

L.N. 128 of 2004

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

Control of Carnation Leaf Rollers Regulations, 2004

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:–

1. The title of these regulations is the Control of Carnation Leaf Rollers Regulations, 2004 and they shall come into force on the 1st April, 2004. Title and commencement.

2. The scope of these regulations is to lay down the minimum measures to be taken to control carnation leaf rollers and to prevent them from spreading. Scope.

3. In these regulations, unless the context otherwise requires: Interpretation.

“carnation leaf roller” means the Mediterranean carnation leaf roller (*Cacoecimorpha pronubana* Hb) and the South African carnation leaf-roller (*Epichoristodes acerbella* (Walk.) Diak.);

“the Act” means the Plant Quarantine Act;

“the Commission” means the Commission of the European Community;

“the Department” means the Plant Health Department.

4. (1) Carnations (*Dianthus* L.) shall be put into circulation only if they are not contaminated by carnation leaf rollers. Limitation on circulation of carnations.

(2) Carnation cultures contaminated by carnation leaf rollers must be treated in such a manner, to the satisfaction of the Director, that the carnations obtained from them are no longer contaminated at the time when they are put into circulation.

(3) Notwithstanding sub-regulation 4(1), cut carnation flowers slightly contaminated by carnation leaf rollers may be put into circulation from the 16th October to the 30th April of each year.

Prohibition.

5. The holding of carnation leaf rollers is hereby prohibited.

Miscellaneous.

6. (1) The Director may authorise exemptions from the measures referred to in these regulations for scientific purposes, tests and selection work.

(2) The Director, notwithstanding regulation 4, may authorise the circulation of cut carnation flowers slightly contaminated by carnation leaf rollers from the 1st May to the 15th October of each year.

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(3) The Director shall ensure that the authorisations referred to in sub regulations 6(1) and 6(2) are granted only where adequate controls guarantee that they do not prejudice the control of carnation leaf rollers and create no risk of the spread of these harmful organisms, and as long as the requirements laid down under the Act are met.

(4) Without prejudice to the provisions of these regulations the Director may adopt such additional or stricter provisions as may be required to control carnation leaf rollers or to prevent them from spreading insofar as such provisions are necessary for such control or prevention.