

Plant and Animal Quarantine Regulations

ART IX - Export Requirements

47. Examination of exports - Plants and plant material

(a) An Inspector may issue phytosanitary certificates based on the results of inspections of plants and plant material performed at the request of exporters to assist them in meeting the quarantine entry requirements of the importing country.

(b) Such phytosanitary certificates may be issued only for plants or plant material produced in the Federated States of Micronesia.

(c) Issuance of a phytosanitary certificate by an Inspector shall not release the importer or exporter from compliance with any quarantine import regulations of the country to which the plants or plant material are consigned.

(d) Phytosanitary certificates issued by Inspectors shall be substantially based on the Model adopted by the International Plant Protection Convention of 1951, as amended from time to time.

(e) An Inspector may withhold or detain any plants or plant material being exported until such time as he is satisfied that they meet with any and all terms and conditions of the importing country and are of sufficient quality and wholesomeness.

48. Examination of exports - Animals and animal products

(a) The Secretary may require that any animals, animal products and related goods being exported be inspected by an Inspector or veterinarian prior to export.

(b) An Inspector or veterinarian may withhold or detain any animals or animal products being exported until such time as he is satisfied that they meet with any and all terms and conditions of the importing country and are of sufficient quality and wholesomeness.

49. Re-export of plants and plant materials, animals and animal products

All plants and plant materials, animals and animal products intended for re-export from the FSM must clearly be identified as such and provide the country of origin on the accompanying certification.

(a) An Inspector may issue a Re-export Phytosanitary Certificate for plants and plant products which have arrived in the FSM but which are not intended for importation into the FSM.

(b) An Inspector shall only issue a Re-export Phytosanitary Certificate where he is satisfied that such plants, plant products or other regulated materials are accompanied by a Phytosanitary Certificate issued by the plant health authority of the country of origin and that such goods comply generally with the goods described on such certificate.

(c) An Inspector or veterinarian may issue a Re-export International Animal Health Certificate in the case of alive animal or a re-export International Health Certificate in the case of an animal product where such animal or animal product, as the case may be, has arrived in the FSM but is not intended for importation into the FSM.

(d) An Inspector or veterinarian may issue a Re-export International Animal Health Certificate in the case of alive animal or a Re-export International Health Certificate in the case of an animal product where he is satisfied that such animal or animal product, as the case may be, is accompanied by an International Animal Health Certificate in the case of an animal or an International Health Certificate in the case of an animal product issued by the animal health authority of the country of origin and that such animal or animal product conforms generally with the description printed on such certificate.

PART X - PENALTIES

50. Penalties

(a) Pursuant to Title 22 of the FSM Code Chapter 4, any person who violates any provision of these regulations shall be guilty of a misdemeanor and upon conviction thereof shall be subject to the penalties provided by law.