L.N. 175 of 2005

PLANT QUARANTINE ACT, 2001
(ACT NO. XVII OF 2001)

Model Phytosanitary Certificates Regulations, 2005

IN exercise of the powers conferred by article 32 of the Plant Quarantine Act, 2001, the Minister for Rural Affairs and the Environment has made the following regulations:-

Title and scope. L.N. 97 of 2004.

1. (1) The title of these regulations is the Model Phytosanitary Certificates Regulations, 2005.

(2) The scope of these regulations is to transpose the provisions found in European Commission Directive 2004/105 determining the models of official phytosanitary certificates or phytosanitary certificates for re-export accompanying plants, plant products or other objects from third countries and listed in Council Directive 2000/29/EC, which has been transposed as Plant Quarantine (Harmful Organisms) Regulations, 2004.

Criteria for acceptance of phytosanitary certificates.

2. (1) For the purposes of Article 13(1)(ii) of Directive 2000/29/EC, the Director shall accept official "phytosanitary certificates" or "phytosanitary certificates for re-export" (certificates) accompanying plants, plant products or other objects listed in Part B of Annex V to Directive 2000/29/EC coming from contracting third countries to the International Plant Protection Convention (IPPC) which are issued in accordance with the models as specified in Schedule I.

(2) The Director shall only accept the certificates referred to in sub- regulation (1) provided that they have been completed taking into account the FAO International Standard for Phytosanitary Measures No 12 on Guidelines for phytosanitary certificates.

(3) Malta shall accept certificates issued in accordance with the models as specified in Schedule II, until the 31st December, 2009.

SCHEDULE I

MODEL PHYTOSANITARY CERTIFICATE

No……

Plant protection organization…….(contracting party of re export)
To plant protection organization/s of …….(contracting party/ies of import)

I. **Description of consignment**

Name and address of exporter……

Declared name and address of consignee……

Number and description of packages……

Distinguishing marks……

Place of origin……

Declared means of conveyance : ……

Declared point of entry……

Name of produce and quantity declared……

Botanical name of plants……

This is to certify that the plants, plant products or other articles described herein have been inspected and/or tested according to appropriate official procedures and are considered to be free from the quarantine pests specified by the importing contracting party and to conform with the current phytosanitary requirements of the importing contracting party, including those for regulated non-quarantine pests.
They are deemed to be practically free from other pests (*optional clause*)

II. **Additional declaration**

III . **Disinfestation and/or disinfection treatment**

Date:……Treatment…….Chemical (active ingredient)…….....

Duration and temperature……

Concentration……

Additional information……

……

(Stamp of organisation)

Place of issue:……..…….....

Name of authorized officer

Date:…….……Signature…….….....

No financial liability with respect to this certificate shall attach to ……..(name of plant protection organization) or to any of its officers.

MODEL PHYTOSANITARY CERTIFICATE FOR RE-EXPORT

No……

Plant protection organization…….(contracting party of re export)
To plant protection organization/s of …….(contracting party/ies of import)

I. **Description of consignment**

Name and address of exporter……

Declared name and address of consignee……

Number and description of packages……

Distinguishing marks……

Place of origin……

Declared means of conveyance : …….....

Declared point of entry……

Name of produce and quantity declared……..……

Botanical name of plants……

This is to certify that the plants, plant products and other regulated articles described above were imported into (contracting party of re-export)…….. from……(contracting party of origin) covered by phytosanitary certificate No……(*insert tick in appropriate boxes*) original ❒ certified true copy ❒ of which is attached to this certificate; that they are packed ❒ repacked ❒ in original ❒(*insert tick in appropriate boxes*) new ❒containers, that based on the original phytosanitary certificate ❒ and additional inspection ❒, they are considered to conform with the current phytosanitary requirements of the importing contracting party, and that during storage in ……..(contracting party of re-export), the consignment has not been subjected to the risk of infestation or infection.

II. **Additional declaration**

III . **Disinfestation and/or disinfection treatment**

Date:……Treatment…….Chemical(active ingredient)…….....

Duration and temperature……

Concentration……

Additional information……

……

(Stamp of organistion)

Place of issue: …….……..…..

Name of authorized officer

Date:…… Signature…….....

No financial liability with respect to this certificate shall attach to ……..(name of plant protection organization) or to any of its officers (*optional clause).*

SCHEDULE II
MODEL PHYTOSANITARY CERTIFICATE

No……

Plant protection organization…….(contracting party of re export)
To plant protection organization/s of …….(contracting party/ies of import)

I. **Description of consignment**

Name and address of exporter……..……

Declared name and address of consignee……..……

Number and description of packages……

Distinguishing marks……..……

Place of origin……

Declared means of conveyance : ……...……

Declared point of entry……..……

Name of produce and quantity declared……

Botanical name of plants……

This is to certify that the plants, plant products or other articles described herein have been inspected and/or tested according to appropriate official procedures and are considered to be free from the quarantine pests specified by the importing contracting party and to conform with the current phytosanitary requirements of the importing contracting party, including those for regulated non-quarantine pests.
They are deemed to be practically free from other pests (*optional clause*)

II. **Additional declaration**

III . **Disinfestation and/or disinfection treatment**

Date:……Treatment…….Chemical(active ingredient).....

Duration and temperature……

Concentration.……

Additional information……

……

(Stamp of organistion)

Place of issue:…….……..…..
Name of authorized officer
Date:…… Signature…….....

No financial liability with respect to this certificate shall attach to ……..(name of plant protection organization) or to any of its officers

MODEL PHYTOSANITARY CERTIFICATE FOR RE-EXPORT

No……

Plant protection organization…….(contracting party of re export)
To plant protection organization/s of …….(contracting party/ies of import)

I. **Description of consignment**

Name and address of exporter……

Declared name and address of consignee……..

Number and description of packages……

Distinguishing marks……

Place of origin……

Declared means of conveyance : …….....

Declared point of entry……

Name of produce and quantity declared……..……

Botanical name of plants……

This is to certify that the plants, plant products and other regulated articles described above were imported into (contracting party of re-export)…….. from……(contracting party of origin) covered by phytosanitary certificate No……(*insert tick in appropriate boxes*) original ❒ certified true copy ❒ of which is attached to this certificate; that they are packed ❒ repacked ❒ in original ❒ (*tick appropriate boxes*) new ❒ containers, that based on the original phytosanitary certificate ❒ and additional inspection ❒, they are considered to conform with the current phytosanitary requirements of the importing contracting party, and that during storage in ……..(contracting party of re-export), the consignment has not been subjected to the risk of infestation or infection.

II. **Additional declaration**

III . **Disinfestation and/or disinfection treatment**

Date:……Treatment…….Chemical(active ingredient)…….....

Duration and temperature……

Concentration……

Additional information……

…….

(Stamp of organistion)

Place of issue:……..……..
Name of authorized officer
Date:……Signature……

No financial liability with respect to this certificate shall attach to ……..(name of plant protection organization) or to any of its officers (*optional clause).*