this Ordinance shall not be exported from this Island to a place within a Member State unless, when exported from this Island, such plant, plant product or soil is accompanied by a phytosanitary certificate or a re-forwarding phytosanitary certificate issued by the Inspector.

(2) Applications for phytosanitary certificates and re-forwarding phytosanitary certificates shall be made to the Committee with such information in such form and in such manner as it may require.

**General provisions relating to phytosanitary certificates and re-forwarding phytosanitary certificates.**

8. (1) Except for an inspection which is required to be carried out for the purposes of making an official statement in accordance with a condition referred to in column 3 of the Second Schedule to this Ordinance, an inspection carried out for the purposes of issuing a phytosanitary certificate or a re-forwarding phytosanitary certificate shall be carried out not more than fourteen days, and in the case of a phytosanitary certificate accompanying a consignment of chrysanthemums (not being a consignment of chrysanthemum cut flowers) not more than forty-eight hours, before the date of despatch of the consignment to which the inspection

relates.

(2) A phytosanitary certificate or a re-forwarding phytosanitary certificate shall not be valid for the purposes of this Ordinance unless it is completed and signed by an authorised officer not more than fourteen days, and in the case of a phytosanitary certificate accompanying a consignment of chrysanthemums (not being a consignment of chrysanthemum cut flowers) not more than forty-eight hours, before the date of despatch of the consignment which it is to accompany and after the carrying out of any inspection referred to in subsection (1) of this section which relates to that consignment.

(3) Any official statement required to be given in accordance with column 3 of the Second Schedule to this Ordinance in respect of a particular plant or plant product shall except where the said column 3 requires specifically that a statement shall appear on a phytosanitary certificate, be deemed to have been given by the issue of a phytosanitary certificate to accompany that plant or plant product in accordance with this Ordinance.

(4) Where a phytosanitary certificate or a re-forwarding phytosanitary certificate is issued in a third country of which the language is other than English or French it shall incorporate or be accompanied by a translation into the English or French language which translation, if it is a document separate from the certificate, shall be completed and signed by an authorised officer.

(5) Subject to subsection (6) of this section, where a consignment of plants or plant products has been consigned between two or more countries before being directly consigned to this Island it may be accompanied in the place of any certificate required by this Ordinance by a facsimile copy of such certificate issued in the country from within which the consignment has been directly consigned to this Island and certified as a true copy of the original or a true copy of

a certified copy of the original, as the case may be, by an authorised officer.

(6) Subsection (5) of this section shall not apply in the case of a re-forwarding phytosanitary certificate issued in the country from within which the consignment was directly consigned to this Island in which case the original re-forwarding phytosanitary certificate issued in that country must be produced.

(7) For the purposes of subsections (2), (4) and (5) of this section, the expression "**authorised officer**" shall mean –

- (a) in relation to a certificate, translation or facsimile copy issued in this Island, the Inspector, and
- (b) in relation to a certificate, translation or facsimile copy issued in a place other than this Island, a representative of the Plant Protection Service of the country in which the certificate, translation or facsimile copy was issued.

(8) Except in the case of consignments imported into this Island by post, a phytosanitary certificate and any re-forwarding phytosanitary certificate shall be delivered to the Chief Revenue Officer at the time of landing of the consignments to which the certificates relate.

(9) In the case of a consignment imported into this Island by post, any phytosanitary certificate shall be affixed to the package comprising the consignment or, if the consignment consists of more than one package, such certificate shall be affixed to one of the packages and copies thereof affixed to each of the remaining packages.

(10) A certificate issued by or on behalf of a state, provincial or other regional or local government authority of part of a country, or by or on behalf of any department, service or other organ of such authority shall not be deemed to be a valid phytosanitary certificate or a valid re-forwarding phytosanitary certificate for the purposes of this Ordinance unless such authority is the only one empowered to issue, in relation to such part of the country, phytosanitary certificates or re-forwarding phytosanitary certificates to accord with the requirements of this Ordinance.

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**NOTE**

*In accordance with the provisions of the Customs and Excise (General Provisions) (Bailiwick of Guernsey) (Amendment) Law, 1991, section 12, the reference in this section to the "Chief Revenue Officer" shall, save where the context otherwise requires, be deemed to be a reference to the Chief Officer of Customs and Excise for the time being appointed by the Policy Council and shall include any person acting by or under his authority.*

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**Restrictions on the planting of imported potatoes.**

9. (1) A person shall not plant or permit or cause to be planted, in this Island any potatoes which have been grown in any place outside any of the British Islands, a Member State (other than Denmark), Austria or Switzerland.

(2) Potatoes referred to in subsection (1) of this section shall include any potatoes which have been derived from such potatoes.

(3) This section shall not apply to any potatoes which have been landed in this Island under and in accordance with the conditions of a licence granted under section thirteen of this Ordinance or which have been derived from potatoes which have been so landed.

**Examination, sampling and marking.**

10. The Inspector, upon production, if so required, of his authority, may –

- (a) enter for the purposes of this Ordinance any premises and examine the said premises and mark any part thereof and –
  - (i) examine, take samples and mark any consignment landed or reasonably suspected by him of having been landed or being likely to be landed in this Island, whether or not such consignment was or ought to have been accompanied by a certificate required by this Ordinance, and
  - (ii) examine and take samples of any plant pest or genetically manipulated material landed or reasonably suspected by him of having been landed or being likely to be landed in this island,
- (b) for the purposes of the examinations referred to in paragraph (a) of this section, open, authorise any person to open on his behalf or require the importer or any person in charge of the consignment to open, in such manner as the Inspector may specify, any container, bundle or any other package comprising the whole or part of the consignment,

- (c) if and so far as is necessary for the purposes of the examinations referred to in paragraph (a) of this section prohibit entirely, or to the extent indicated by him, the movement of any consignment or part of a consignment or of any material or object by means of which in his opinion a plant pest is likely to be spread,
- (d) enter for the purposes of this Ordinance any premises and examine and take samples of and mark any plant, plant product or soil which has been landed or is reasonably suspected by him of having been landed in this Island during the previous twelve months or which has been derived from or is reasonably suspected by him to have been derived from any plant or plant product as aforesaid which has been so landed.

**Procedure when plants, plant products or soil are landed or likely to be landed in contravention of this Ordinance.**

11. (1) If the Inspector has reasonable grounds for suspecting that any plant, plant product or soil in a consignment or part of a consignment is likely to be landed in this Island and –

- (a) if landed would be landed in contravention of the provisions of this Ordinance, or
- (b) such plant or plant product is not substantially free from any plant pest freedom from which is not a condition specified in column 3 of the Second Schedule to this Ordinance in relation to that plant or plant product, or

- (c) such plant, plant product or soil is carrying or infected with a non-indigenous plant pest,

he may serve upon the importer or upon any person in control of the landing or unloading of the consignment from a vessel, aircraft, vehicle, hovercraft or freight container a notice in writing –

- (i) prohibiting the landing or unloading of the consignment containing the plant, plant product or soil, or
- (ii) specifying the manner in which the landing or unloading of the consignment is to be carried out and the precautions which are to be taken in the course thereof and the further precautions which are to be taken immediately subsequent to such landing, or
- (iii) requiring that if landed the consignment or such part thereof as may be specified shall be destroyed within such time and in such manner as may also be specified in the notice.

(2) If the Inspector has reasonable grounds for suspecting that any plant, plant product or soil in a consignment or part of a consignment has been landed in this Island and –

- (a) such landing is in contravention of the provisions of this Ordinance, or

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- (b) such plant or plant product is not substantially free from any plant pest freedom from which is not a condition specified in column 3 of the Second Schedule to this Ordinance in relation to that plant or plant product, or
- (c) such plant, plant product or soil is carrying or infected with a non-indigenous plant pest,

he may serve upon the importer a notice in writing –

- (i) requiring him within such time and in such manner as may be specified in the notice to destroy the plants, plant products or soil contained in the consignment or such part of the consignment as may be specified in the notice and to take such other steps as may also be specified in the notice to prevent the spread of any plant pest which appears to the Inspector to have been landed with the plant, plant product or soil, or
  - (ii) requiring that the plants, plant products or soil contained in the consignment or such part thereof as may be specified in the notice shall not be removed from the premises also specified in the notice.
- (3) Any notice served under subsection (2) of this section

requiring the destruction of any plant, plant product or soil which is carrying or is infected with a plant pest may contain provisions deferring the said destruction for such period and under such conditions, if any, as may be specified in the notice.

(4) Where the destruction required by a notice served under subsection (2) of this section has been deferred in accordance with provisions in the notice referred to in subsection (3) of this section the importer upon whom the notice was served shall be permitted, within the period specified in the notice, to destroy the plant pest which the plant, plant product or soil to which the notice relates is carrying or by which it is infected, except that if the importer upon whom the notice was served shall have failed within the period specified in the notice to destroy that plant pest to the satisfaction of the Inspector the destruction which the notice requires shall be carried out by the importer within two days following the expiry of the period specified in the notice or within such other period as may be specified in writing by the Inspector.

(5) Any destruction required by a notice served under subsection (1) or (2) of this section shall be carried out by the importer upon whom the notice is served to the satisfaction of the Inspector at a place designated by the Inspector and, except with the written authority of the Committee or the Inspector, none of the plants, plant products or soil shall be moved otherwise than directly to such a place.

(6) A notice served under subsection (1) or (2) of this section may at any time be amended or withdrawn by a further notice in writing served by the Inspector upon the person upon whom the first mentioned notice was served.

(7) If an importer shall fail to comply with the requirements of a notice served under subsection (1) or (2) of this section (including where relevant a notice which has been amended under subsection (6) of this section) then, without

prejudice to any proceedings under this Ordinance consequent upon such failure, the Committee may apply ex parte to the Court for an order authorising the Inspector to enter any premises in which the plant, plant product or soil to which the notice relates may be and take such steps as appear to the Inspector to be necessary either to ensure compliance with the requirements of the said notice or to remedy the consequences of the failure to carry them out; and the cost of taking such steps shall be recoverable by the Committee as a civil debt from the person upon whom the notice was served.

**Procedure when a plant pest or genetically manipulated material is landed or likely to be landed in contravention of this Ordinance.**

12. (1) If the Inspector has reasonable grounds for suspecting that a plant pest or genetically manipulated material is likely to be landed or has been landed in this Island in contravention of this Ordinance, he may serve upon the importer a notice in writing requiring him to destroy the said plant pest or genetically manipulated material within such time and in such manner as may be specified in the notice and to take such steps as may also be specified in the notice to prevent its spread.

(2) Any destruction or any steps required by a notice served under subsection (1) of this section shall be carried out by the person upon whom the notice is served to the satisfaction of the Inspector at a place designated by the Inspector and, except with the written authority of the Committee or the Inspector, no plant pest or genetically manipulated material to which any such notice refers shall be moved otherwise than to such a place.

(3) A notice served under subsection (1) of this section may at any time be amended or withdrawn by a further notice in writing served by the Inspector upon the person upon whom the first mentioned notice was served.

(4) If an importer shall fail to comply with the requirements of a notice served under subsection (1) of this section (including where relevant a notice which has been amended under subsection (3) of this section) then, without prejudice to any proceedings under this Ordinance consequent upon such failure, the Committee may apply ex parte to the Court for an order authorising the Inspector to enter any premises in which the plant pest or genetically manipulated material to which the notice relates may be and take such steps as appear to the Inspector to be necessary either to ensure compliance with the requirements of the said notice or to remedy the consequences of the failure to carry them out; and the cost of taking such steps shall be recoverable as a civil debt from the person upon whom the notice was served.

**Powers of the Committee to make orders and to issue licences.**

**13.** (1) The Committee may at any time in its discretion by order prohibit, restrict or impose conditions on the landing in this Island or on the landing in the Island of Guernsey from the Islands of Herm or Jethou of any plant, plant product, soil or genetically manipulated material.

(2) Notwithstanding any provision hereinbefore contained the Committee may at any time in its discretion by order or by licence permit the landing in this Island on such terms and conditions, if any, as it may impose, of any plant, plant product or soil and may vary such terms and conditions or revoke or vary such licence.

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**NOTE**

*The following Orders have been made under section 13:*

*Ornithogalum (Control of Importation) Order, 1982;*  
*Iris (Control of Importation from Jersey) (Repeal) Order, 1988;*  
*Tomatoes (Control of Importation) (Revocation) Order, 2010.*

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**Orders to be laid before the States.**

14. Every order made by the Committee under the provisions of this Ordinance shall be laid before a meeting of the States as soon as may be after the making thereof and if, at that meeting or at the next subsequent meeting, the States resolve that the order be annulled the order shall cease to have effect but without prejudice to anything previously done thereunder or to the making by the Committee of a new order.

**Duties of the Chief Revenue Officer.**

15. (1) If any consignment of plants, plant products or soil is landed in this Island in contravention of any of the provisions of this Ordinance or of any order made thereunder or of any condition imposed in a licence issued thereunder, the consignment shall be detained by the Chief Revenue Officer who shall forthwith inform the Committee of the fact of such detention and the reason therefor.

(2) In the case where a consignment has been detained under the provisions of subsection (1) of this section by reason that the consignment was not accompanied by the required certificate or certificates the Chief Revenue Officer may delay informing the Committee of the fact until the expiration of such time as shall be specified by the Chief Revenue Officer to the consignee for the submission to him of the certificate or certificates required to have accompanied the consignment and if such certificate or certificates are so submitted within the period so specified he may release the consignment and where a consignment is so released the requirements imposed on him to inform the Committee of the detention of the consignment shall cease to have effect.

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**NOTE**

*In accordance with the provisions of the Customs and Excise (General*

*Provisions) (Bailiwick of Guernsey) (Amendment) Law, 1991, section 12, the references in this section to the "Chief Revenue Officer" shall, save where the context otherwise requires, be deemed to be a reference to the Chief Officer of Customs and Excise for the time being appointed by the Policy Council and shall include any person acting by or under his authority.*

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**Persons accompanying the Inspector.**

16. The Inspector entering any premises for any of the purposes of this Ordinance may be accompanied by such other persons acting under his instructions and by such equipment as appear to him to be necessary, and such other persons, whether or not accompanied by the Inspector, upon production if so required of their authority in that behalf given by the Committee, may remain on the premises and from time to time re-enter the premises with such equipment as aforesaid, and carry out such work for the purposes aforesaid and in such manner as the Inspector may direct.

**Information to be given.**

17. (1) Every person who has or has had in his possession or under his charge any plant, plant product, plant pest, genetically manipulated material or soil which the Committee knows to have been landed or suspects has been landed in this Island or exported therefrom, and every person who as auctioneer, salesman or otherwise, has sold or offered for sale or is reasonably suspected by the Committee to have sold or offered for sale any such plant, plant product, plant pest, genetically manipulated material or soil shall, if so required by a notice in writing from the Committee, give to the Committee or, if so specified in the notice, to the Inspector within such time as shall also be specified in the notice, all such information as he possesses as to the persons who have or have had or are likely to have had any such plant, plant product, plant pest, genetically manipulated material or soil to which the said notice relates in their possession or under their custody or control.

(2) Any information given under the provisions of this section shall not be available as evidence against the person giving the same in any prosecution under this Ordinance, except in respect of an alleged failure to comply with the provisions of this section.

(3) Any person who without reasonable excuse fails to give information in compliance with a notice served under the provisions of subsection (1) of this section shall be guilty of an offence and liable, on conviction, to a fine not exceeding [level 4 on the uniform scale].

(4) If any person, in purported compliance with a notice served under the provisions of subsection (1) of this section knowingly or recklessly gives any information which is false in any material particular he shall be guilty of an offence and liable, on conviction, to a fine not exceeding [level 4 on the uniform scale].

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**NOTE**

*In section 17, the words and figures in square brackets were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989.*

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**Service of notices.**

**18.** Any notice which may be served for the purposes of this Ordinance shall be validly served –

- (a) on any person, if delivered to him, left, or sent by registered post or by recorded delivery service to him, at his usual or last known place of abode,

- (b) on any firm, if delivered to any partner of the firm or left at, or sent by registered post or by recorded delivery service to, the principal or last known principal place of business of the firm,
- (c) on any body corporate, if left at, or sent by registered post or by recorded delivery service to, its registered office if situate in this Island or, if its registered office is not so situate, its principal or last known principal place of business in the Island.

**Offences.**

**19.** If any person –

- (a) knowingly lands or attempts to land or exports or attempts to export any plant, plant product, plant pest, genetically manipulated material or soil in contravention of any provisions of this Ordinance or of any order made thereunder or who, having been granted a licence under the provisions of this Ordinance fails to comply with the terms or conditions of such licence, or
- (b) wilfully impedes or obstructs or attempts to impede or obstruct the Chief Revenue Officer or the Inspector or any person authorised by the Committee in the exercise of any of their powers or duties under any of the provisions of this Ordinance or of any order made thereunder, or

- (c) does any act in contravention of the provisions of this Ordinance or of any order made thereunder or of the terms or conditions of any notice served or licence granted thereunder, or of the requirements of, or of a prohibition imposed by, the Committee or the Chief Revenue Officer or the Inspector, or
- (d) fails to do any act which he is required to do by the Committee or the Chief Revenue Officer or the Inspector or under any of the provisions of this Ordinance or of any order made thereunder or under any notice served or licence granted thereunder,

he shall be guilty of an offence and liable, on conviction, to a fine not exceeding [level 4 on the uniform scale], and the Court by which the person is convicted shall, in addition, have power to authorise the Inspector to seize, destroy or otherwise dispose of any plant, plant product, plant pest, genetically manipulated material or soil to which the conviction relates at the expense of the convicted person.

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**NOTES**

*In section 19, the words and figure in square brackets were substituted by the Uniform Scale of Fines (Bailiwick of Guernsey) Law, 1989, section 2(2), with effect from 1st July, 1989.*

*In accordance with the provisions of the Customs and Excise (General Provisions) (Bailiwick of Guernsey) (Amendment) Law, 1991, section 12, the references in this section to the "Chief Revenue Officer" shall, save where the context otherwise requires, be deemed to be a reference to the Chief Officer of Customs and Excise for the time being appointed by the Policy Council and shall include any person acting by or under his authority.*

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**Offences by bodies corporate.**

20. Where an offence under this Ordinance which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributed to any negligence on the part of, any director, manager, secretary or other similar officer of the body corporate, he, as well as the body corporate, shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

**Savings for orders.**

21. Any order made under the provisions of the Ordinance of 1972 and in force immediately before the coming into force of this Ordinance shall continue in force as though it were made under the provisions of this Ordinance until repealed or varied by an order made under the provisions of this Ordinance.

**Savings for licences.**

22. Any licence granted under the provisions of the Ordinance of 1972 and valid immediately before the coming into force of this Ordinance shall be deemed to have effect as though it were a licence granted under the provisions of this Ordinance and any conditions attached thereto were conditions attached under the provisions of this Ordinance.

**Savings for notices.**

23. Any notice served under the provisions of the Ordinance of 1972 and valid immediately before the coming into force of this Ordinance shall be deemed to have effect as though it were a notice served under the provisions of this Ordinance and any requirements attached thereto were requirements attached under the provisions of this Ordinance.

**Repeals.**

24. The Export of Bulbs Ordinance, 1953<sup>c</sup> and the Importation of Plants and Plant Produce (Health) Ordinance, 1972<sup>d</sup>, are hereby repealed.

**Extent.**

25. This Ordinance shall have effect in the Islands of Guernsey, Herm and Jethou.

**Citation.**

26. This Ordinance may be cited as the Import and Export (Plant Health) Ordinance, 1982.

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**NOTE**

*The Ordinance was made and came into operation on 29th September, 1982.*

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<sup>c</sup> Recueil d'Ordonnances Tome X, p. 389.

<sup>d</sup> Recueil d'Ordonnances Tome XVIII, p. 147.

FIRST SCHEDULE

Section three

PLANT PESTS THE LANDING OF WHICH IS PROHIBITED

PART I

LIVE ORGANISMS OF THE ANIMAL KINGDOM AT ALL STAGES OF  
THEIR DEVELOPMENT

1. *Arrhenodes minutus* (Drury) — Oak Timber Worm.
2. *Cacoecimorpha pronubana* (Hübner) — Carnation Tortrix (moth).
3. *Ceratitis capitata* (Wiedemann) — Mediterranean Fruit Fly.
4. *Comstockaspis perniciosus* (Comstock) (syn. *Quadraspidotus perniciosus* (Comstock)) — San José Scale.
5. *Conotrachelus nenuphar* (Herbst.) — Plum Curculio (weevil).
6. *Cydia molesta* Busck.) (syn. *Laspeyresia molesta* (Busck)) — Oriental Fruit Moth.
7. *Epichoristodes acerbella* (Walker) — African Carnation Tortrix (moth).
- [7A. *Frankliniella occidentalis* (Pergande) — Western Flower Thrips.]
8. *Globodera rostochiensis* (Wollenweber) Behrens and *Globodera pallida* (Stone) Behrens — Potato Cyst Nematodes.
9. *Hylurgopinus rufipes* (Eichoff) — Native Elm Bark Beetle.

*Consolidated text*

10. *Hyphantria cunea* (Drury) — Fall Webworm.
11. *Leptinotarsa decemlineata* (Say) — Colorado Beetle.
12. *Liriomyza huidobrensis* (Blanchard) *L. sativae* Blanchard, *L. trifolii* (Burgess) and *Amauromyza maculosa* Malloch — American Leafminers.
13. *Popillia japonica* Newman — Japanese Beetle.
14. *Pseudopityophthorus minutissimus* (Zimmerman) and *P. pruinus* (Eichoff) — Oak Bark Beetles.
15. *Rhagoletis cingulata* (Loew) — North American Cherry Fruit Fly.
16. *Rhagoletis fausta* (Osten Sacken) — Black Cherry Fruit Fly.
17. *Rhagoletis pomonella* (Walsh) — Apple Fruit Fly.
18. *Scaphoideus luteolus* Van Duzee — White Banded Elm Leaf Hopper.
19. *Scolytus multistriatus* (Marsham) — Small Elm Bark Beetle.
20. *Scolytus scolytus* (Fabricius) — Large Elm Bark Beetle.
21. *Spodoptera littoralis* (Boisduval) — Mediterranean Climbing Cutworm.
22. *Spodoptera litura* (Fabricius) — Asian and Pacific Cutworm.

PART II  
BACTERIA

*Consolidated text*

1. *Corynebacterium michiganense* pv. *sepedonicum* (Speck. and Kotth.) Dye and Kemp, the cause of Potato Ring Rot.
2. *Erwinia amylovora* (Burr.) Winsl. *et al.*, the cause of Fire Blight of Rosaceae.
3. *Xanthomonas populi* Ridé and Ridé the cause of Bacterial Canker of Poplar.

PART III  
CRYPTOGAMS

1. *Angiosorus solani* Thirum and O'Brien, the cause of Potato Smut.
2. *Ceratocystis fagacearum* (Bretz) Hunt, the cause of Oak Wilt.
3. *Ceratocystis ulmi* (Buism.) C. Moreau, the cause of Dutch Elm Disease.
4. *Chrysomyxa arctostaphyli* Diet., the cause of Spruce Witches' Broom Rust.
5. *Cronartium comptoniae* Arthur, the cause of Sweet Fern Blister Rust of Pine.
6. *Cronartium fusiforme* Hedgc. and Hunt ex Cumm., the cause of Fusiform Rust of Pine.
7. *Cronartium quercuum* (Berk.) Miyabe ex Shirai, the cause of Pine-Oak Gall Rust.
8. *Endocronartium harknessi* (J. P. Moore) Y. Hiratsuka (syn. *Peridermium*

*Consolidated text*

*harknessi* J. P. Moore), the cause of Western Gall Rust of Pine.

9. *Endothia parasitica* (Murrill) P. J. and H. W. Anderson, the cause of Chestnut Blight.
10. *Guignardia laricina* (Saw.) Yamamoto and Ito, the cause of Shoot Blight of Larch.
11. *Hypoxyton pruinaum* (Klotzsche) Cke., the cause of Hypoxyton Canker of Poplar.
12. *Melampsora farlowii* (Arthur) Davis, the cause of Tsuga Needle Rust.
13. *Melampsora medusae* Thuem, (syn. *M. albertensis* Arthur), the cause of Conifer-Aspen Rust.
14. *Mycosphaerella populorum* Thomp. (syn. *Septoria musiva* Peck), the cause of Septoria Canker of Poplar.
15. *Ophiostoma roboris* Georgescu and Teodoru, associated with Oak Vascular Mycosis.
16. *Poria weirii* Murr., the cause of Poria Root Rot.
17. *Synchytrium endobioticum* (Schilb.) Perc., the cause of Potato Wart Disease.

PART IV

VIRUSES AND VIRUS-LIKE PATHOGENS

1. Harmful viruses and virus-like pathogens of the genera *Cydonia* Mill.,

*Consolidated text*

*Fragaria L., Malus Mill., Prunus L., Pyrus L., Ribes L. and Rubus L. –*

- (a) Apple Proliferation Disease mycoplasm
- (b) Apricot Chlorotic Leaf Roll Disease mycoplasm
- (c) Cherry Rasp Leaf virus (American)
- (d) Peach Mosaic virus (American)
- (e) Peach Phony rickettsia
- (f) Peach Rosette Disease mycoplasm
- (g) Peach Yellowing Disease mycoplasm
- (h) Pear Decline Disease mycoplasm
- (i) Plum Line Pattern virus (American)
- (j) Plum Pox (Sharka) virus
- (k) Raspberry Leaf Curl viruses (American)
- (l) Strawberry Latent 'C' virus
- (m) Strawberry Vein Banding virus
- (n) Strawberry Witches' Broom Disease mycoplasm

*Consolidated text*

- (o) X Disease mycoplasm
  - (p) Other harmful viruses and virus-like pathogens of the genera *Cydonia* Mill., *Fragaria* L., *Malus* Mill., *Prunus* L., *Pyrus* L. and *Rubus* L. which are not known to occur within the Member States.
2. Harmful viruses and virus-like pathogens of potato—
- (a) Potato Spindle Tuber viroid
  - (b) Potato Yellow Dwarf virus
  - (c) Potato Yellow Vein virus
  - (d) Other harmful viruses and virus-like pathogens of potato which are not known to occur within the Member States.
3. Elm Phloem Necrosis Disease mycoplasm.
4. Rose Wilt Disease pathogen.
5. Tomato Bunchy Top viroid (syn. Potato Spindle Tuber viroid).
6. Tomato Ring Spot virus.
7. Harmful viruses and virus-like pathogens of grapevine (*Vitis* L.).

PART V

PHANEROGAMS

*Arceuthobium* M. Bieb. — Non-European species of dwarf mistletoe.

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**NOTE**

*In the First Schedule, the words in square brackets after entry 7 of Part I were inserted by the Import and Export (Plant Health) (Amendment) Ordinance, 1987, section 1(a), with effect from 21st April, 1987.*

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SECOND SCHEDULE Section four  
CONDITIONS SUBJECT TO WHICH PLANTS AND PLANT  
PRODUCTS MAY BE LANDED

PART IA  
ROOTED PLANTS AND UNROOTED VEGETATIVE PROPAGATING  
MATERIAL OTHER THAN BULBS, CORMS, TUBERS OF POTATO  
AND SEEDS

GENERAL CONDITIONS SUBJECT TO WHICH LANDING IS PERMITTED

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
1.	<p>All rooted plants, planted or intended for planting, and all unrooted vegetative propagating material, including cuttings, scions and budwood, but excluding aquarium plants directly consigned to this Island from within a Member State and plants of the genera –</p> <p style="text-align: center;"><i>Abies</i> Mill. <i>Castanea</i> Mill. <i>Larix</i> Mill. <i>Picea</i> A. Dietr. <i>Pinus</i> L. <i>Populus</i> L. <i>Pseudotsuga</i> Carr.</p>	<p>(1) The consignment shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with sections five or six and section eight of this Ordinance.</p> <p>(2) The consignment shall be free from the plant pests specified in the First Schedule to this Ordinance.</p> <p>(3) Where it has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraphs (1) and (2) and paragraph (5) or (6) of this item, the consignment shall be free from</p>

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<p><i>Quercus</i> L. <i>Tsuga</i> Carr. <i>Ulmus</i> L.</p>	<p>Stem Borers (<i>Opogona sacchari</i> (Bojer) and other <i>Opogona</i> spp.).</p> <p>(4) Where the consignment has been directly consigned to this Island from within a Member State and the plants comprising it were grown outside Europe and are not free from soil, in addition to complying with the requirements specified in paragraphs (1) and (2) of this item, it shall be accompanied by an official statement that the soil associated with the plants has been found to be free from plant pests.</p> <p>(5) Where the consignment has been directly consigned to this Island from within a third country and the plants comprising it were grown in the Euro-Mediterranean area and are not free from soil, in addition to complying with the requirements specified in paragraphs (1), (2) and (3) of this item, it shall be accompanied by an official statement that the soil associated with the plants has been found to be free from plant pests.</p> <p>(6) Where the consignment has been directly consigned to this Island from a third country and the plants comprising it were grown outside the Euro-Mediterranean area, in addition to complying with the requirements specified in paragraphs (1), (2) and (3) of this item, the plants comprising it shall have been freed, within 14 days prior to export, from the medium in which they were grown and if other growing medium or packing material is added at shall be free from plant pests and soil.</p>
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*Consolidated text*

		<p>[(7) The consignment shall be accompanied by an official statement that the plants comprising it were –</p> <p>(a) officially examined immediately prior to export and found to be free from Western Flower Thrips (<i>Frankliniella occidentalis</i> (Pergande)), and</p> <p>(b) grown at a place of production at which Western Flower Thrips (<i>Frankliniella occidentalis</i> (Pergande)) is not known to have occurred during the four weeks prior to the date on which the plants were removed from such place.]</p>
2.	All rooted plants, planted or intended for planting, grown in the open air.	<p>The consignment shall be accompanied by an official statement that the plants comprising it were grown on land –</p> <p>(a) which is free from Potato Ring Rot (<i>Corynebacterium michiganense</i> pv. <i>sepedonicum</i> (Spieck. and Kothl.) Dye and Kemp) and Potato Wart Disease (<i>Synchytrium endobioticum</i> (Schilb.) Perc.), and</p> <p>(b) which has been officially sampled and the samples found to be free from Potato Cyst Nematodes (<i>Globodera pallida</i> (Stone) Behrens and <i>Globodera rostochienis</i> (Wollenweber) Behrens.</p>
3.	All annual and biennial plants.	<p>Where the consignment has been directly consigned to this Island from within a third</p>

		<p>country the plants comprising it shall have been grown in the Euro-Mediterranean area.</p>
<p>4.</p>	<p>All herbaceous perennials of the families –</p> <p style="padding-left: 40px;">Caryophyllaceae; Compositae; Cruciferae; Leguminosae; and Rosaceae</p> <p>except plants of –</p> <p style="padding-left: 40px;">carnation (<i>Dianthus caryophyllus</i> L.) chrysanthemum (species, hybrids and cultivars of <i>Dendranthema</i> (DC.) Desmoul.) and strawberry (species, hybrids and cultivars of <i>Fragaria</i> L.).</p>	<p>Where the consignment has been directly consigned to this Island from within a third country the plants comprising it shall have been grown in the Euro-Mediterranean area.</p>
<p>5.</p>	<p>All plants of trees and shrubs except plants of the genera –</p> <p style="padding-left: 40px;"><i>Abies</i> Mill. <i>Castanea</i> Mill. <i>Larix</i> Mill. <i>Picea</i> A. Dietr. <i>Pinus</i> L. <i>Populus</i> L. <i>Pseudotsuga</i> Carr. <i>Quercus</i> L. <i>Tsuga</i> Carr. <i>Ulmus</i> L.</p>	<p>(1) Where the consignment has been directly consigned to this Island from within a third country –</p> <p style="padding-left: 40px;">(a) the plants comprising it shall not have been grown in South America or in any of the following countries or parts of countries namely –</p> <p style="padding-left: 80px;">Afghanistan Angola Australia Bangladesh</p>

		<p>Bhutan Botswana Burundi Hong Kong Iran Japan Korea (North) Kenya Lesotho Macao Malawi Mozambique Nepal New Zealand Pakistan The People's Republic of China The Republic of India The Republic of South Africa Rwanda South Korea South West Africa Southern Rhodesia Swaziland Taiwan Tanzania Uganda The Union of Soviet Socialist Republics — the Khabarovsk and Maritime Krai and the Kamchatka, Magadan and Sakhalin Oblasts of the Russian Soviet Federal Socialist Republic Zaire — Shaba province Zambia,</p> <p>(b) it shall be free from plant debris, and</p>
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*Consolidated text*

		<p>(c) the plants comprising it, except –</p> <p>(i) plants of a description specified in column 2 of item 13 of this Schedule, and</p> <p>(ii) plants grown in Europe shall have undergone effective treatment for the control of all stages of Homoptera and Lepidoptera and the method of treatment shall be declared in the phytosanitary certificate accompanying the plants.</p>
6.	<p>All plants of deciduous trees and shrubs except plants of the genera –</p> <p style="text-align: center;"><i>Castanea</i> Mill. <i>Populus</i> L. <i>Quercus</i> L. <i>Ulmus</i> L.</p>	<p>Where the consignment has been directly consigned to this Island from within a third country and the plants comprising it were not grown in Europe the plants shall be in the dormant state and free from leaves.</p>
7.	<p>Plants of the family Solanaceae other than plants of potato.</p>	<p>(1) The consignment shall be –</p> <p>(a) free from Stolbur Disease mycoplasma, and</p> <p>(b) accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of Stolbur Disease mycoplasma have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p>

*Consolidated text*

8.	Plants of the family Gramineae.	<p>(2) Where the consignment has been directly consigned to this Island from within a third country in addition to complying with the requirements specified in paragraph (1) of this item the plants comprising it shall have been grown in the Euro-Mediterranean area.</p> <p>The consignment shall not have been directly consigned to this Island from within a third country.</p>
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PART IB

ROOTED PLANTS AND UNROOTED VEGETATIVE PROPAGATING  
MATERIAL OTHER THAN BULBS, CORMS, TUBERS OF POTATO  
AND SEEDS

ADDITIONAL CONDITIONS APPLYING IN PARTICULAR CASES

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
9.	Plants of the genus <i>Beta</i> L.	<p>(1) The consignment shall be free from Beet Leaf Curl virus.</p> <p>(2) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a country in which Beet Leaf Curl virus is not known to</p>

		<p>occur, or</p> <p>(b) an official statement that the plants comprising it were grown in a region in which Beet Leaf Curl virus is not known to occur and at a place of production at which and in the immediate vicinity of which no symptoms of Beet Leaf Curl virus have been observed, during at least two inspections, since the beginning of the last complete cycle of vegetation.</p> <p>(3) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in an area within which during the last complete cycle of vegetation there has been no occurrence of Colorado Beetle (<i>Leptinotarsa decemlineata</i> (Say)) within 25 km of the place of production, or</p> <p>(b) an official statement that the plants comprising it have been cleaned so as to minimise contamination with soil and plant debris and to remove all fully expanded and unnecessary foliage.</p> <p>(4) The consignment shall not have been directly consigned to this Island from within a third country.</p> <p>(1) The consignment shall be free from –</p> <p>(a) Carnation Bacterial Leaf Spot</p>
10.	Plants of carnation ( <i>Dianthus caryophyllus</i> L.).	

		<p><i>(Pseudomonas woodsii</i> (E. F. Smith) Stev.),</p> <p>(b) Carnation Wilts (<i>Erwinia chrysanthemi</i> pv. <i>dianthicola</i> (Hellmers) Dickey, <i>Fusarium oxysporum</i> (Wollenw.) V. Beyma and <i>Pseudomonas caryophylli</i> (Burkh.) Starr and Burkh.), and</p> <p>(c) Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)).</p> <p>(2) The consignment shall be accompanied by an official statement that the plants comprising it were –</p> <p>(a) derived in a direct line from mother plants which have been found to be free from Carnation Wilts (<i>Erwinia chrysanthemi</i> pv. <i>dianthicola</i> (Hellmers) Dickey, <i>Fusarium oxysporum</i> Schl., <i>Phialophora cinerescens</i> (Wollenw.) V. Beyma and <i>Pseudomonas caryophylli</i> (Burkh.) Starr and Burkh.) in officially approved tests carried out within the last two complete cycles of vegetation and which, during the same period, have been examined and found to be free from Carnation Bacterial Leaf Spot (<i>Pseudomonas woodsii</i> (E. F. Smith) Stev.), and</p> <p>(b) grown at a place of production at which no symptoms of Carnation Bacterial Leaf Spot (<i>Pseudomonas woodsii</i> (E. F. Smith) Stev.) or Carnation Wilts (<i>Erwinia chrysanthemi</i> pv. <i>dianthicola</i> (Hellmers)</p>
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		<p>Dickey, <i>Fusarium oxysporum</i> Schl., <i>Phialophora cinerescens</i> (Wollenw.) V. Beyma and <i>Pseudomonas caryophylli</i> (Burkh.) Starr and Burkh.) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(3) Where the consignment has been directly consigned to this Island from within a Member State in addition to complying with the conditions specified in paragraphs (1) and (2) of this item it shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown at a place of production which is known to have been free, since the beginning of the last complete cycle of vegetation, from African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)), Asian and Pacific Cutworm (<i>Spodoptera litura</i> (Fabricius)), Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)) Mediterranean Climbing Cutworm (<i>Spodoptera littoralis</i>, (Boisduval)), or</p> <p>(b) an official statement that the plants comprising it have been treated in accordance with officially approved methods for the eradication of African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)), Asian and Pacific Cutworm) <i>Spodoptera litura</i> (Fabricius), Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)), and Mediterranean Climbing Cutworm</p>
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		<p><i>(Spodoptera littoralis, (Boisduval))</i>.</p> <p>(4) Where the consignment has been directly consigned to this Island from within a third country in addition to complying with the requirements specified in paragraphs (1) and (2) of this item it shall be accompanied by –</p> <p>(a) an official statement that the plants comprising it either –</p> <p>(i) were grown in a country which is known to be free from Asian and Pacific Cutworm) <i>Spodoptera litura</i> (Fabricius)), Old World Bollworm (<i>Helicoverpa armigera</i> (Hüb-ner)), Mediterranean Climbing Cutworm (<i>Spodoptera littoralis</i> (Boisduval)) and Fall Army-worm (<i>Spodoptera frugiperda</i> (Smith)), or</p> <p>(ii) have been subjected to cold storage at 1.5° C. for not less than 10 days,</p> <p>(b) an official statement that either –</p> <p>(i) the plants comprising it were grown in a country which is known to be free from African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> Walker)) and American Leafminers (<i>Liriomyza huidobrensis</i> Blanchard), <i>L. sativae</i> Blanchard, <i>L. trifolii</i> (Burgess) and <i>Amauromyza maculosa</i> Malloch), or</p>
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<p>11.</p>	<p>Plants of florists' chrysanthemum</p>	<p>(ii) the mother plants from which the plants comprising it were taken were subjected to regular official inspection during the three months prior to the date on which the consignment was despatched and were found free, in those inspections, from African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> Walker) and American Leafminers (<i>Liriomyza huidobrensis</i> (Blanchard), <i>L. trifolii</i> (Burgess) and <i>Amauromyza maculosa</i> Malloch), and</p> <p>(c) an official statement that the plants comprising it were officially examined prior to export and found to be free from –</p> <p>(i) Carnation Tortrix (moth) (<i>Epichoristodes galeata</i> (Meyrick)),</p> <p>(ii) American Corn Earworm (<i>Helicoverpa zea</i> (Boddie)),</p> <p>(iii) <i>Helicoverpa assulta</i> (Guenée),</p> <p>(iv) Vegetable Mite (<i>Tetranychus neo-caledonicus</i> (André)), and</p> <p>(v) Southern Armyworm (<i>Spodoptera eridania</i> (Cramer)).</p> <p>(1) The consignment shall be free from –</p>
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<p>(species, hybrids and cultivars of <i>Dendranthema</i> (DC.) Desmoul.) and other hosts of Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.).</p>	<p>(a) Bacterial Blight (<i>Erwinia chrysanthemi</i> pv. <i>Chrysanthemi</i> Burk. et al.),</p> <p>(b) Chrysanthemum Midge (<i>Rhopalomyia chrysanthemi</i> (Ahlberg) syn. <i>Diarthronomyia chrysanthemi</i> Ahlberg)),</p> <p>(c) Chrysanthemum Ray Blight (<i>Didymella chrysanthemi</i> (Tassi) Garibaldi and Gullino),</p> <p>(d) Chrysanthemum Stunt viroid,</p> <p>(e) Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.), and</p> <p>(f) Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)).</p> <p>(2) The consignment shall be accompanied –</p> <p>(a) either by an official statement that the plants comprising it are of no more than third generation stock which is derived from material which has been found to be free from Chrysanthemum Stunt viroid in officially approved tests, or</p> <p>(b) by an official statement that the plants comprising it have been directly derived from material of which a representative sample of 30 plants or 10%, whichever is the greater, has been found to be free from Chrysanthemum Stunt viroid during an official inspection carried out at the time of</p>
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		<p>flowering.</p> <p>(3) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a country in which Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) is not known to occur, or</p> <p>(b) an official statement that the plants comprising it were grown –</p> <p>(i) at a place of production which has been officially inspected, at least monthly, during the three months prior to the despatch of the plants and has been found to be free from Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.), and</p> <p>(ii) in an area within which during the three months prior to the despatch of the plants there has been no occurrence of Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) within 800 metres of the place of production.</p> <p>(4) The consignment shall be accompanied by an official statement that –</p> <p>(a) in the case of unrooted cuttings, no symptoms of Chrysanthemum Ray Blight (<i>Didymella chrysanthemi</i> (Tassi) Garibaldi</p>
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		<p>and Gullino) have been observed either in the cuttings or in the plants from which the cuttings were derived, or</p> <p>(b) in the case of rooted cuttings, no symptoms of Chrysanthemum Ray Blight (<i>Didymella chrysanthemi</i> (Tassi) Garibaldi and Gullino) have been observed either in the cuttings or in the rooting bed.</p> <p>(5) Where the consignment has been directly consigned to this Island from within a Member State in addition to complying with the requirements specified in paragraphs (1), (2), (3) and (4) of this item it shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown at a place of production which is known to have been free, since the beginning of the last complete cycle of vegetation, from African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)), Asian and Pacific Cutworm (<i>Spodoptera litura</i> (Fabricius)), Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)) and Mediterranean Climbing Cutworm (<i>Spodoptera littoralis</i> (Boisduval)), or</p> <p>(b) an official statement that the plants comprising it have been treated in accordance with officially approved methods for the eradication of African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)), Asian and Pacific Cutworm (<i>Spodoptera litura</i> (Fabricius)), Old World</p>
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		<p>Bollworm (<i>Helicoverpa armigera</i> (Hübner)) and Mediterranean Climbing Cutworm (<i>Spodoptera littoralis</i> (Boisduval)).</p> <p>(6) Where the consignment has been directly consigned to this Island from within a third country in addition to complying with the requirements specified in paragraphs (1), (2), (3) and (4) of this item it shall be accompanied by –</p> <p>(a) an official statement that the plants comprising it were not grown in Central America, North America, South America or in any of the following countries or parts of countries namely –</p> <p>Australia The Canary Islands Hong Kong Kenya Korea (North) Japan Macao Malta New Zealand The People's Republic of China The Republic of South Africa South Korea Taiwan The Union of Soviet Socialist Republics — The Khabarovsk and Maritime Krai and the Kamchatka, Magadan and Sakhalin Oblasts of the Russian Soviet Federal Socialist Republic,</p>
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	<p>(b) an official statement that the plants comprising it either –</p> <ul style="list-style-type: none"><li>(i) were grown in a country which is known to be free from Asian and Pacific Cutworm (<i>Spodoptera litura</i> (Fabricius)), Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)) and Mediterranean Climbing Cutworm (<i>Spodoptera littoralis</i> (Boisduval)), or</li><li>(ii) have been subjected to cold storage at 1.5°C for not less than 10 days,</li></ul> <p>(c) an official statement that either –</p> <ul style="list-style-type: none"><li>(i) the plants comprising it were grown in a country which is known to be free from African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)) and American Leaf-miners (<i>Liriomyza huidobrensis</i> (Blanchard)), <i>L. sativae</i> Blanchard, <i>L. trifolii</i> Burgess) and <i>Amauromyza maculosa</i> Malloch), or</li><li>(ii) the mother plants from which the plants comprising it were taken were subjected to regular official inspection during the three months prior to the date on which the consignment was despatched and were found free, in those</li></ul>
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		<p>inspections, from African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)) and American Leafminers (<i>Liriomyza huidobrensis</i> (Blanchard), <i>L. sativae</i> Blanchard, <i>L. trifolii</i> (Burgess) and <i>Amauromyza maculosa</i> Malloch),</p> <p>(d) an official statement that the plants comprising it were officially inspected prior to export and found to be free from –</p> <ul style="list-style-type: none"><li>(i) Carnation Tortrix (moth) (<i>Epichoristodes galeata</i> (Meyrick)),</li><li>(ii) American Corn Earworm (<i>Helicoverpa zea</i> (Boddie)),</li><li>(iii) <i>Helicoverpa assulta</i> (Guenée),</li><li>(iv) Fall Armyworm (<i>Spodoptera frugiperda</i> (Smith)),</li><li>(v) Vegetable Mite (<i>Tetranychus neo-caledonicus</i> André), and</li><li>(vi) Southern Armyworm (<i>Spodoptera eridania</i> (Cramer)), and</li></ul> <p>(e) an official statement that the plants comprising it were derived in a direct line from mother plants which have been officially inspected and found to be free from Bacterial Blight (<i>Erwinia chrysanthemi</i> pv. <i>chrysanthemi</i> Burk. et al.).</p>
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	<p>[(7) Where the consignment is of pot plants originating in the Netherlands –</p> <p>(a) the plants shall have been produced in nurseries which meet the following requirements –</p> <p>(i) the nurseries shall have been officially approved for producing plants for the purposes of Commission Decision 84/58/EEC upon official statement—that no symptoms of Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) have been observed on plants grown or stored there, in at least two official inspections, the first carried out following the application for approval and the second carried out one month after the first, and</p> <p>—that any earlier approval has not ceased within two months prior to the application for approval, and</p> <p>(ii) no symptoms of Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) have been observed on plants grown or stored in the nurseries in official inspections carried out at least every two weeks after the approval, and</p>
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	<p>(iii) the nurseries have not automatically ceased to be officially approved by virtue of paragraph 2 of Article 1 of Commission Decision 84/58/EEC;</p> <p>(b) the plants shall since their production have been continuously kept separate from plants of chrysanthemum produced in nurseries other than those complying with the requirements of sub-paragraph (a) of this paragraph in such a way as to avoid any risk of contamination with Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) through such material,</p> <p>(c) the plants shall have undergone, within the last three weeks prior to the packing specified in sub-paragraph (d) of this paragraph, a fungicidal treatment satisfactory to the Plant Protection Service of the Netherlands and to the Inspector to control Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.),</p> <p>(d) the plants shall have been packed on arrival at the first place of public sale at the latest in boxes each of which was marked with a sign indicating that no symptoms of Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) were found, in appropriate examination carried out by qualified persons, on the plants packed in the box,</p>
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	<p>(e) the examination provided for in Article 6 of Council Directive 77/93/EEC shall have been made on samples of at least 10 pots per lot, taken from different boxes; for lots exceeding 25 boxes, the number of pots to be examined shall have been increased by 1 for every 5 additional boxes, up to a maximum number of 20 pots per lot; for the purposes of this paragraph, "lot" means a consignment consisting of a single variety of chrysanthemums produced by a single grower,</p> <p>(f) the examination referred to in subparagraph (e) of this paragraph shall also have been carried out for the purposes of ascertaining whether the conditions in subparagraphs (a) to (d) of this paragraph were complied with,</p> <p>(g) each of the boxes or other packing units into which the plants have been packed for export shall have been marked with the number of the phytosanitary certificate or another mark or marks enabling an authorised officer of the Plant Protection Service of the Netherlands and the Inspector to identify the nursery or nurseries in which the plants packed in the box or packing unit were produced, and</p> <p>(h) the phytosanitary certificate shall state under "Additional Declaration": "The consignment meets the requirements laid down in Commission Decision</p>
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12.	Plants of pelargonium (species, hybrids and cultivars of <i>Pelargonium</i> l'Herit.).	<p>84/58/EEC".]</p> <p>(1) The consignment shall be free from –</p> <p>(a) Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)), and</p> <p>(b) Pelargonium rust (<i>Puccinia pelargonii-zonalis</i> Doidge).</p> <p>(2) Where the plants comprising it were grown in a country in which Tomato Ring Spot virus is known to occur but in which the nematode <i>Xiphinema americanum</i> Cobb or other vectors of Tomato Ring Spot virus are not known to occur the consignment shall be accompanied –</p> <p>(a) either by an official statement that the plants comprising it have been directly derived from a place of production known to be free from Tomato Ring Spot virus on the basis of official tests on samples taken from all pelargonium mother stock clones at the place of production, or</p> <p>(b) an official statement that the plants comprising it are of no more than fourth generation stock derived from pelargonium mother plants which have been found to be free from Tomato Ring Spot virus in officially approved tests.</p> <p>(3) Where the plants comprising it were grown in a country in which Tomato Ring Spot virus is known to occur and in which the nematode</p>
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		<p><i>Xiphinema americanum</i> Cobb or other vectors of Tomato Ring Spot virus are known to occur the consignment shall be accompanied by an official statement –</p> <p>(a) that the plants comprising it were grown at a place of production –</p> <p>(i) at which Tomato Ring Spot virus is not known to occur in the soil or elsewhere, and</p> <p>(ii) at which, within the last five complete cycles of vegetation Tomato Ring Spot virus is not known to have occurred in mother stock of any species, and</p> <p>(b) that the plants comprising it are of no more than second generation stock which has been derived from mother plants which have been found to be free from Tomato Ring Spot virus in officially approved tests.</p> <p>(4) Where the consignment has been directly consigned to this Island from within a Member State in addition to complying with the requirements specified in paragraph (1) and paragraph (2) or (3) of this item it shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown at a place of production which is known to have been free, since the beginning of the last complete</p>
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		<p>cycle of vegetation, from African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)), Asian and Pacific Cutworm (<i>Spodoptera litura</i> (Fabricius)), Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)) and Mediterranean Climbing Cutworm (<i>Spodoptera littoralis</i> (Boisduval), or</p> <p>(b) an official statement that the plants comprising it have been treated in accordance with officially approved methods for the eradication of African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)), Asian and Pacific Cutworm (<i>Spodoptera litura</i> (Fabricius)), Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)) and Mediterranean Climbing Cutworm (<i>Spodoptera littoralis</i> (Boisduval)).</p> <p>(5) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraph (1) and paragraph (2) or (3) of this item, it shall be accompanied by –</p> <p>(a) an official statement that the plants comprising it either –</p> <p>(i) were grown in a country which is known to be free from Pacific Cutworm (<i>Spodoptera litura</i> (Fabricius)), Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)) and Mediterranean Climbing</p>
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		<p>Cutworm (<i>Spodoptera littoralis</i> (Boisduval)), or</p> <p>(ii) were effectively treated under official supervision for the eradication of Asian and Pacific Cutworm (<i>Spodoptera litura</i> (Fabricius)), Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)) and Mediterranean Climbing Cutworm (<i>Spodoptera littoralis</i> (Boisduval)),</p> <p>(b) an official statement either –</p> <p>(i) that the plants comprising it were grown in a country which is known to be free from African Carnation Tortrix (moth) (<i>Epichoristodes acerbella</i> (Walker)) and American Leafminers (<i>Liriomyza huidobrensis</i> (Blanchard), <i>L. sativae</i> Blanchard, <i>L. trifolii</i> Burgess) and <i>Amauromyza maculosa</i> Malloch), or</p> <p>(ii) that the mother plants from which the plants comprising it were taken were subjected to regular official inspection during the three months prior to the date on which the consignment was des-patched and were found free, in these inspections, from African Carnation Tortrix (moth) (<i>Epichoristodes</i></p>
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	<p>13. Plants of the genera –</p> <p><i>Acacia</i> Mill.  <i>Acer</i> L.  <i>Amelanchier</i> Medik.  <i>Chaenomeles</i> Lindl.  <i>Cotoneaster</i> Medik.  <i>Crataegus</i> L.</p>	<p><i>acerbella</i> (Walker)) and American Leafminers (<i>Liriomyza huidobrensis</i> (Blanchard), <i>L. sativae</i> Blanchard, <i>L. trifolii</i> Burgess) and <i>Amauromyza maculosa</i> Malloch), and</p> <p>(c) an official statement that the plants comprising it were officially inspected prior to export and found to be free from –</p> <p>(i) Carnation Tortrix (moth) (<i>Epichoristodes galeata</i> (Meyrick)),</p> <p>(ii) American Corn Earworm (<i>Helicoverpa zea</i> (Boddie)),</p> <p>(iii) <i>Helicoverpa assulta</i> (Guenée),</p> <p>(iv) Fall Armyworm (<i>Spodoptera frugiperda</i> (Smith)),</p> <p>(v) Vegetable Mite (<i>Tetranychus neocaledonicus</i> (André)), and</p> <p>(vi) Southern Armyworm (<i>Spodoptera eridania</i> (Cramer)).</p> <p>(1) Between 16 April and 30 September (both dates inclusive) the plants comprising the consignment shall have been grown in, consigned from within and transported through third countries or regions of Member States in which San José Scale (<i>Comstockaspis perniciosus</i> (Comstock) syn. <i>Quadraspidiotus perniciosus</i></p>
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<p><i>Cydonia</i> Mill. <i>Euonymus</i> L. <i>Fagus</i> L. <i>Juglans</i> L. <i>Ligustrum</i> L. <i>Maclura</i> Nutt. <i>Malus</i> Mill. <i>Populus</i> L. <i>Prunus</i> L. <i>Ptelea</i> L. <i>Pyrus</i> L. <i>Ribes</i> L. <i>Rosa</i> L. <i>Salix</i> L. <i>Sorbus</i> L. <i>Symphoricarpos</i> Duham. <i>Syringa</i> L. <i>Tilia</i> L. <i>Ulmus</i> L. <i>Vitis</i> L.</p>	<p>(Comstock)) is not known to occur.</p> <p>(2) Between 1 October and 15 April (both dates inclusive) the plants comprising the consignment shall –</p> <p>(a) either have been grown in, consigned from within and transported through third countries or regions of Member States in which San José Scale (<i>Comstockaspis perniciosus</i> (Comstock) syn. <i>Quadraspidiotus perniciosus</i> (Comstock)) is not known to occur, or</p> <p>(b) have been fumigated prior to export to this Island in accordance with one of the following methods –</p> <p><i>Method 1</i></p> <p>Fumigation with hydrocyanic acid gas at a concentration of 10g/m<sup>3</sup> –</p> <p>(i) at a temperature less than 15°C, for not less than 60 minutes, or</p> <p>(ii) at a temperature not less than 15°C or more than 25°C, for not less than 40 minutes, or</p> <p>(iii) at a temperature more than 25°C, for not less than 30 minutes.</p> <p><i>Method 2</i></p>
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		<p>Fumigation with methyl bromide gas for between 2 and 3 hours such that in any part of the consignment the product of the average concentration in grams per cubic metre and the exposure time in hours is not less than the value indicated in the following table –</p> <table data-bbox="842 667 1331 1077"> <thead> <tr> <th style="text-align: left;"><i>Temperature</i></th> <th style="text-align: right;"><i>Concentration x time product g.h/m<sup>3</sup></i></th> </tr> </thead> <tbody> <tr> <td>Not less than 10C or more than 15C</td> <td style="text-align: right;">116</td> </tr> <tr> <td>More than 15C but not more than 20C</td> <td style="text-align: right;">104</td> </tr> <tr> <td>More than 20C but not more than 25C</td> <td style="text-align: right;">92</td> </tr> </tbody> </table>	<i>Temperature</i>	<i>Concentration x time product g.h/m<sup>3</sup></i>	Not less than 10C or more than 15C	116	More than 15C but not more than 20C	104	More than 20C but not more than 25C	92
<i>Temperature</i>	<i>Concentration x time product g.h/m<sup>3</sup></i>									
Not less than 10C or more than 15C	116									
More than 15C but not more than 20C	104									
More than 20C but not more than 25C	92									
14.	Plants of azalea ( <i>Rhododendron</i> L. <i>partim.</i> )	<p>The consignment shall be free from –</p> <p>(a) Azalea Leafminer (<i>Caloptilia azaleella</i> (Brants) syn. <i>Gracilaria azaleella</i> Brants), and</p> <p>(b) Rhododendron Petal Blight (<i>Ovulinia azaleae</i> Weiss).</p>								
15.	Plants of the genus <i>Camellia</i> L.	<p>Where the consignment has been directly consigned to this Island from within a third country it shall –</p> <p>(a) be free from Camellia Petal Blight (<i>Sclerotinia camelliae</i> Hara), and</p> <p>(b) be accompanied by an official statement</p>								

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<p>16.</p>	<p>Plants of the genera –</p> <p><i>Cotoneaster</i> Medik.  <i>Crataegus</i> L.  <i>Cydonia</i> Mill.  <i>Malus</i> Mill.  <i>Pyracantha</i> M. Roem.  <i>Pyrus</i> L.  <i>Sorbus</i> L.  <i>Stranvaesia</i> Lindl.</p>	<p>that the plants comprising it were grown at a place of production at which no symptoms of Camellia Petal Blight (<i>Sclerotinia camelliae</i> Hara) have been observed in the flowers of the plants during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>The consignment shall be accompanied by an official statement that the plants comprising it were grown –</p> <p>(a) at a place of production at which and in the immediate vicinity of which no symptoms of Fireblight (<i>Erwinia amylovora</i> (Burr.) Winsl. <i>et al.</i>) have been observed during at least one official inspection carried out in each of the last two complete cycles of vegetation, and</p> <p>(b) in an area within which since the beginning of the last two complete cycles of vegetation Fireblight (<i>Erwinia amylovora</i> (Burr.) Winsl. <i>et al.</i>) has not been known to occur within 5 km of the place of production.</p>
<p>17.</p>	<p>Plants of the genera –</p> <p><i>Chaenomeles</i> Lindl.  <i>Crataegus</i> L.  <i>Cydonia</i> Mill.  <i>Eriobotrya</i> Lindl.  <i>Malus</i> Mill.  <i>Prunus</i> L.</p>	<p>Where the consignment has been directly consigned to this Island from within a third country and the plants comprising it were grown in Egypt, any country in Central America or North America or in any other country in which Fruit Brown Rot (<i>Monilinia fructicola</i> (Wint.) Honey) is known to occur, the consignment shall</p>

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18.	<p><i>Pyrus</i> L</p> <p>Plants of the genus <i>Prunus</i> L.</p>	<p>be accompanied by an official statement that the plants comprising it were grown in a region in which Fruit Brown Rot (<i>Monilinia fructicola</i> (Wint.) Honey) is not known to occur.</p> <p>(1) The consignment shall be free from –</p> <p>(a) Peach Twig Borer (<i>Anarsia lineatella</i> Zeller), and</p> <p>(b) Bacterial Spot of <i>Prunus</i> (<i>Xanthomonas campestris</i> pv. <i>pruni</i> (E. F. Smith) Dye).</p> <p>(2) The consignment shall be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of –</p> <p>(a) Apricot Chlorotic Leafroll Disease mycoplasma, and</p> <p>(b) viruses, or virus-like pathogens of a description specified in paragraph (1)(p) of Part IV of the First Schedule to this Ordinance –</p> <p>have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(3) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a country in which Tomato Ring Spot virus is not known</p>
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	<p>to occur in <i>Prunus</i> species and in which Cherry Rasp Leaf virus (American), Peach Mosaic virus (American), Peach Phony Disease rickettsia, Peach Rosette Disease mycoplasm, Peach Yellows Disease mycoplasm, Plum Line Pattern virus (American) and X Disease mycoplasm are not known to occur, or</p> <p>(b) an official statement –</p> <p>(i) that the plants comprising it, other than those raised from seed, were officially certified under a certification scheme requiring them to be derived in a direct line from material which has been maintained under appropriate conditions and which has been subjected to regular official testing for at least Cherry Rasp Leaf virus (American), Peach Mosaic virus (American), Peach Phony Disease rickettsia, Peach Rosette Disease mycoplasm, Peach Yellows Disease mycoplasm, Plum Line Pattern virus (American), Tomato Ring Spot virus and X Disease mycoplasm using appropriate indicators or equivalent methods and has been found free, in those tests, from those viruses and virus-like pathogens, or</p> <p>that the plants comprising it, other than those raised from seed, were</p>
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		<p>derived in a direct line from material which has been maintained under appropriate conditions and which has been subjected, within the last three complete cycles of vegetation, at least once, to official testing for at least Cherry Rasp Leaf virus (American), Peach Mosaic virus (American), Peach Phony Disease rickettsia, Peach Rosette Disease mycoplasm, Peach Yellow's Disease mycoplasm, Plum Line Pattern virus (American), Tomato Ring Spot virus and X Disease mycoplasm using appropriate indicators or equivalent methods and has been found free, in those tests, from those viruses and virus-like pathogens, and</p> <p>(ii) that no symptoms of Cherry Rasp Leaf virus (American), Peach Mosaic virus (American), Peach Phony Disease rickettsia, Peach Rosette Disease mycoplasm, Peach Yellow's Disease mycoplasm, Plum Line Pattern virus (American), Tomato Ring Spot virus or X Disease mycoplasm have been observed in the plants comprising it or other susceptible plants at the place of production or in its immediate vicinity during at least one official inspection carried out in each of the last three complete</p>
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		<p>cycles of vegetation.</p> <p>(4) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraphs (1), (2) and (3) of this item, it shall –</p> <p>(a) be accompanied –</p> <p>(i) either by an official statement that the plants comprising it were grown in a country in which Bacterial Spot (<i>Xanthomonas campestris</i> pv. <i>pruni</i> (E. F. Smith) Dye) is not known to occur, or</p> <p>(ii) by an official statement that the plants comprising it were grown at a place of production at which no symptoms of Bacterial Spot (<i>Xanthomonas campestris</i> pv. <i>pruni</i> (E. F. Smith) Dye) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation, and</p> <p>(b) be free from –</p> <p>(i) Apple Curculio (<i>Tachypterellus quadrigibbus</i> (Say)),</p> <p>(ii) Cherry Fruit Worm (<i>Enarmonia packardi</i> (Zeller)),</p>
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<p>19.</p>	<p>Plants of sour cherry (<i>Prunus cerasus</i>, L.), sweet cherry (<i>Prunus avium</i> L.) and ornamental cherry (<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., <i>Prunus yedoensis</i> Matsum.) and hybrids and cultivars thereof.</p>	<p>(iii) Lesser Apple Worm (<i>Enarmonia prunivora</i> (Walsh)), and</p> <p>(iv) Western Cherry Fruit Fly (<i>Rhagoletis indifferens</i> (Curran)).</p> <p>Where the plants comprising the consignment were grown in a country outside Europe in which Little Cherry Disease pathogen is known to occur it shall be –</p> <p>(a) free from Little Cherry Disease pathogen, and</p> <p>(b) accompanied by an official statement –</p> <p>(i) that the plants comprising it were officially certified under a certification scheme requiring them to be derived in a direct line from material which has been maintained under appropriate conditions and subjected to regular official testing for at least Little Cherry Disease pathogen using appropriate indicators or equivalent methods and has been found free, in those tests, from that pathogen, or</p> <p>that the plants comprising it were derived in a direct line from material which has been maintained under appropriate conditions and has been subjected, within the last</p>
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		<p>three complete cycles of vegetation, at least once, to official testing for at least Little Cherry Disease pathogen using appropriate indicators or equivalent methods and has been found free, in those tests, from that pathogen, and</p> <p>(ii) that no symptoms of Little Cherry Disease pathogen have been observed in the plants comprising it or in other susceptible plants at the place of production during at least one official inspection carried out in each of the last three complete cycles of vegetation.</p> <p>(1) The consignment shall be free from Cherry Necrotic Rusty Mottle virus.</p> <p>(2) The consignment shall be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of Cherry Necrotic Rusty Mottle virus have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p>
<p>20.</p>	<p>Plants of sweet cherry (<i>Prunus avium</i> L.)</p>	
<p>21.</p>	<p>Plants of –</p> <p><i>Prunus armeniaca</i> L.  <i>Prunus blireiana</i> André  <i>Prunus brigantina</i> Vill.  <i>Prunus cerasifera</i> Ehrh.  <i>Prunus cistena</i> N. E.  Hansen</p>	<p>(1) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a country in which Plum Pox (Sharka) virus is not known to occur, or</p>

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<p><i>Prunus domestica</i> subsp. <i>domestica</i> L.</p> <p><i>Prunus domestica</i> subsp. <i>insititia</i> (L.) C. K. Schneider (syn. <i>Prunus domestica</i> subsp. <i>italica</i> (Borkh.) Hegi)</p> <p><i>Prunus dulcis</i> (Mill.) D. A. Webb (syn. <i>Prunus amygdalus</i> Batsch).</p> <p><i>Prunus glandulosa</i> Thunb.</p> <p><i>Prunus holosericea</i> Batal.</p> <p><i>Prunus hortulana</i> Bailey</p> <p><i>Prunus kurdica</i> Fenzl ex Fritsch</p> <p><i>Prunus japonica</i> Thunb.</p> <p><i>Prunus mandshurica</i> (Maxim.) Koehne</p> <p><i>Prunus maritima</i> Marsh</p> <p><i>Prunus mume</i> (Sieb.) Sieb. and Zucc.</p> <p><i>Prunus nigra</i> Ait.</p> <p><i>Prunus persica</i> (L.) Batsch.</p> <p><i>Prunus salicina</i> Lindl.</p> <p><i>Prunus sibirica</i> L.</p> <p><i>Prunus simonii</i> Carr.</p> <p><i>Prunus spinosa</i> L.</p> <p><i>Prunus tomentosa</i> Thunb.</p> <p><i>Prunus triloba</i> Lindl.</p> <p>and other <i>Prunus</i> species susceptible to Plum Pox (Sharka) virus.</p>	<p>(b) an official statement –</p> <p>(i) that the plants comprising it, other than those raised from seed, were officially certified under a certification scheme requiring them to be derived in a direct line from material which has been maintained under, appropriate conditions and subjected to regular official virological testing for at least Plum Pox (Sharka) virus using appropriate indicators or equivalent methods and has been found free, in those tests, from that virus, or</p> <p>that the plants comprising it, other than those raised from seed, were derived in a direct line from material which has been maintained under appropriate conditions and which has been subjected, within the last three complete cycles of vegetation, at least once, to official virological testing for at least Plum Pox (Sharka) virus using appropriate indicators or equivalent methods and has been found free, in those tests, from that virus, and</p> <p>(ii) that no symptoms of Plum Pox (Sharka) virus have been observed in the plants comprising it or in other susceptible plants at the place of production and in its immediate</p>
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<p>22.</p>	<p>Plants of the genus <i>Malus</i> Mill.</p>	<p>vicinity during at least one official inspection carried out in each of the last three complete cycles of vegetation ; and</p> <p>(iii) that the plants comprising it were grown at a place of production at which since the beginning of the last complete cycle of vegetation all plants which have shown symptoms of infection with any virus or virus-like pathogen other than Plum Pox (Sharka) virus have been removed.</p> <p>(2) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraph (1) of this item, the plants comprising it shall have been grown in a Member State, Algeria, Canada, Egypt, Finland, Israel, Lebanon, Libya, Morocco, Norway, Syria, Sweden, Tunisia or the United States of America (except the state of Hawaii).</p> <p>(1) The consignment shall be free from Peach Twig Borer (<i>Anarsia lineatella</i> Zeller).</p> <p>(2) The consignment shall be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of viruses, or virus-like pathogens of a description specified in paragraph (1)(p) of Part IV of the First Schedule to this Ordinance have been observed during at least one official</p>
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		<p>inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(3) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a country in which neither Cherry Rasp Leaf virus (American) nor Tomato Ring Spot virus is known to occur in the genus <i>Malus</i> Mill., or</p> <p>(b) an official statement –</p> <p>(i) that the plants comprising it, other than those raised from seed, were officially certified under a certification scheme requiring them to be derived in a direct line from material which has been maintained under appropriate conditions and subjected to regular official testing for at least Cherry Rasp Leaf virus (American) and Tomato Ring Spot virus using appropriate indicators or equivalent methods and has been found free, in those tests, from those viruses, or</p> <p>that the plants comprising it, other than those raised from seed, were derived in a direct line from material which has been maintained under appropriate conditions and which has been subjected, within the last three complete cycles of</p>
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		<p>vegetation, at least once, to official testing for at least Cherry Rasp Leaf virus (American) and Tomato Ring Spot virus using appropriate indicators or equivalent methods and has been found free, in those tests, from those viruses, and</p> <p>(ii) that no symptoms of Cherry Rasp Leaf virus (American) or Tomato Ring Spot virus have been observed in the plants comprising it or in other susceptible plants at the place of production during at least one official inspection carried out in each of the last three complete cycles of vegetation.</p> <p>(4) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraphs (1), (2) and (3) of this item the plants comprising it –</p> <p>(a) shall have been grown in a Member State, Algeria, Canada, Egypt, Finland, Israel, Lebanon, Libya, Morocco, Norway, Syria, Sweden, Tunisia or the United States of America (except the state of Hawaii), and</p> <p>(b) shall be free from –</p> <p>(i) Apple Curculio (<i>Tachypterellus quadrigibbus</i> (Say)),</p>
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<p>23.</p>	<p>Plants of apple (<i>Malus pumila</i> Mill.).</p>	<p>(ii) Cherry Fruit Worm (<i>Enarmonia packardi</i> Zeller), and</p> <p>(iii) Lesser Apple Worm (<i>Enarmonia prunivora</i> (Walsh)).</p> <p>The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a region which is known to be free from Apple Proliferation Disease mycoplasma, or</p> <p>(b) an official statement –</p> <p>(i) that the plants comprising it, other than those raised from seed, were officially certified under a certification scheme requiring them to be derived in a direct line from material which has been maintained under appropriate conditions and subjected to regular official testing for at least Apple Proliferation Disease mycoplasma using appropriate indicators or equivalent methods and has been found free, in those tests, from that disease, or</p> <p>that the plants comprising it, other than those raised from seed, were directly derived from material which has been maintained under appropriate conditions and which has been subjected, within the last</p>
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24.	Plants of the genera –  <i>Cydonia</i> Mill. <i>Pyrus</i> L.	<p>six complete cycles of vegetation, at least once, to official testing for at least Apple Proliferation Disease mycoplasma using appropriate indicators or equivalent methods and has been found free, in those tests, from that disease, and</p> <p>(ii) that no symptoms of Apple Proliferation Disease mycoplasma have been observed in the plants comprising it or in other susceptible plants at the place of production and in its immediate vicinity during at least one official inspection carried out in each of the last three complete cycles of vegetation.</p> <p>(1) The consignment shall be free from Peach Twig Borer (<i>Anarsia lineatella</i> Zeller).</p> <p>(2) Where the consignment has been directly consigned to this Island from within a third country the plants comprising it shall have been grown in a Member State, Algeria, Canada, Egypt, Finland, Israel, Lebanon, Libya, Morocco, Norway, Syria, Sweden, Tunisia or the United States of America (except the state of Hawaii) and it shall be free from –</p> <p>(a) Apple Curculio (<i>Tachypterellus quadrigibbus</i> (Say)),</p> <p>(b) Cherry Fruit Worm (<i>Enarmonia packardi</i> Zeller),</p>
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25.	Plants of pear ( <i>Pyrus communis</i> L.) and quince ( <i>Cydonia oblonga</i> Mill.).	<p>(c) Lesser Apple Worm (<i>Enarmonia prunivora</i> (Walsh)), and</p> <p>(d) Western Cherry Fruit Fly (<i>Rhagoletis indifferens</i> (Curran)).</p> <p>The consignment shall be accompanied by an official statement that the plants comprising it were grown –</p> <p>(a) either in a country which is known to be free from Pear Decline Disease mycoplasma, or</p> <p>at a place of production at which and in the immediate vicinity of which upon official inspection all plants which have shown symptoms of Pear Decline Disease mycoplasma have been removed during each of the last three cycles of vegetation that the plants were at that place, and</p> <p>(b) at a place of production at which no symptoms of viruses or virus-like pathogens of a description specified in paragraph (1)(p) of Part IV of the First Schedule to this Ordinance have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(1) The consignment shall be free from –</p> <p>(a) Arabis Mosaic virus,</p>
26.	Plants of the genus <i>Rubus</i> L.	

	<p>(b) Black Raspberry Latent virus,</p> <p>(c) Cherry Leaf Roll virus,</p> <p>(d) Prunus Necrotic Ring Spot virus,</p> <p>(e) Raspberry Ring Spot virus,</p> <p>(f) Strawberry Latent Ring Spot virus,</p> <p>(g) Tomato Black Ring virus, and</p> <p>(h) Peach Twig Borer (<i>Anarsia lineatella</i> Zeller).</p> <p>(2) The consignment shall be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of –</p> <p>(a) Arabis Mosaic virus,</p> <p>(b) Raspberry Ring Spot virus,</p> <p>(c) Strawberry Latent Ring Spot virus,</p> <p>(d) Tomato Black Ring virus, and</p> <p>(e) viruses or virus-like pathogens of a description specified in paragraph (1)(p) of Part IV of the First Schedule to this Ordinance,</p> <p>have been observed during at least one official</p>
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		<p>inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(3) Where the plants comprising it were grown in a country in which Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus, Raspberry Leaf Curl viruses (American) or Tomato Ring Spot virus are known to occur in <i>Rubus</i> L. the consignment shall be free from aphids and aphid eggs.</p> <p>(4) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a country in which Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus, Raspberry Leaf Curl viruses (American) and Tomato Ring Spot virus are not known to occur in plants of the genus <i>Rubus</i> L; or</p> <p>(b) an official statement –</p> <p>(i) that the plants comprising it were officially certified under a certification scheme requiring them to be derived in a direct line from material which has been maintained under appropriate conditions and subjected to regular official testing for at least Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus, Raspberry Leaf Curl viruses</p>
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		<p>(American) and Tomato Ring Spot virus using appropriate indicators or equivalent methods and has been found free, in those tests, from those viruses, or</p> <p>that the plants comprising it were derived in a direct line from material which has been maintained under appropriate conditions and which has been subjected, within the last three complete cycles of vegetation, at least once, to official testing for at least Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus, Raspberry Leaf Curl viruses (American) and Tomato Ring Spot virus using appropriate indicators or equivalent methods and has been found free, in those tests, from those viruses, and</p> <p>(ii) that no symptoms of Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus, Raspberry Leaf Curl viruses (American) and Tomato Ring Spot virus have been observed in the plants comprising it or in other plants of the genus <i>Rubus</i> L. at the place of production or in its immediate vicinity during at least one official inspection carried out in each of the last three</p>
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27.	Plants of the genus <i>Ribes</i> L.	<p>complete cycles of vegetation.</p> <p>(5) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraphs (1), (2), (3) and (4) of this item, it shall be free from –</p> <p>(a) North American Currant Fruit Flies (<i>Epochra canadensis</i> (Loew) and <i>Rhagoletis ribicola</i> Doane), and</p> <p>(b) Queensland Fruit Fly (<i>Dacus tryoni</i> Frogatt)).</p> <p>(1) The consignment shall be free from Peach Twig Borer (<i>Anarsia lineatella</i> Zeller).</p> <p>(2) The consignment shall be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms or viruses or virus-like pathogens of a description specified in paragraph (1)(p) of Part IV of the First Schedule to this Ordinance have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(3) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraphs (1) and (2) of this item, it shall be free from North American Currant Fruit Flies (<i>Epochra canadensis</i> (Loew) and <i>Rhagoletis ribicola</i> Doane).</p>
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28.	Plants of the genus <i>Vaccinium</i> L.	Where the consignment has been directly consigned to this Island from within a third country it shall be free from Blueberry Maggot ( <i>Rhagoletis mendax</i> Curran).
29.	Plants of strawberry (species, hybrids and cultivars of <i>Fragaria</i> L.).	(1) The consignment shall be free from –  (a) Strawberry Red Core ( <i>Phytophthora fragariae</i> Hickman),  (b) Arabis Mosaic virus,  (c) Raspberry Ring Spot virus,  (d) Strawberry Crinkle virus,  (e) Strawberry Latent Ring Spot virus,  (f) Strawberry Yellow Edge virus (complex), and  (g) Tomato Black Ring virus.  (2) The consignment shall be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of –  (a) Strawberry Red Core ( <i>Phytophthora fragariae</i> Hickman),  (b) Arabis Mosaic virus,  (c) Raspberry Ring Spot virus,

	<p>(d) Strawberry Latent Ring Spot virus,</p> <p>(e) Tomato Black Ring virus, and</p> <p>(f) viruses, or virus-like pathogens of a description specified in paragraph (1)(p) of Part IV of the First Schedule to this Ordinance,</p> <p>have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(3) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a country in which Strawberry Crinkle virus, Strawberry Latent C virus, Strawberry Vein Banding virus, Strawberry Witches' Broom Disease mycoplasma and Strawberry Yellow Edge virus (complex) are not known to occur, or</p> <p>(b) by an official statement –</p> <p>(i) that the plants comprising it were either officially certified under a certification scheme requiring them to be derived in a direct line from material which has been maintained under the appropriate conditions and subjected to regular official testing for at least Strawberry Crinkle virus, Strawberry Latent C</p>
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	<p>virus, Strawberry Vein Banding virus, Strawberry Witches' Broom Disease mycoplasma and Strawberry Yellow Edge virus (complex) using appropriate indicators or equivalent methods and has been found free, in those tests, from those viruses and that virus-like pathogen, or</p> <p>that the plants comprising it were derived in a direct line from material which has been maintained under appropriate conditions and which has been subjected, within the last three complete cycles of vegetation, at least once, to official testing for at least Strawberry Crinkle virus, Strawberry Latent C virus, Strawberry Vein Banding virus, Strawberry Witches' Broom Disease mycoplasma and Strawberry Yellow Edge virus (complex) using appropriate indicators or equivalent methods and has been found free, in those tests, from those viruses and that virus-like pathogen, and</p> <p>(ii) that no symptoms of Strawberry Crinkle virus, Strawberry Latent C virus, Strawberry Vein Banding virus, Strawberry Witches' Broom Disease mycoplasma and Strawberry Yellow Edge virus (complex) have been observed in the plants comprising it or in other susceptible</p>
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		<p>plants at the place of production or in its immediate vicinity during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(4) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraph (1), (2) and (3) of this item –</p> <p>(a) it shall be free from dead leaves and plant debris,</p> <p>(b) the plants comprising it shall have been grown in Africa, Europe or in one of the following countries namely –</p> <p>Australia Canada Israel Lebanon New Zealand Turkey the United States of America (except the State of Hawaii),</p> <p>(c) the plants comprising it, if they were grown elsewhere than in Europe, shall have been grown in a region which is known to be free from Strawberry Weevils (<i>Anthonomus signatus</i> Say and <i>Anthonomus bisignifer</i> Schenkling),</p>
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	<p>(d) it shall be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of Strawberry Angular Leafspot (<i>Xanthomonas fragariae</i> Kennedy and King) have been observed in plants during at least one official inspection carried out since the beginning of the last complete cycle of vegetation, and</p> <p>(e) it shall be accompanied by an official statement that the plants comprising it were –</p> <ul style="list-style-type: none"><li>(i) derived in a direct line from mother plants which have been officially inspected and found to be free from Strawberry Red Core (<i>Phytophthora fragariae</i> Hickman), and</li><li>(ii) grown at a place of production –<ul style="list-style-type: none"><li>– in respect of which records have been maintained for not less than thirty years which records show that Strawberry Red Core (<i>Phytophthora fragariae</i> Hickman) has not occurred on that land during that period, or</li><li>– which has been tested and found to be free from <i>Phytophthora fragariae</i> Hickman the cause of</li></ul></li></ul>
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30.	Plants of rose (species, hybrids and cultivars of <i>Rosa</i> L.).	<p style="text-align: center;">Strawberry Red Core.</p> <p>The consignment shall be accompanied by an official statement that the plants comprising it were taken from a crop in which no symptoms of Rose Wilt Disease pathogen (syn. Rose Dieback, Rose Leaf Curl, Rose Proliferation, Rose Spring Dwarf and Rose Stunt) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p>
31.	Plants of grapevine ( <i>Vitis</i> L.).	<p>(1) The consignment shall be free from –</p> <p style="padding-left: 40px;">(a) Vine Black Rot (<i>Guignardia baccae</i> (Cav.) Jacz. syn. <i>Glomerella cingulata</i> (Stonem.) Spauld, and V. Schrenk.), and</p> <p style="padding-left: 40px;">(b) Grape phylloxera (<i>Daktulosphaira vitifoliae</i> (Fitch)).</p> <p>(2) The consignment shall be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of harmful viruses and virus-like pathogens of grape vine have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(3) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraphs (1) and (2) of this item, it shall –</p>

32.	Plants of hop ( <i>Humulus lupulus</i> L.).	<p>(a) be free from</p> <ul style="list-style-type: none"><li>(i) Vine Black Rot (<i>Guignardia bidwellii</i> (Ellis) Viala and Ravaz), and</li><li>(ii) Canker of Grapevine (<i>Xanthomonas ampelina</i> Panagopoulos), and</li></ul> <p>(b) be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of Vine Black Rot caused by <i>Guignardia bidwellii</i> (Ellis) Viala and Ravaz or Canker of Grapevine (<i>Xanthomonas ampelina</i> Panagopoulos) have been observed in plants during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>The consignment shall be –</p> <ul style="list-style-type: none"><li>(a) free from Verticillium Wilt of Hop (<i>Verticillium alboatrum</i> (Reinke and Berth.)), and</li><li>(b) accompanied by an official statement that the plants comprising it, the mother plants from which they were taken and the place of production at which they were grown have been officially inspected at least once since the beginning of the last complete cycle of vegetation and found to be free from symptoms of Verticillium Wilt of Hop</li></ul>
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<p>33.</p>	<p>Plants of tomato (<i>Lycopersicon esculentum</i> Mill. and hybrids and cultivars thereof).</p>	<p>(<i>Verticillium alboatrum</i> (Reinke and Berth.)).</p> <p>(1) The consignment shall be free from –</p> <p>(a) Bacterial Canker of Tomato (<i>Corynebacterium michiganense</i> pv. <i>michiganense</i> E. F. Smith) Jensen),</p> <p>(b) Bacterial Spot of Pepper and Tomato (<i>Xanthomonas campestris</i> pv. <i>vesicatoria</i> (Doidge) Dye),</p> <p>(c) Old World Bollworm (<i>Helicoverpa armigera</i> (Hübner)),</p> <p>(d) Potato Brown Rot (<i>Pseudomonas solanacearum</i> (E. F. Smith) E. F. Smith), and</p> <p>(e) Potato Spindle Tuber viroid (syn. Tomato Bunchy Top viroid).</p> <p>(2) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraph (1) of this item, it shall be accompanied by an official statement that the plants comprising it were grown –</p> <p>(a) either in a region which is known to be free from Potato Spindle Tuber viroid (syn. Tomato Bunchy Top viroid), or</p>
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34.	Plants of aubergine ( <i>Solanum melongena</i> L.).	(b) at a place of production at which no symptoms of Potato Spindle Tuber viroid (syn. Tomato Bunchy Top viroid) have been observed in plants during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.
35.	Rhizomes of iris ( <i>Iris</i> L.).	The consignment shall be free from Potato Brown Rot ( <i>Pseudomonas solanacearum</i> (E. F. Smith) E. F. Smith).
36.	Plants of leek ( <i>Allium ampeloprasum</i> var. <i>porrum</i> (L.) Gay) and chive ( <i>Allium scho-enoprasum</i> L.).	The consignment shall be free from Botrytis Rot of Iris ( <i>Sclerotinia convoluta</i> Drayt.).  (1) The consignment shall be free from Stem Nematode ( <i>Ditylenchus dipsaci</i> (Kühn) Filipjev).  (2) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraph (1) of this item it shall be free from Allium Leaftip Dieback ( <i>Mycosphaerella schoenoprasii</i> (Auersw.) Schroet) and Smut ( <i>Ustilago allii</i> McAlpine).

PART IIA

BULBS AND CORMS FOR PLANTING: GENERAL CONDITIONS SUBJECT TO WHICH LANDING IS PERMITTED

<i>Item</i>	<i>Description of plants and plant products</i>	<i>Conditions subject to which landing is permitted</i>
(1)	(2)	(3)

37.	All bulbs and corms for planting.	<p>(1) The consignment shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with sections five or six and section eight of this Ordinance.</p> <p>(2) The consignment shall be free from the plant pests specified in the First Schedule to this Ordinance.</p> <p>(3) Where the consignment has been directly consigned to this Island from within a Member State and the plants comprising it were grown outside Europe and are not free from soil, in addition to complying with the requirements specified in paragraphs (1) and (2) of this item, it shall be accompanied by an official statement that the soil associated with the plants has been found to be free from plant pests.</p> <p>(4) Where the consignment has been directly consigned to this Island from within a third country and the plants comprising it were grown in the Euro-Mediterranean area and are not free from soil, in addition to complying with the requirements specified in paragraphs (1) and (2) of this item, it shall be accompanied by an official statement that the soil associated with the plants has been found to be free from plant pests.</p> <p>(5) Where the consignment has been directly consigned to this Island from within a third country and the plants comprising it were grown</p>
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		<p>outside the Euro-Mediterranean area, in addition to complying with the requirements specified in paragraphs (1) and (2) of this item, the plants comprising it shall have been freed, within 14 days prior to export, from the medium in which they were grown and if other growing medium or packing material is added it shall be free from plant pests and soil.</p>
38.	All flower bulbs.	<p>The consignment shall be free from –</p> <p>(a) Large Narcissus Fly (<i>Merodon equestris</i> (Fabricius)),</p> <p>(b) Stem Nematode (<i>Ditylenchus dipsaci</i> (Kühn) Filipjev),</p> <p>(c) Potato Tuber Nematode (<i>Ditylenchus destructor</i> Thorne), and</p> <p>(d) Hyacinth Black Slime (<i>Sclerotinia bulborum</i> Wakk.) Rehm).</p>
39.	All flower corms.	<p>The consignment shall be free from –</p> <p>(a) Large Narcissus Fly (<i>Merodon equestris</i> (Fabricius)),</p> <p>(b) Gladiolus Hard Rot (<i>Septoria gladioli</i> Pass.), and</p> <p>(c) Gladiolus Dry Rot (<i>Stromantinia gladioli</i> (Drayton) Whetzel).</p>

PART IIB

BULBS AND CORMS FOR PLANTING: ADDITIONAL CONDITIONS  
 APPLYING IN THE CASE OF CORMS OF GLADIOLUS AND BULBS OF THE  
 GENERA *TULIPA* L AND *NARCISSUS* L

Item (1)	Description of plants and plant products (2)	Conditions subject to which landing is permitted (3)
40.	Corms of gladiolus ( <i>Gladiolus</i> L.).	<p>(1) The consignment shall be free from –</p> <p>(a) Fusarium Yellows and Corm Rot <i>Fusarium oxysporum</i> Schl. f. sp. <i>gladioli</i> (Massey) Snyder and Hansen),</p> <p>(b) Gladiolus Scab and Neck Rot <i>Pseudomonas gladioli</i> Severini), and</p> <p>(c) Gladiolus Rusts (<i>Uromyces</i> spp.).</p> <p>(2) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the corms comprising it originate in a country known to be free from Gladiolus Rusts (<i>Uromyces</i> spp.), or</p> <p>(b) an official statement that the corms comprising it were grown at a place of production at which no symptoms of Gladiolus Rusts (<i>Uromyces</i> spp.) have been observed during at least one official</p>

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41.	Bulbs of the genera <i>Tulipa</i> L. and <i>Narcissus</i> L.	<p>inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>The consignment shall be accompanied by an official statement that the bulbs comprising it were taken from a crop in which no symptoms of Stem Nematode (<i>Ditylenchus dipsaci</i> (Kühn) Filipjev) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p>
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PART IIC

BULBS AND CORMS FOR PLANTING: ADDITIONAL CONDITIONS  
 APPLYING IN THE CASE OF BULBS OF THE GENUS *ALLIUM* L. CORMS  
 OF FREESIA AND CROCUS AND BULBS OF IRIS

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
42.	Bulbs of the genus <i>Allium</i> L.	<p>(1) The consignment shall be free from Stem Nematode (<i>Ditylenchus dipsaci</i> (Kühn) Filipjev).</p> <p>(2) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraph (1) of this item, it shall be free from –</p> <p style="padding-left: 40px;">(a) <i>Allium</i> Leaftip Dieback (<i>Mycosphaerella schoenoprasii</i> (Auersw.) Schroet), and</p>

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43.	Corms of freesia ( <i>Freesia Klatt.</i> ).	<p>(b) Smut (<i>Ustilago allii</i> McAlpine).</p> <p>The consignment shall be free from –</p> <p>(a) Fusarium Yellows and Corm Rot (<i>Fusarium oxysporum</i> Schl. f. sp. <i>gladioli</i> (Massey) Snyder and Hansen), and</p> <p>(b) Gladiolus Scab and Neck Rot (<i>Pseudomonas gladioli Severini</i>).</p>
44.	Corms of crocus ( <i>Crocus</i> and bulbs of iris ( <i>Iris L.</i> ).	<p>The consignment shall be free from Fusarium Yellows and Corm Rot (<i>Fusarium oxysporum</i> Schl. f. sp. <i>gladioli</i> (Massey) Snyder and Hansen).</p>

PART IIIA

POTATO TUBERS: GENERAL CONDITIONS SUBJECT TO WHICH  
LANDING IS PERMITTED

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
45.	Tubers of potato.	<p>(1) The consignment shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with section five or six and section eight of this Ordinance.</p>

	<p>(2) The potatoes comprising the consignment shall have been directly derived from potatoes which were certified as seed potatoes in the British Islands or in one of the countries specified in paragraph (1) of column 3 of item 47 of this Schedule.</p> <p>(3) The consignment shall be free from –</p> <p>(a) The plant pests specified in the First Schedule to this Ordinance,</p> <p>(b) Potato Brown Rot (<i>Pseudomonas solanacearum</i> (E. F. Smith) E. F. Smith),</p> <p>(c) Potato Moth (<i>Phthorimaea operculella</i> (Zeller)),</p> <p>(d) Potato Tuber Nematode (<i>Ditylenchus destructor</i> Thorne), and</p> <p>(e) Tomato Spotted Wilt virus.</p> <p>(4) Where the potatoes comprising it were grown in a Member State, the consignment in addition to complying with the requirements specified in paragraphs (1), (2), (3), (6), (7), (8), and (9), of this item, shall be accompanied by an official statement that the potatoes –</p> <p>(a) were grown in accordance with Community provisions to combat Potato Wart Disease (<i>Synchytrium endobioticum</i> (Schilb.) Perc.) and</p>
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	<p>(b) were grown in a country which is known to be free from Potato Ring Rot (<i>Corynebacterium michiganense</i> pv. <i>sepedonicum</i> (Spieck, and Kotth.). Dye and Kemp).</p> <p>(5) Where the potatoes comprising it were grown in a third country the consignment, in addition to complying with the requirements specified in paragraphs (1), (2), (3), (6), (7), (8) and (9) of this item, shall be accompanied by an official statement that the potatoes were grown –</p> <p>(a) in a country known to be free from Potato Ring Rot (<i>Corynebacterium michiganense</i> pv. <i>sepedonicum</i> (Spieck. and Kotth.) Dye and Kemp) and from races of Potato Wart Disease (<i>Synchytrium endobioticum</i> (Schilb.) Perc.) other than the common European race thereof,</p> <p>(b) at a place of production at which no symptoms of Potato Wart Disease (<i>Synchytrium endobioticum</i> (Schilb.) Perc.) have been observed during the 30 years prior to the date on which the phytosanitary certificate accompanying the consignment was issued, and</p> <p>(c) in a country in which Potato Spindle Tuber viroid is not known to occur.</p> <p>(6) The consignment shall be accompanied by an official statement –</p>
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	<p>(a) that, prior to export to this Island the potatoes comprising it were riddled or brushed or washed under official supervision in an officially approved packing station in such a manner as to remove any Colorado Beetles (<i>Leptinotarsa decemlineata</i> (Say)) and to prevent re-infestation therewith, and</p> <p>(b) that, in the case of potatoes which have been stored prior to export to this Island –</p> <ul style="list-style-type: none"><li>(i) the potatoes were riddled, brushed or washed in the manner described in paragraph (a) of this paragraph before they were stored, or</li><li>(ii) the potatoes have been freed from soil and officially examined to ensure freedom from Colorado Beetle (<i>Leptinotarsa decemlineata</i> (Say)) within the tubers.</li></ul> <p>(7) The consignment shall contain not more than 2% by weight of soil.</p> <p>(8) Where the potatoes comprising the consignment are not packed in new packages the containers in which they are packed shall –</p> <ul style="list-style-type: none"><li>(a) be constructed in such manner and of such materials that they are capable of being effectively cleaned, and</li></ul>
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*Consolidated text*

		<p>(b) have been cleaned in accordance with an officially approved method.</p> <p>(9) The consignment shall have been transported from the packing station to the consignee's premises in containers which have been closed in such a manner as to prevent the entry of plant pests.</p>
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**PART IIIB**

**POTATO TUBERS: ADDITIONAL CONDITIONS APPLYING IN THE CASE OF POTATO TUBERS FOR PLANTING**

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
46.	Tubers of potato for planting.	<p>(1) The potatoes comprising the consignment shall have been grown in, consigned from within, and officially certified as seed potatoes in any of the British Islands or one of the following countries namely –</p> <p style="margin-left: 40px;">Austria Belgium Federal Republic of Germany France Italy Luxembourg Netherlands Republic of Ireland</p>

		<p>Switzerland.</p> <p>(2) The consignment shall be free from Stolbur disease mycoplasma.</p> <p>(3) The consignment shall be accompanied by an official statement –</p> <p>(a) that the potatoes comprising it were grown at a place of production at which no symptoms of Stolbur Disease mycoplasma have been observed on plants of potato and other plants of the family Solanaceae during at least one official inspection carried out since the beginning of the last complete cycle of vegetation, and</p> <p>(b) that, on the basis of official soil sampling carried out not more than two years before the planting of the crop from which the potatoes comprising the consignment were derived but after the date of the harvest of the preceding potato crop, if any, grown on the same land, the land on which the potatoes comprising the consignment were grown is believed to be free from Potato Cyst Nematodes (<i>Globodera rostochiensis</i> (Wollenweber) Behrens and <i>Globodera pallida</i> (Stone) Behrens).</p> <p>(4) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the potatoes comprising it were grown in an area within which during the last complete</p>
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		<p>cycle of vegetation there has been no occurrence of Colorado Beetle (<i>Leptinotarsa decemlineata</i> (Say)) within 25 km of the place of production, or</p> <p>(b) an official statement that the potatoes comprising it were grown at a place of production at which all potato crops have been officially inspected for the presence of Colorado Beetle (<i>Leptinotarsa decemlineata</i> (Say)) at each certification inspection during the growing season and at which official control measures have been applied against that plant pest on each occasion on which it has been found to be present.</p>
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PART IIIC

POTATO TUBERS: ADDITIONAL CONDITIONS APPLYING IN THE CASE  
OF POTATO TUBERS OTHER THAN POTATO TUBERS FOR PLANTING

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
47.	Tubers of potato other than tubers of potato for planting.	<p>(1) The potatoes shall have been grown in and consigned from within any of the British Islands or one of the following countries namely –</p> <p style="text-align: center;">Algeria Austria Belgium</p>

	<p>Cyprus Egypt Federal Republic of Germany France Greece Israel Italy Lebanon Libya Luxembourg Malta Morocco Netherlands Portugal Republic of Ireland Spain Switzerland Tunisia.</p> <p>(2) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the potatoes comprising it were grown in an area within which during the last complete cycle of vegetation there has been no occurrence of Colorado Beetle (<i>Leptinotarsa decemlineata</i> (Say)) within 25 km of the place of production, or</p> <p>(b) an official statement that the potatoes comprising it were grown at a place of production at which all potatoes have been treated under official supervision during the growing season with an insecticide specifically to control Colorado Beetle</p>
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		<i>(Leptinotarsa decemlineata</i> (Say)) so as to prevent contamination of the harvest crop with that plant pest.
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PART IVA

SEEDS: GENERAL CONDITIONS SUBJECT TO WHICH LANDING IS PERMITTED

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
48.	All seeds (except for true seeds of potato which are prohibited under paragraph (d) of section three of this Ordinance).	The consignment shall be free from the plant pests specified in the First Schedule to this Ordinance.

PART IVB

SEEDS: ADDITIONAL CONDITIONS APPLYING IN THE CASE OF SEEDS OF LETTUCE, LUCERNE, PEA AND TOMATO AND THE GENUS *RUBUS* L.

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
49.	Seeds of –	The consignment shall be accompanied by a

*Consolidated text*

	<p>lettuce (<i>Lactuca sativa</i> L.)  lucerne (<i>Medicago sativa</i> L.)  pea (<i>Pisum sativum</i> L.)  species of <i>Rubus</i> L.  tomato (<i>Lycopersicon esculentum</i> Mill. and hybrids and cultivars thereof</p> <p>for sowing.</p>	<p>phytosanitary certificate, (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with section five or six and section eight of this Ordinance.</p>
50.	<p>Seeds of lettuce (<i>Lactuca sativa</i> L.) for sowing.</p>	<p>The consignment shall be accompanied by an official statement that in a representative sample of the seeds comprising it no Lettuce Mosaic virus was found when –</p> <ul style="list-style-type: none"> <li>(i) not less than 3,000 seedlings were grown under officially approved conditions, or</li> <li>(ii) not less than 5,000 seeds were inoculated to suitable indicator plants or were tested by equivalent methods.</li> </ul>
51.	<p>Seeds of lucerne (<i>Medicago sativa</i> L.) for sowing.</p>	<p>(1) The consignment shall be free from –</p> <ul style="list-style-type: none"> <li>(a) Stem Nematode (<i>Ditylenchus dipsaci</i> (Kühn) Filipjev), and</li> <li>(b) Bacterial Wilt of Lucerne (<i>Corynebacterium michiganense</i> pv. <i>insidiosum</i> (McCull.). Dye and Kemp),</li> </ul>

	<p>(c) Verticillium Wilt (<i>Verticillium albo-atrum</i> Reinke and Berth.).</p> <p>(2) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the seeds comprising it were fumigated prior to export for the control of Stem Nematode (<i>Ditylenchus dipsaci</i> (Kühn) Filipjev) in accordance with the following method –</p> <p>Fumigation with methyl bromide gas for between 20 and 30 hours at a concentration such that in any part of the consignment the product of the average concentration in g/m<sup>3</sup> and the exposure time in hours is not less than the value indicated in the following table –</p> <table style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th style="text-align: left;"><i>Temperature</i></th> <th style="text-align: left;"><i>Concentration x Time product (g.h/m<sup>3</sup>)</i></th> </tr> </thead> <tbody> <tr> <td>Not less than 10C or more than 20C</td> <td>1200</td> </tr> <tr> <td>More than 20C but not more than 25C</td> <td>1000</td> </tr> <tr> <td>More than 25C but not more than 30C</td> <td>800, or</td> </tr> </tbody> </table> <p>(b) an official statement that the seeds comprising it were taken from a crop grown at a place of production at which since the beginning of the last complete cycle of vegetation no symptoms of Stem Nematode</p>	<i>Temperature</i>	<i>Concentration x Time product (g.h/m<sup>3</sup>)</i>	Not less than 10C or more than 20C	1200	More than 20C but not more than 25C	1000	More than 25C but not more than 30C	800, or
<i>Temperature</i>	<i>Concentration x Time product (g.h/m<sup>3</sup>)</i>								
Not less than 10C or more than 20C	1200								
More than 20C but not more than 25C	1000								
More than 25C but not more than 30C	800, or								

		<p><i>Ditylenchus dipsaci</i> (Kühn) Filipjev) have been observed and were found to be free from Stem Nematode in laboratory tests on a representative sample of the seed.</p> <p>(3) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the seeds comprising it were taken from a crop which was grown in a country in which Bacterial Wilt of Lucerne (<i>Corynebacterium michiganense</i> pv. <i>insidiosum</i> (McCull.) Dye and Kemp) is not known to occur, or</p> <p>(b) an official statement that the seeds comprising it were taken from a crop which was –</p> <p>(i) grown at a place of production at which and in the immediate vicinity of which Bacterial Wilt of Lucerne (<i>Corynebacterium michiganense</i> pv. <i>insidiosum</i> (McCull.) Dye and Kemp) is not known to have occurred during the 10 years prior to the date on which the phytosanitary certificate accompanying the consignment was issued,</p> <p>(ii) in its first or second cycle of vegetation from sowing when the crop was harvested,</p> <p>(iii) grown at a place of production at</p>
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		<p>which and in the immediate vicinity of which no symptoms of Bacterial Wilt of Lucerne (<i>Corynebacterium michiganense</i> pv. <i>insidiosum</i> (McCull.) Dye and Kemp) have been observed during an inspection made during the last complete cycle of vegetation or, where the crop was in its second complete cycle of vegetation, the last two complete cycles of vegetation, and</p> <p>(iv) grown on land on which no lucerne has been grown during the three years immediately prior to the crop having been sown.</p> <p>(4) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraphs (1), (2) and (3) of this item, the seeds comprising it –</p> <p>(a) shall not have been taken from a crop which was grown in Brazil, Chile, Mexico, the Union of Soviet Socialist Republics or in any other country (other than a Member State, Australia, Austria, Canada, Czechoslovakia, Finland, the German Democratic Republic, Israel, New Zealand, Poland, Romania, the Republic of South Africa, Spain, Sweden or the United States of America) in which Bacterial Wilt of Lucerne (<i>Corynebacterium michiganense</i> pv. <i>insidiosum</i> (McCull.) Dye and Kemp) is known to</p>
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	<p>52. Seeds of pea (<i>Pisum sativum</i> L.) for sowing.</p>	<p>occur, and</p> <p>(b) shall have been taken from a crop which was grown at a place of production at which no symptoms of Verticillium Wilt of Lucerne (<i>Verticillium albo-atrum</i> Reinke and Berth.) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(1) The consignment shall be free from Bacterial Blight of Pea (<i>Pseudomonas syringae</i> pv. <i>pisi</i> (Sackett) Young et al.).</p> <p>(2) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the seeds comprising it were taken from a crop which was grown in a region of production in which Bacterial Blight of Pea (<i>Pseudomonas syringae</i> pv. <i>pisi</i> (Sackett) Young et al) has not been known to occur during the period of 10 years prior to the date on which the phytosanitary certificate accompanying the consignment was issued, or</p> <p>(b) an official statement that the seeds comprising it were grown at a place of production at which no symptoms of Bacterial Blight of Pea (<i>Pseudomonas syringae</i> pv. <i>pisi</i> Sackett) Young et al.) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p>
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<p>53.</p>	<p>Seeds from plants of the genus <i>Rubus</i> L. for sowing.</p>	<p>(1) The consignment shall be free from –</p> <ul style="list-style-type: none"><li>(a) Black Raspberry Latent virus,</li><li>(b) Cherry Leaf Roll virus,</li><li>(c) Prunus Necrotic Ring Spot virus, and</li><li>(d) Tomato Ring Spot virus.</li></ul> <p>(2) The consignment shall be accompanied by –</p> <ul style="list-style-type: none"><li>(a) either an official statement that the seeds comprising it were taken from plants which were grown in a country in which Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus and Tomato Ring Spot virus are not known to occur in plants of the genus <i>Rubus</i> L; or</li><li>(b) an official statement –<ul style="list-style-type: none"><li>(i) that the seeds comprising it were taken from plants which –<ul style="list-style-type: none"><li>— either were certified under a certification scheme requiring them to be directly derived from material which has been maintained under appropriate conditions and subjected to regular official testing for at least Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus</li></ul></li></ul></li></ul>
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<p>54.</p>	<p>Seeds of tomato (<i>Lycopersicon esculentum</i> Mill. and hybrids and cultivars thereof) for sowing.</p>	<p>and Tomato Ring Spot virus and has been found free, in those tests, from those viruses, or</p> <ul style="list-style-type: none"> <li>— were directly derived from material which has been maintained under appropriate conditions and which has been subjected, within the last three complete cycles of vegetation, at least once, to official testing for at least Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus and Tomato Ring Spot virus and has been found free, in those tests, from those viruses,</li> <li>(ii) that no symptoms of Black Raspberry Latent virus, Cherry Leaf Roll virus, Prunus Necrotic Ring Spot virus or Tomato Ring Spot virus have been observed in the plants from which the seeds comprising it were taken or in other plants of the genus <i>Rubus</i> L. at the place of production or in its immediate vicinity during at least one official inspection carried out in each of the last three complete cycles of vegetation.</li> </ul> <p>(1) The consignment shall be free from –</p> <ul style="list-style-type: none"> <li>(a) Bacterial Canker of Tomato (<i>Corynebacterium michiganense</i> pv. <i>michiganense</i></li> </ul>
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		<p>(E. F. Smith) Jensen), and</p> <p>(b) Tomato Bacterial Spot (<i>Xanthomonas campestris</i> pv. <i>vesicatoria</i> (Doidge) Dye).</p> <p>(2) The consignment shall be accompanied by –</p> <p>(a) either an official statement that the seeds comprising it were taken from plants which were grown in a region in which Tomato Bunchy Top viroid (syn. Potato Spindle Tuber viroid) is not known to occur, or</p> <p>(b) an official statement that the seeds comprising it were taken from plants which were grown at a place of production at which no symptoms of Tomato Bunchy Top viroid (syn. Potato Spindle Tuber viroid) have been observed in any plants during at least one official inspection carried out since the beginning of the last complete cycle of vegetation, and</p> <p>(c) an official statement that the seeds comprising it were extracted by an acid extraction method.</p> <p>(3) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraphs (1) and (2) of this item, it shall be accompanied by –</p> <p>(a) an official statement that the seeds comprising it were taken from plants which</p>
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	<p>were grown either –</p> <ul style="list-style-type: none"><li>(i) in a region in which Bacterial Canker of Tomato (<i>Corynebacterium michiganense</i> pv. <i>michiganense</i> (E. F. Smith) Jensen) is not known to occur, or</li><li>(ii) at a place of production at which no symptoms of Bacterial Canker of Tomato (<i>Corynebacterium michiganense</i> pv. <i>michiganense</i> (E. F. Smith) Jensen) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation, and</li></ul> <p>(b) an official statement that the seeds comprising it were taken from plants which were grown either –</p> <ul style="list-style-type: none"><li>(i) in a region in which Tomato Bacterial Spot (<i>Xanthomonas campestris</i> pv. <i>vesicatoria</i> (Doidge) Dye) is not known to occur, or</li><li>(ii) at a place of production at which no symptoms of Tomato Bacterial Spot (<i>Xanthomonas campestris</i> pv. <i>vesicatoria</i> (Doidge) Dye) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</li></ul>
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PART IVC

SEEDS: ADDITIONAL CONDITIONS APPLYING IN THE CASE OF SEEDS OF THE FAMILIES CRUCIFERAE AND GRAMINEAE AND OF THE GENUS

*Trifolium*

Item (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
55.	Seeds from plants of the families Cruciferae and Gramineae and of the genus <i>Trifolium</i> for sowing.	<p>Where the consignment has been directly consigned to this Island from within a third country and the seeds comprising it were grown in Argentina, Australia or New Zealand it shall –</p> <p>(a) be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with sections six and eight of this Ordinance.</p> <p>(b) be free from the Stem Weevil (<i>Hyperodes bonariensis</i> Kuschel).</p>

PART IVD

SEEDS: ADDITIONAL CONDITIONS APPLYING IN THE CASE OF SEEDS OF ONION, LEEK AND CHIVE

*Consolidated text*

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
56.	<p>Seeds of –</p> <p style="padding-left: 40px;">onion (<i>Allium cepa</i> L.)</p> <p style="padding-left: 40px;">leek (<i>Allium ampelo-prasum</i> var. <i>porrum</i> (L.) Gay)</p> <p style="padding-left: 40px;">chive (<i>Allium schoenoprasum</i> L.)</p> <p>for sowing.</p>	<p>The consignment shall be free from Stem Nematode (<i>Ditylenchus dipsaci</i> (Kühn) Filipjev).</p>

PART VA

RAW FRUIT: GENERAL CONDITIONS SUBJECT TO WHICH LANDING IS PERMITTED

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
57.	All raw fruit.	<p>(1) The consignment shall be free from the plant pests specified in the First Schedule to this Ordinance other than San José Scale (<i>Comstockaspis perniciosus</i> (Comstock) syn. <i>Quadrastpidiotus perniciosus</i> (Comstock)).</p> <p>(2) The consignment shall be substantially free from young and active stages of San José Scale (<i>Comstockaspis perniciosus</i> (Comstock) syn.</p>

*Consolidated text*

		<p><i>Quadraspidiotus perniciosus</i> (Comstock)) during the period 16 September to 30 April (both dates inclusive) and free from that plant pest during the period 1 May to 15 September (both dates inclusive).</p>
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**PART VB**

**RAW FRUIT: ADDITIONAL CONDITIONS APPLYING IN THE CASE OF RAW FRUIT OF THE GENERA *Citrus*, *Cydonia*, *Malus*, *Prunus* AND *Pyrus***

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
58.	<p>Raw fruit from plants of the genera –</p> <p style="text-align: center;"><i>Cydonia</i> Mill. <i>Malus</i> Mill. <i>Prunus</i> L. <i>Pyrus</i> L. <i>Citrus</i> L. other than lemons (<i>Citrus limon</i> (L.) Burm.) and citron (<i>Citrus medica</i> L.).</p>	<p>The consignment shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with section five or six and section eight of this Ordinance.</p>
59.	<p>Raw fruit from plants of the genera –</p> <p style="text-align: center;"><i>Cydonia</i> Mill. <i>Malus</i> Mill. <i>Prunus</i> L. <i>Pyrus</i> L.</p>	<p>(1) The consignment shall be free from Peach Twig Borer (<i>Anarsia lineatella</i> Zeller).</p> <p>(2) Where the consignment has been directly consigned to this Island from within a third country and the fruit comprising it was grown in</p>

		<p>North America, Egypt or Japan, in addition to complying with the requirements of paragraphs (1) and (4) of this item, the consignment shall be accompanied by an official statement that the fruit has been officially examined and found to be free from Fruit Brown Rot (<i>Monilinia fructicola</i> (Wint.) Honey).</p> <p>(3) Where the consignment has been directly consigned to this Island from within a third country and the fruit comprising it was grown in Central America, South America, Australia or New Zealand, in addition to complying with the requirements of paragraphs (1) and (4) of this item, the consignment shall be accompanied by –</p> <p>(a) either an official statement that the fruit originates in an area known to be free from Fruit Brown Rot (<i>Monilinia fructicola</i> (Wint.) Honey), or</p> <p>(b) an official statement that no symptoms of Fruit Brown Rot (<i>Monilinia fructicola</i> (Wint.) Honey) have been observed on plants at the place of production or on the fruit during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(4) Where the consignment has been directly consigned to this Island from within a third country the fruit comprising it, in addition to complying with the requirements specified in paragraph (1) and paragraph (2) or (3) of this item shall be free from –</p>
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Consolidated text

<p>60.</p>	<p>Raw fruit of cherry –</p> <p style="text-align: center;"><i>Prunus avium</i> L., <i>Prunus cerasus</i> L.,</p> <p>and hybrids and cultivars thereof.</p>	<p>(a) Oriental Peach Moth (<i>Carposina niponensis</i> Walsingham syn. <i>Carposina sasakii</i> Matsumura),</p> <p>(b) Asian Fruit Moth (<i>Grapholita inopinata</i> Heinrich syn. <i>Cydia inopinata</i> (Heinrich)),</p> <p>(c) Lesser Apple Worm (<i>Enarmonia prunivora</i> (Walsh)),</p> <p>(d) Cherry Fruit Worm (<i>Enarmonia packardi</i> Zeller),</p> <p>(e) Apple Curculio (<i>Tachypterellus quadrigibbus</i> (Say)),</p> <p>(f) Western Cherry Fruit Fly (<i>Rhagoletis indifferens</i> Curran),</p> <p>(g) Queensland Fruit Fly (<i>Dacus tryoni</i> Froggatt),</p> <p>(h) Japanese Cherry Fruit Fly (<i>Rhacochlaena japonica</i> Ito), and</p> <p>(i) Asian Pear Bud Borer (<i>Nephopteryx pivorella</i> (Matsumura)).</p> <p>The consignment shall be free from the European Cherry Fruit Fly (<i>Rhagoletis cerasi</i> (L.)).</p>
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61.	Raw fruit of apple ( <i>Malus pumila</i> Mill. and cultivars thereof).	<p>Where the consignment has been directly consigned to this Island from within a third country it shall be free from –</p> <p style="margin-left: 40px;">(a) Apple Fruit Canker (<i>Guignardia piricola</i> (Nose) Yamamoto), and</p> <p style="margin-left: 40px;">(b) Alternaria Blotch (<i>Alternaria mali</i> Roberts).</p>
62.	Raw fruit of pear ( <i>Pyrus communis</i> L. and cultivars thereof).	<p>Where the consignment has been directly consigned to this Island from within a third country it shall be free from –</p> <p style="margin-left: 40px;">(a) Pear Black Spot (<i>Alternaria kikuchiana</i> Tanaka), and</p> <p style="margin-left: 40px;">(b) Pear Scab (<i>Venturia nashicola</i> Tanaka and Yamamoto).</p>

PART VC

RAW FRUIT: ADDITIONAL CONDITIONS APPLYING IN THE CASE OF  
RAW FRUIT OF THE GENERA *Fragaria*, *Ribes*, *Rubus*, *Vaccinium* AND *Vitis*

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
63.	Raw fruit from plants of the genera –	Where the consignment has been directly consigned to this Island from within a third

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	<p style="text-align: center;"><i>Fragaria</i> L. <i>Ribes</i> L. <i>Rubus</i> L. <i>Vaccinium</i> L. <i>Vitis</i> L.</p>	<p>country it shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with sections six and eight of this Ordinance.</p>
64.	Raw fruit of strawberry (species, hybrids and cultivars of <i>Fragaria</i> L.).	Where the consignment has been directly consigned to this Island from within a third country it shall be free from plant debris, leaves and leaf pieces.
65.	Raw fruit of grape vine (species, hybrids and cultivars of <i>Vitis</i> L.).	Where the consignment has been directly consigned to this Island from within a third country it shall be free from Vine Black Rot ( <i>Guignardia bidwellii</i> (Ellis) Viala and Ravaz) and free from plant debris, leaves and leaf pieces.
66.	Raw fruit from plants of the genera –  <i>Ribes</i> L. <i>Rubus</i> L.	Where the consignment has been directly consigned to this Island from within a third country it shall be free from –  (a) North American Currant Fruit Flies ( <i>Epochra canadensis</i> (Loew) and <i>Rhagoletis ribicola</i> Doane), and  (b) plant debris, leaves and leaf pieces.
67.	Raw fruit from plants of the genus <i>Vaccinium</i> L.	Where the consignment has been directly consigned to this Island from within a third country it shall be free from –  (a) Blueberry Maggot ( <i>Rhagoletis mendax</i> Curran), and

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	(b) plant debris, leaves and leaf pieces.
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PART VIA  
RAW VEGETABLES: GENERAL CONDITIONS SUBJECT TO WHICH  
LANDING IS PERMITTED

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
68.	All raw vegetables.	The consignment shall be free from the plant pests specified in the First Schedule to this Ordinance.

PART VIB  
RAW VEGETABLES: ADDITIONAL CONDITIONS APPLYING IN  
PARTICULAR CASES

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
69.	Raw vegetables from plants of the genera –  <i>Beta</i> L. <i>Brassica</i> L. <i>Cichorium</i> L.	(1) The consignment shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with sections five or six and section eight of this Ordinance.

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<p><i>Daucus</i> L. <i>Lactuca</i> L. with foliage.</p>	<p>(2) During the period 1 April to 14 October (both dates inclusive) the consignment shall be accompanied by either –</p> <p>(a) an official statement that the vegetables comprising it were grown under permanent structures of glass or plastic, or</p> <p>(b) an official statement that the vegetables comprising it were grown in an area within which during the last complete cycle of vegetation there has been no occurrence of Colorado Beetle (<i>Leptinotarsa decemlineata</i> (Say)) within 25 km of the place of production, or</p> <p>(c) an official statement that the vegetables comprising it were grown in an area in which all potato crops are treated with an insecticide specifically to control Colorado Beetle (<i>Leptinotarsa decemlineata</i> (Say)) and that any potato or tomato crop grown on the same land as the vegetables during the 12 months prior to the date on which the phytosanitary certificate accompanying the consignment was issued were treated under official supervision to prevent the contamination of the soil with Colorado Beetle (<i>Leptinotarsa decemlineata</i> (Say)).</p> <p>(3) The consignment shall have been cleaned under official supervision in such a way as to remove all Colorado Beetles (<i>Leptinotarsa decemlineata</i> (Say)), to remove un-needed foliage and</p>
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		<p>to minimise contamination with soil and debris.</p> <p>(4) Where the vegetables comprising the consignment are not packed in new packages the containers in which they are packed shall –</p> <p>(a) be constructed in such manner and of such materials that they are capable of being effectively cleaned, and</p> <p>(b) have been cleaned in accordance with an officially approved method.</p> <p>(5) The consignment shall have been transported from the packing station to the consignee's premises in containers which have been closed in such a manner as to prevent the entry of plant pests.</p>
70.	<p>Raw vegetables not intended for planting except –</p> <p>asparagus (<i>Asparagus officinalis</i> L.);</p> <p>aubergine (<i>Solanum melongena</i> L.);</p> <p>beans (<i>Vicia faba</i> L. and <i>Phaseolus</i> L.) other than in pod;</p> <p>capsicum, chilli, paprika, peppers and pimento (<i>Capsicum</i> L.);</p> <p>globe artichoke (<i>Cynara scolymus</i> L.);</p> <p>mushroom (<i>Agaricus bis-</i></p>	<p>(1) The consignment shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with sections five or six and section ten of this Ordinance.</p> <p>(2) Where the consignment has been directly consigned to this Island from within a third country the vegetables comprising it shall –</p> <p>(a) have been washed to remove any soil from roots, and</p> <p>(b) be free from beetle pests (Coleoptera).</p>

*Consolidated text*

	<p><i>porus</i> (J. Lange) Imbach) and other edible fungi; peas (<i>Pisum sativum</i> L.) other than in pod; and raw vegetables of the family Cucurbitaceae and grown in a European country (other than a Member State), the Republic of South Africa, the Americas, Australia, New Zealand, the Union of Soviet Socialist Republics, the People's Republic of China, Japan, Korea (North), South Korea, Taiwan, Hong Kong or Macao.</p>	
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PART VIIA

CUT FLOWERS AND PARTS OF PLANTS USED FOR DECORATION:  
GENERAL CONDITIONS SUBJECT TO WHICH LANDING IS PERMITTED

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
71.	All cut flowers and parts of plants used for decoration.	(1) The consignment shall be free from the plant pests specified in the First Schedule to this Ordinance other than Carnation Tortricids ( <i>Cacoecimorpha pronubana</i> (Hübner) and <i>Epichoristodes acerbella</i> (Walker)).

*Consolidated text*

		<p>(2) The consignment shall be substantially free from Carnation Tortricids (<i>Cacoecimorpha pronubana</i> (Hübner) and <i>Epichoristodes acerbella</i> (Walker)) during the period 16 October to 30 April (both dates inclusive) and free from those plant pests during the period 1 May to 15 October (both dates inclusive).</p>
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PART VIIB

CUT FLOWERS AND PARTS OF PLANTS USED FOR DECORATION:  
 ADDITIONAL CONDITIONS APPLYING IN THE CASE OF CUT FLOWERS  
 AND PARTS OF PLANTS USED FOR DECORATION OF THE GENERA  
*Castanea, Dendranthema, Dianthus, Gladiolus, Prunus, Quercus, Rosa, Salix,*  
*Syringa AND Vitis*

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
72.	Cut flowers and parts of plants used for decoration of the genera –  <i>Castanea</i> Mill. <i>Dendranthema</i> (DC.) Desmoul. (florists' chrysanthemum). <i>Dianthus</i> L. <i>Gladiolus</i> L. <i>Prunus</i> L.	The consignment shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with section five or six and section eight of this Ordinance.

Consolidated text

	<p><i>Quercus</i> L.  <i>Rosa</i> L.  <i>Salix</i> L.  <i>Syringa</i> L.  <i>Vitis</i> L.</p> <p>73. Cut flowers of florists' chrysanthemum (species, hybrids and cultivars of <i>Dendranthema</i> (DC.) Desmoul.).</p>	<p>(1) The consignment shall be free from –</p> <p>(a) Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.),</p> <p>(b) Chrysanthemum Midge (<i>Rhopalomyia chrysanthemi</i> (Ahlberg) syn. <i>Diarthronomyia chrysanthemi</i> (Ahlberg)), and</p> <p>(c) Chrysanthemum Ray Blight (<i>Didymella chrysanthemi</i> (Tassi) Garibaldi and Gullino).</p> <p>(2) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraph (1) of this item, it shall be accompanied by –</p> <p>(a) either an official statement that the crop from which the flowers were taken was grown in a country in which Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) is not known to occur, or</p> <p>(b) an official statement that the crop from which the flowers were taken was officially inspected and found to be free from Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.).</p>
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		<p>[(3) Where the consignment is of cut flowers originating in the Netherlands –</p> <p>(a) the crop from which the flowers were taken shall have been produced in nurseries which meet the following requirements –</p> <p>(i) the nurseries shall have been officially approved for producing plants upon official statement</p> <p>—that no symptoms of chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) have been observed on plants grown or stored there, in at least two official inspections, the first carried out following the application for approval and the second carried out one month after the first, and</p> <p>—that any earlier approval has not ceased within two months prior to the application for approval, and</p> <p>(ii) no symptoms of Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) have been observed on plants grown or stored in the nurseries in official inspections carried out at least every two weeks after the approval, and</p> <p>(iii) the nurseries have not automatically</p>
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		<p>ceased to be officially approved by virtue of paragraph 2 of Article 1 of Commission Decision 84/58/EEC;</p> <p>(b) the plants shall since their production have been continuously kept separate from plants of chrysanthemum produced in nurseries other than those complying with the requirements of sub-paragraph (a) of this paragraph in such a way as to avoid any risk of contamination with Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) through such material,</p> <p>(c) the plants shall have undergone, within the last three weeks prior to the packing specified in sub-paragraph (d) of this paragraph a fungicidal treatment satisfactory to the Plant Protection Service of the Netherlands and to the Inspector to control Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.),</p> <p>(d) the flowers shall have been packed, on arrival at the first place of public sale at the latest, in boxes each of which was marked with a sign indicating that no symptoms of Chrysanthemum White Rust (<i>Puccinia horiana</i> P. Henn.) were found, in appropriate examination carried out by qualified persons, on the flowers packed in the box,</p> <p>(e) the examination provided for in Article 6</p>
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	<p>of Council Directive 77/93/EEC shall have been made on samples of at least 10 bunches per lot, taken from different boxes; for lots exceeding 25 boxes, the number of bunches to be examined shall have been increased by 1 for every 5 additional boxes, up to a maximum number of 20 bunches per lot; for the purposes of this paragraph, "lot" means a consignment consisting of a single variety of chrysanthemums produced by a single grower,</p> <p>(f) the examination referred to in subparagraph (e) of this paragraph shall also have been carried out for the purpose of ascertaining whether the conditions in subparagraphs (a) to (d) of this paragraph were complied with,</p> <p>(g) each of the boxes or other packing units into which the flowers were packed for export shall have been marked with the number of the phytosanitary certificate or another mark or marks enabling an authorised officer of the Plant Protection Service of the Netherlands and the Inspector to identify the nursery or nurseries in which the plants whose flowers are packed in the box or packing unit were produced, and</p> <p>(h) the phytosanitary certificate shall state under "Additional Declaration": "The consignment meets the requirements laid down in Commission Decision 84/58/EEC".]</p>
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74.	Cut flowers of gladiolus ( <i>Gladiolus</i> L.).	<p>(1) The consignment shall be free from Gladiolus Rusts (<i>Uromyces</i> spp.).</p> <p>(2) Where the consignment has been directly consigned to this Island from within a Member State, in addition to complying with the requirements specified in paragraph (1) of this item, it shall be accompanied by –</p> <p>(a) either an official statement that the plants comprising it were grown in a country which is known to be free from Gladiolus Rusts (<i>Uromyces</i> spp.), or</p> <p>(b) an official statement that the plants comprising it were grown at a place of production at which no symptoms of Gladiolus Rusts (<i>Uromyces</i> spp.) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p> <p>(3) Where the consignment has been directly consigned to this Island from within a third country, in addition to complying with the requirements specified in paragraph (1) of this item, it shall –</p> <p>(a) either be accompanied by an official statement that the plants comprising it were grown in a country which is known to be free from Gladiolus Rusts (<i>Uromyces</i> spp.), or</p>
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*Consolidated text*

		<p>(b) be landed in this Island during the period 1 November to 31 May (both dates inclusive) and be accompanied by an official statement that the plants comprising it were grown at a place of production at which no symptoms of Gladiolus Rusts (<i>Uromyces</i> spp.) have been observed during at least one official inspection carried out since the beginning of the last complete cycle of vegetation.</p>
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PART VIIC

CUT FLOWERS AND PARTS OF PLANTS USED FOR DECORATION:  
ADDITIONAL CONDITIONS APPLYING IN THE CASE OF CUT FLOWERS  
OF THE GENUS *Protea*

<i>Item</i> (1)	<i>Description of plants and plant products</i> (2)	<i>Conditions subject to which landing is permitted</i> (3)
75.	Cut flowers of the genus <i>Protea</i> L.	Where the consignment has been directly consigned to this Island from within a third country and the plants comprising it were grown in the Republic of South Africa it shall be accompanied by a phytosanitary certificate (Fourth Schedule) and, as appropriate, one or more re-forwarding phytosanitary certificates (Fifth Schedule) in accordance with sections six and eight of this Ordinance.

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**NOTES**

*In the Second Schedule,*

*in column (3) of Part IA the words in square brackets after condition (6) of Item 1 were inserted by the Import and Export (Plant Health) (Amendment) Ordinance, 1987, section 1(b), with effect from 21st April, 1987;*

*in column (3) of Part IB the words in square brackets after condition (6) of Item 11 were inserted by the Import and Export (Plant Health) (Amendment) Ordinance, 1984, section 1(2), with effect from 26th September, 1984;*

*in column (3) of Part VIIB the words in square brackets after condition (2) of Item 73 were inserted by the Import and Export (Plant Health) (Amendment) Ordinance, 1984, section 1(3), with effect from 26th September, 1984.*

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THIRD SCHEDULE

Section seven

PLANTS, PLANT PRODUCTS AND SOIL TO BE ACCOMPANIED BY A  
PHYTOSANITARY CERTIFICATE OR A RE-FORWARDING  
PHYTOSANITARY CERTIFICATE WHEN EXPORTED TO A MEMBER  
STATE

<i>Item</i> (1)	<i>Description of plants, plant products and soil</i> (2)
1.	Plants planted or intended for planting other than seeds and aquarium plants.
2.	Seeds of lucerne ( <i>Medicago sativa</i> L.), peas ( <i>Pisum sativum</i> L.), tomato ( <i>Lycopersicon esculentum</i> Mill. and hybrids and cultivars thereof) and of the genus <i>Rubus</i> L.
3.	Cut flowers and other parts of plants intended to be used for decoration derived from plants of the genera –  <i>Castanea</i> Mill. <i>Dendranthema</i> (DC.) Desmoul. (florists' chrysanthemum) <i>Dianthus</i> L. <i>Gladiolus</i> L. <i>Prunus</i> L. <i>Quercus</i> L. <i>Rosa</i> L.

Consolidated text

	<p><i>Salix</i> L. <i>Syringa</i> L. <i>Vitis</i> L.</p>
4.	<p>Raw fruit from plants of the genera –</p> <p><i>Citrus</i> L., other than lemons (<i>Citrus limon</i> (L.) Burm.) and citron (<i>Citrus medica</i> L.)</p> <p><i>Cydonia</i> Mill. <i>Malus</i> Mill. <i>Prunus</i> L. <i>Pyrus</i> L.</p>
5.	<p>Tubers of potato.</p>
6.	<p>Soil which contains parts of plants or humus, other than peat.</p>

FOURTH SCHEDULE

Sections one, five,  
six, seven and eight

FORM OF PHYTOSANITARY CERTIFICATE

Phytosanitary Certificate

PLANT PROTECTION SERVICE

of ..... No. ....

This is to certify that the plants, parts of plants or plant products described below or representative samples of them were thoroughly examined on (date) ..... by (name) ..... an authorised officer of the (service) ..... and were found to the best of his knowledge to be substantially free from injurious diseases and pests; and that the consignment is believed to conform with the current phytosanitary regulations of the importing country both as stated in the additional declaration hereon and otherwise.

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Fumigation or disinfection treatment (if any)

Date ..... Treatment .....

Duration of Exposure ..... Chemical and Concentration .....

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Additional Declaration

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..... 19 .....

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(Signature)

.....

(Rank)

(Stamp of the Service)

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Description of the Consignment

Name and address of exporter: .....

Name and address of consignee: .....

Number and description of packages: .....

Distinguishing marks: .....

Origin (Grown at)\*: .....

Means of conveyance: .....

Point of entry: .....

Quantity and name of produce: .....

Botanical name: .....

\* State precise location.

NOTE:

The certificate shall be completed in typescript or in block capitals.

FIFTH SCHEDULE

Sections one, five, six,  
seven and eight

FORM OF RE-FORWARDING PHYTOSANITARY CERTIFICATE

No. ....

Re-forwarding Phytosanitary Certificate

PLANT PROTECTION SERVICE

of ..... (country of re-export)

To: Plant Protection Service(s)

of ..... (country (countries) of destination)

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DESCRIPTION OF THE CONSIGNMENT

Name and address of exporter: .....

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: .....

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This is to certify that the plants or plant products described above were imported into ..... (country of re-export) from ..... (country 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 containers  new containers ;  
that (\* ) based on the original phytosanitary certificate  and additional inspection  they are considered to conform with the current plant health regulations of the importing country and that during storage in ..... (country of re-export) this consignment has not been subjected to the risk of infestation or infection.

(\* ) Tick appropriate box

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DISINFESTATION AND/OR DISINFECTION TREATMENT

Date: ..... Treatment: .....

Chemical (active ingredient): .....

Duration and temperature: .....

Concentration: .....

Additional information: .....

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Additional declaration:

Place of issue ..... Name of Authorised Officer: .....

Date: .....

.....

(Signature)

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(Rank)

(Stamp of the Service)

NOTE:

The certificate shall be completed in typescript or block capitals

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