

Statutory Instrument 1995 No. 1989

The Plant Health (Forestry) (Great Britain) (Amendment) Order 1995

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STATUTORY INSTRUMENTS

1995 No. 1989

PLANT HEALTH

The Plant Health (Forestry) (Great Britain) (Amendment) Order 1995

made

14th July 1995

Laid before Parliament

1st August 1995

Coming into force

21st August 1995

The Forestry Commissioners, in exercise of the powers conferred on them by section 2 and 3 of the Plant Health Act 1967[1] and of all other powers enabling them in that behalf, hereby make the following Order:

Title and commencement

1. This Order may be cited as the Plant Health (Forestry) (Great Britain) (Amendment) Order 1995 and shall come into force on 21st August 1995.

Amendment of the Plant Health (Forestry) (Great Britain) Order 1993

2. (1) The Plant Health (Forestry) (Great Britain) Order 1993[2] shall be amended in accordance with the provisions of this article.

(2) In article 16(1) (conditions for registration) there shall be inserted after sub-paragraph (g) the following sub-paragraph—

"(h) he shall make a declaration at such time and in such form as the Commissioners may from time to time require that he is able and willing to comply with the conditions specified in the above sub-paragraphs and with the other provisions of this Order."

(3) After article 19 there shall be inserted the following article—

Notification of landing of relevant material, consigned directly from third countries, whose landing in Great Britain is subject to special conditions

"19A.

(1) Subject to paragraph (2) below, no person shall land in Great Britain any relevant material of a description specified in column 2 of Part A of Schedule 4 unless he has notified an inspector of his intention to land that relevant material and of the proposed means of introduction and point of entry at least three days before the intended date of landing.

(2) Paragraph (1) above shall not apply to items 11 to 19 of Part A of Schedule 4." .

(4) For Part B of Schedule 5 there shall be substituted the contents of the Schedule to this Order.

In witness whereof the Official Seal of the Forestry Commissioners is hereunto affixed on 14th July 1995.

T J D Rollinson

Secretary to the Forestry Commissioners

Notes:

[1] 1967 c. 8; sections 2(1) and 3(1) and (2) were amended by the European Communities Act 1972 (c. 68), Schedule 4, paragraph 8; section 3(4) was substituted by section 42 of the Criminal Justice Act 1982 (c. 48). The powers conferred by sections 2 and 3 of the Plant Health Act 1967 are conferred on "a competent authority", which expression is defined in section 1(2), as regards the protection of forest trees and timber from attack by pests, as the Forestry Commissioners.

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[2] S.I. 1993/1283, amended by S.I. 1994/3094. back