

GOVERNMENT OF THE REPUBLIC OF LITHUANIA

RESOLUTION No. 384

On the Approval of Quarantine Regulations for the Production, Transportation, Conservation, Sale and Utilisation of Plants and Plant Products on the Territory of the Republic of Lithuania

Vilnius, 25 March 1996

Enacting the Law on Plant Protection of the Republic of Lithuania (Records, 1995, No. 90-2013), the Government of the Republic of Lithuania r e s o l v e s:

To approve the quarantine regulations for the production, transportation, preservation, sale and utilisation of plants and plant products on the territory of the Republic of Lithuania (attached).

Prime Minister Mindaugas Stankevičius
Minister of Agriculture Vytautas Einoris

APPROVED

by Resolution No. 384 of 25 March 1996 of the Government of the Republic of Lithuania

Quarantine Regulations for the Production, Transportation, Preservation, Sale and Utilisation of Plants and Plant Products on the Territory of the Republic of Lithuania

General Provisions

1. The said regulations regulate the procedure of assessment, localisation and liquidation of the nidi of harmful organisms in the soil and crop areas as well as on plans and plant products which are transported or kept for preservation and utilisation.

2. Every legal and natural person who is engaged in growing, reproduction, transportation and realisation of plants on the territory of the Republic of Lithuania as well as engaged in production, transportation, preservation, realisation, and utilisation of plant products must abide by the said regulations.

3. The State Plant Quarantine Inspectorate and its structures shall control and ensure the observance of the said regulations and enforcement of quarantine measures.

4. The terms used in the said regulations shall be as follows:

4.1. plants - live plants and parts of plants (shoots, branches, seeds, sprouts, bulbs, tubers, corms, rhizomes, and cut flowers);

4.2. plant products - variously processed vegetables and their parts;

4.3. phytosanitary certificate - is a document confirming the condition of exported and imported plants and plant products. The form shall be typewritten in Lithuanian, English, German or Russian, sealed and signed by a relevant quarantine officer (with a specific reference to his/her duties, first and second

name). The certificate must not contain mistakes and amendments. It shall contain the botanic names of plants in Latin as well as the four digital codes of the goods according to the Combined Goods Nomenclature of the EEC. In the event of the export and import of plants and plant products specified in the list approved by Resolution No. 599 "On the Approval of Plant Quarantine Regulations for Import and Export of Goods of Plant Origin to and from the Republic of Lithuania and their Transit across the Territory of the Republic of Lithuania" adopted on 3 September 1993, the original of the phytosanitary certificate shall be submitted to the customs. The phytosanitary certificate shall be valid for a period of 14 days after the date of its issue;

4.4. Harmful organisms - plant diseases and pests (viruses, bacteria, fungi, nematodes, insects and ticks in diverse phases and other organisms), weeds and their seeds which may cause considerable damage to plants and plant products;

4.5. laboratory expertise - a laboratory test of samples of plants and plant products taken for the establishment of harmful organisms.

Control of plants and plant products

5. The state of the expansion of the harmful organisms across the whole territory of the Republic of Lithuania is assessed every third year by way of sample control and monitoring.

6. Quarantine examination of plants and plant products shall be carried out by inspectors of State Plant Quarantine Service within three days after they without paying charges take samples according to the norms approved by the Ministry of Agriculture.

7. The Laboratory of the State Plant Quarantine Inspectorate carries out expertise and identification of harmful organisms. Final conclusions and proposals are submitted within 2 - 3 days, while final conclusions and proposals concerning plants selected for propagation, plants with short living cycle and their parts (seedlings, sprouts, twigs, shoots, root-stock) and flowers are carried out within one day. Complicated and extensive analysis may be carried out within one month.

8. All planting material imported to the Republic of Lithuania shall be planted in the area examined and prepared in advance by the employees of the State Plant Quarantine Service and inspected during the vegetation period, and the assessment shall be carried out concerning the infection caused by pests, diseases and weeds specified in lists A1 and A2:

A1 - a list of harmful organisms which are not yet spread or not registered at all in the Republic of Lithuania;

A2 - a list of harmful organisms which are scarcely spread in the Republic of Lithuania.

The aforementioned lists are approved every 5 years by the Ministry of Agriculture upon the recommendation of the State Plant Quarantine Inspectorate.

9. Containers of plant origin designed for import or export of goods shall be free from infection by harmful organisms .

10. It is prohibited to use straw, hay, and grass as packaging for importable or exportable goods.

11. Imported plants or plants products infected by harmful organisms, which cannot be rendered harmless or eliminated, are returned to the country of origin or destroyed upon the decision of State Plant Quarantine Inspectorate. The area used for the destruction of the infected plants and plant products is designated by District Governors. Incineration or any other type of destruction of the

infected plants or plant products shall be carried out in compliance with the environmental requirements.

12. An owner of the container covers all expenses pertinent to return or destruction of the imported infected plants and plant products.

13. When plants (plant products) grown (produced) outside the Republic of Lithuania are exported, the original of the phytosanitary certificate for reexport purposes issued by the State Plant Quarantine Inspectorate shall be accompanied by the copy of the phytosanitary certificate issued by the institution of that country wherein the said plants (plant products) were grown (produced).

14. Seeds and seedlings infected by the harmful organisms specified in lists A1 and A2 are prohibited from realizing, sowing and planting in the Republic of Lithuania.

15. It is prohibited to import, sow and plant seeds and seedlings and to use the soil, compost and other organic fertilizers and tree bark imported therewith from those countries and regions which are identified by the State Plant Quarantine Inspectorate as areas wherein harmful organisms specified in Lists A1 and A2 are spread.

Announcement and Abrogation of Quarantine

16. After the State Plant Quarantine Inspectorate identifies the nidi of harmful organisms, District Governor announces the state of quarantine in the respective territory upon the recommendation of the aforementioned Inspectorate.

17. After a decision is adopted on the announcement of quarantine, the State Plant Quarantine Inspectorate in writing announces to land users about the restrictions enforced under quarantine, constantly monitors and controls how legal and natural persons follow restrictions and apply measures recommended.

18. Seeds and seedlings are prohibited from spreading and using for sowing and planting purposes from areas where the quarantine is announced.

19. Quarantine is abrogated after quarantine measures are carried out and after the nidi of phytopathogenic pests, diseases and weeds are liquidated. District Governor abrogates the quarantine upon the recommendation of State Plant Quarantine Inspectorate. Expenses related with the announcement and abrogation of quarantine are covered by a land owner or user.

Responsibility

20. Persons who broke the requirements outlined of the present regulations shall be legally liable according to the procedure established by law.