

Suppliment tal-Gazzetta tal-Gvern ta' Malta, Nru. 20,727, 29 ta' Ottubru, 2021
Taqsimha B

L.N. 403 of 2021

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

**Examination of Varieties of Vegetable Species (Amendment)
Regulations, 2021**

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

1. (1) The title of these regulations is the Examination of Varieties of Vegetable Species (Amendment) Regulations, 2021 and these regulations shall be read and construed as one with the Examination of Varieties of Vegetable Species Regulations, hereinafter referred to as "the principal regulations".

Citation and scope.

S.L. 433. 23.

(2) The scope of these regulations is to transpose Commission Implementing Directive (EU) 2021/746 of 6 May 2021 amending Directives 2003/90/EC and 2003/91/EC as regards the protocols for the examination of certain varieties of agricultural plant species and vegetable species, and amending 2003/90/EC as regards certain botanical names of plants.

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

Substitutes Schedule I to the principal regulations.

"SCHEDULE I
CPVO guidelines

The following tables list the genera and species for which CPVO guidelines apply. These technical protocols can be found on the CPVO website www.cpvo.europa.eu

Table 1.1:

| Scientific name | Common name | CPVO protocol |
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| <i>Allium cepa</i> L. (Cepa group) | Onion and Echalion | TP 46/2 of 1.4.2009 |
| <i>Allium cepa</i> L. (Aggregatum group) | Shallot | TP 46/2 of 1.4.2009 |
| <i>Allium fistulosum</i> L. | Japanese bunching onion or Welsh onion | TP 161/1 of 11.3.2010 |
| <i>Allium porrum</i> L. | Leek | TP 85/2 of 1.4.2009 |
| <i>Allium sativum</i> L. | Garlic | TP 162/1 of 25.3.2004 |

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| <i>Allium schoenoprasum</i> L. | Chives | TP 198/2 of 11.3.2015 |
| <i>Apium graveolens</i> L. | Celery | TP 82/1 of 13.3.2008 |
| <i>Apium graveolens</i> L. | Celeriac | TP 74/1 of 13.3.2008 |
| <i>Asparagus officinalis</i> L. | Asparagus | TP 130/2 of 16.2.2011 |
| <i>Beta vulgaris</i> L. | Beetroot including Cheltenham beet | TP 60/1 of 1.4.2009 |
| <i>Beta vulgaris</i> L. | Spinach beet or Chard | TP 106/1 of 11.3.2015 |
| <i>Brassica oleracea</i> L. | Curly kale | TP 90/1 of 16.2.2011 |
| <i>Brassica oleracea</i> L. | Cauliflower | TP 45/2 Rev. 2 of 21.3.2018 |
| <i>Brassica oleracea</i> L. | Sprouting Broccoli or Calabrese | TP 151/2 Rev. 2 of 21.4.2020 |
| <i>Brassica oleracea</i> L. | Brussels sprouts | TP 54/2 Rev. of 15.3.2017 |
| <i>Brassica oleracea</i> L. | Kohlrabi | TP 65/1 Rev. of 15.3.2017 |
| <i>Brassica oleracea</i> L. | Savoy cabbage, White cabbage and Red cabbage | TP 48/3 Rev. of 15.3.2017 |
| <i>Brassica rapa</i> L. | Chinese cabbage | TP 105/1 of 13.3.2008 |
| <i>Capsicum annuum</i> L. | Chilli or Pepper | TP 76/2 Rev. 2 of 21.4.2020 |
| <i>Cichorium endivia</i> L. | Curled-leaved endive and Plain-leaved endive | TP 118/3 of 19.3.2014 |
| <i>Cichorium intybus</i> L. | Industrial chicory | TP 172/2 of 1.12.2005 |
| <i>Cichorium intybus</i> L. | Leaf chicory | TP 154/1 Rev. of 19.3.2019 |
| <i>Cichorium intybus</i> L. | Witloof chicory | TP 173/2 of 21.3.2018 |
| <i>Citrullus lanatus</i> (Thunb.) Matsum. & Nakai | Watermelon | TP 142/2 of 19.3.2014 |
| <i>Cucumis melo</i> L. | Melon | TP 104/2 Rev. of 21.4.2020 |
| <i>Cucumis sativus</i> L. | Cucumber and Gherkin | TP 61/2 Rev. 2 of 19.3.2019 |
| <i>Cucurbita maxima</i> Duchesne | Gourd | TP 155/1 of 11.3.2015 |
| <i>Cucurbita pepo</i> L. | Marrow or Courgette | TP 119/1 Rev. of 19.3.2014 |
| <i>Cynara cardunculus</i> L. | Globe artichoke and Cardoon | TP 184/2 Rev. of 6.3.2020 |
| <i>Daucus carota</i> L. | Carrot and Fodder carrot | TP 49/3 of 13.3.2008 |
| <i>Foeniculum vulgare</i> Mill. | Fennel | TP 183/1 of 25.3.2004 |
| <i>Lactuca sativa</i> L. | Lettuce | TP 13/6 Rev. of 15.2.2019 |
| <i>Solanum lycopersicum</i> L. | Tomato | TP 44/4 Rev. 4 of 21.4.2020 |
| <i>Petroselinum crispum</i> (Mill.) Nyman ex A.W. Hill | Parsley | TP 136/1 of 21.3.2007 |

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| <i>Phaseolus coccineus</i> L. | Runner bean | TP 9/1 of 21.3.2007 |
| <i>Phaseolus vulgaris</i> L. | Dwarf French bean and Climbing French bean | TP 12/4 of 27.2.2013 |
| <i>Pisum sativum</i> L. (partim) | Wrinkled pea, Round pea and Sugar pea | TP 7/2 Rev. 3 of 6.3.2020 |
| <i>Raphanus sativus</i> L. | Radish, Black radish | TP 64/2 Rev. Corr. of 11.3.2015 |
| <i>Rheum rhabarbarum</i> L. | Rhubarb | TP 62/1 of 19.4.2016 |
| <i>Scorzonera hispanica</i> L. | Scorzonera or Black salsify | TP 116/1 of 11.3.2015 |
| <i>Solanum melongena</i> L. | Aubergine or Egg plant | TP 117/1 of 13.3.2008 |
| <i>Spinacia oleracea</i> L. | Spinach | TP 55/5 Rev. 3 of 6.3.2020 |
| <i>Valerianella locusta</i> (L.) Laterr. | Corn salad or Lamb's lettuce | TP 75/2 of 21.3.2007 |
| <i>Vicia faba</i> L. (partim) | Broad bean | TP 206/1 of 25.3.2004 |
| <i>Zea mays</i> L. (partim) | Sweet corn and Pop corn | TP 2/3 of 11.3.2010 |
| <i>Solanum habrochaites</i> S. Knapp & D.M. Spooner; <i>Solanum lycopersicum</i> L. x <i>Solanum habrochaites</i> S. Knapp & D.M. Spooner; <i>Solanum lycopersicum</i> L. x <i>Solanum peruvianum</i> (L.) Mill.; <i>Solanum lycopersicum</i> L. x <i>Solanum cheesmaniae</i> (L. Ridley) Fosberg; <i>Solanum pimpinellifolium</i> L. x <i>Solanum habrochaites</i> S. Knapp & D.M. Spooner | Tomato rootstocks | TP 294/1 Rev. 4 of 21.4.2020 |
| <i>Cucurbita maxima</i> Duchesne x <i>Cucurbita moschata</i> Duchesne | Interspecific hybrids of <i>Cucurbita maxima</i> Duchesne x <i>Cucurbita moschata</i> Duchesne for use as rootstocks | TP 311/1 of 15.3.2017." |

3. Schedule II to the principal regulations shall be substituted by the following new Schedule:

Substitutes Schedule II to the principal regulations.

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"SCHEDULE II
UPOV guidelines

The following tables list the genera and species for which UPOV guidelines apply. These technical protocols can be found on the UPOV website www.upov.int

Table 2.1:

| Scientific name | Common name | UPOV guideline |
|-------------------------|--------------------|------------------------|
| <i>Brassica rapa</i> L. | Turnip | TG/37/10 of 4.4.2001". |