

PLANT PROTECTION (EXPORT) REGULATIONS

under s. 12

G.N. 106/1969

32/1982

1. Citation

These Regulations may be cited as the Plant Protection (Export) Regulations.

2. Interpretation

In these Regulations, unless the context otherwise requires—

“phytosanitary certificate” means a statement in the form in the Schedule hereto issued by an inspector certifying that he has, before despatch, thoroughly examined the plants to which the statement relates, or a representative sample thereof, and found the plants or sample to be substantially free from any pest or disease.

3. Application

(1) These Regulations shall apply to the export of all plants except tung oil, tea, cotton lint, coffee, cut flowers, fresh fruit and vegetables.

(2) These Regulations shall not apply to any consignment of plants imported in any vehicle, aircraft or vessel and then exported in such vehicle, aircraft or vessel without at any time having been unloaded therefrom, or to anything in transit through Malawi which is consigned by a method approved by the Permanent Secretary or which has been transhipped for re-export within seven days of their arrival in Malawi.

4. Phytosanitary certificate

(1) Save as is provided in regulation 3 (1) no person shall export or cause to be exported any plants from Malawi without having applied for and obtained a phytosanitary certificate relating to such plants. G.N. 32/1982

(2) A fee of K5 shall accompany every application for a certificate.

5. Powers of inspector

(1) Upon receiving an application for a phytosanitary certificate, an inspector shall order that the plants shall be made available for his inspection at a place specified by him and he shall thereupon examine the plants to which the application relates or a representative sample of such plants and he may give such orders as he considers necessary for the disinfection, fumigation and treatment of the plants and of the vehicle, aircraft or vessel in which the plants are to be exported.

(2) When an inspector is satisfied that the orders, if any, given by him under subregulation (1) have been complied with in relation to the plants or vehicle, aircraft or vessel in which the plants are to be exported, he shall issue a phytosanitary certificate in accordance with the result of his examination.

(3) In giving any order under the provisions of subregulation (1) an inspector may order that only a specific chemical shall be used for fumigation or other treatment, and that such chemical shall be applied at such concentration and by such means as he may direct.

SCHEDULE

MALAWI GOVERNMENT

PLANT PROTECTION ACT

(CAP. 64:01)

PHYTOSANITARY CERTIFICATE

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 authorized officer of the plant protection 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. Fumigation or disinfection treatment (if required by importing country):—Date Treatment Duration of exposure Chemical and concentration ADDITIONAL DECLARATION, 19..... (Signature) (Stamp) (Rank) Description of the Consignment Name and address of exporter Name and address of consignee Number and description of packages Distinguishing marks Origin (if required by importing country) Means of conveyance Point of entry Quantity and name of produce Botanical name (if required by importing country)