

THE PLANTS (QUARANTINE) ACT

REGULATIONS
(under section 3)THE PLANTS (QUARANTINE) (CITRUS GREENING DISEASE (HUANGLONGBING)
ORDER, 2010*(Made by the Minister on the 19th day of January, 2010)*

L.N. 4/2010

1. This Order may be cited as the Plants (Quarantine) (Citrus Greening Disease) (Huanglongbing) Order, 2010.

2. The Citrus Greening Disease (huanglongbing), hereinafter referred to as "huanglongbing", is hereby declared to be a notifiable plant pest with which the following parishes of Jamaica are infected—

- (a) St. Catherine;
- (b) St. Ann;
- (c) St. Mary; and
- (d) Clarendon.

3. No person shall, unless the Chief Plant Quarantine Officer has given him written permission to do so, remove or dispatch from, or move into, any area of Jamaica any citrus—

- (a) plant;
- (b) seedling;
- (c) cutting;
- (d) plant product;
- (e) plant related material; or
- (f) plant related article.

4. No person who operates a citrus nursery shall move or sell any citrus cutting or citrus plant outside of the parish wherein that citrus nursery is located, unless the Chief Plant Quarantine Officer has given that person written permission to do so.

5.—(1) A person who has charge or management of land on which that person knows or suspects huanglongbing is present shall, in addition to complying with the provisions of section 7 of the Act, report the same information required by section 7 of the Act to—

- (a) the Parish Agricultural Manager of the Rural Agricultural Development Authority (RADA) for the parish in which the land is situated; or
- (b) the Principal Research Director of the Bodles Agricultural Research Station, situated in Old Harbour in the parish of St. Catherine.

(2) A person to whom the requirement of sub-paragraph (1) applies, shall not, unless he has obtained the written permission of the Chief Plant Quarantine Officer to do so, remove from the affected land any citrus—

- (a) plant;
- (b) seedling;
- (c) cutting;
- (d) plant product;
- (e) plant related material; or
- (f) plant related article.

6.—(1) The Chief Plant Quarantine Officer may demand from a person who purports to comply with section 7 of the Act, such additional information as he deems necessary to supplement the information furnished to him in compliance with the section.

(2) The Chief Plant Quarantine Officer shall make any demand under subparagraph (1) by notice in writing to the person required to furnish the additional information, and the notice shall specify the period within which the additional information is to be furnished.

7.—(1) The Chief Plant Quarantine Officer, or any person he so authorizes in writing, may, for the purpose specified in sub-paragraph (2), and with such persons as may be required to assist, enter any land on which huanglongbing is known or suspected to be present, whether or not section 7 of the Act has been complied with in relation to that land.

(2) Upon entering land in accordance with sub-paragraph (1), the Chief Plant Quarantine Officer, or the person he has so authorized, and any accompanying assistants, may in their absolute discretion and in the interest of controlling the spread of huanglongbing, destroy, remove, uproot, dispose of, prune or treat any item specified in paragraph 5(2).

(3) If any such item was not infected, that fact alone shall not render unlawful the taking of any action in relation thereto, including any action authorized by subparagraph (2).

(4) Before acting in accordance with sub-paragraph (1) in relation to any land, the Chief Plant Quarantine Officer or any person he so authorizes, shall ensure that reasonable notice is given to the person who has charge or management of that land.