

L.N. 270 of 2008

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

**Plant Quarantine (Harmful Organisms) (Amendment)
Regulations, 2008**

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

1. (1) The title of these regulations is the Plant Quarantine (Harmful Organisms) (Amendment) Regulations, 2008 and they shall be read and construed as one with the Plant Quarantine (Harmful Organisms) Regulations 2004, hereinafter referred to as “the principal regulations”. Title and scope.
L.N. 97 of 2004.

(2) The scope of these regulations is to transpose Commission Directive 2008/64/EC of 27 June 2008 amending Directive 2000/29/EC.

2. Schedules I to IV of the principal regulations shall be amended as follows: Amends Schedules I to IV of the principal regulations.

(a) In point (a) of Section II of Part A of Schedule I, point 3 shall be deleted;

3. (a) Schedule II of Part A shall be amended as follows: Amends Schedule II of the principal regulations.

(i) in heading (a), the following point 6.1 shall be inserted following point 6:

‘6.1.’ *Helicoverpa armigera* (Hübner) Plants of *Dendranthema* (DC.) Des Moul, *Dianthus* L., *Pelargonium* l’Hérit. ex Ait. and of the family *Solanaceae*, intended for planting, other than seeds’.

(ii) in heading (c), point 2 shall be deleted.

(b) Schedule II of Part B shall be amended as follows:

(i) in heading (a), point 8 is deleted;

(ii) in point 2 of heading (b), the text in the third column, protected zone(s), shall be deleted and replaced by the following:

‘E, EE, F (Corsica), IRL, I (Abruzzo, Apúlia, Basilicata, Calabria, Campania, Emilia-Romagna (the provinces of Parma and Piacenza); Friuli-Venezia Giulia, Lazio, Liguria, Lombardy (except the province of Mantua), Marche, Molise, Piedmont, Sardinia, Sicily, Tuscany, Umbria, Valle d'Aosta, Veneto (except the province of Rovigo, the communes Castelbaldo, Barbona, Piacenza d'Adige, Vescovana, S. Urbano, Boara Pisani, Masi in the province of Padova and the area situated to the south of highway A4 in the province of Verona)), LV, LT, A (Burgenland, Carinthia, Lower Austria, Tirol (administrative district Lienz), Styria and Vienna), P, SI (except the regions Gorenjska, Koroška, Notranjska and Maribor), SK (except the communes of Blahová, Horné Mýto and Okoč (Dunajská Streda County), Hronovce and Hronské Kľačany (Levice County), Veľké Ripňany (Topoľčany County), Málíneč (Poltár County), Hrhov (Rožňava County), Kazimír, Luhyňa, Malý Horeš, Svätuš and Zátin (Trebíšov County)), FI, UK (Northern Ireland, Isle of Man and Channel Islands).’;

(iii) in point 1 of heading (d), the text in the third column, protected zone(s), shall be deleted and replaced by the following:

‘EL, F (Corsica), M, P (except Madeira)’;

Amends Schedule
III of the principal
regulations

4. (a) Part B of Schedule III is amended as follows:

(i) in point 1, the text in the second column, protected zone(s), shall be deleted and replaced by the following:

‘E, EE, F (Corsica), IRL, I (Abruzzo, Apúlia, Basilicata, Calabria, Campania, Emilia-Romagna (the provinces of Parma and Piacenza), Friuli-Venezia Giulia, Lazio, Liguria, Lombardy (except the province of Mantua), Marche, Molise, Piedmont, Sardinia, Sicily, Tuscany, Umbria, Valle d'Aosta, Veneto (except the province of Rovigo, the communes Castelbaldo, Barbona, Piacenza d'Adige, Vescovana, S. Urbano, Boara Pisani, Masi in the province of Padova and the area situated to the south of highway A4 in the province of Verona)), LV, LT, A (Burgenland, Carinthia, Lower Austria, Tirol (administrative district Lienz), Styria and Vienna), P, SI (except the regions Gorenjska, Koroška, Notranjska and Maribor), SK (except the communes of Blahová, Horné Mýto and Okoč (Dunajská Streda County), Hronovce and Hronské Kľačany (Levice County), Veľké Ripňany (Topoľčany County), Málíneč (Poltár County), Hrhov (Rožňava County), Kazimír, Luhyňa, Malý Horeš, Svätuš and Zátin (Trebíšov County)), FI, UK (Northern Ireland, Isle of Man and Channel Islands).’;

(b) in point 2, the text in the second column, protected zone(s), shall be deleted and replaced by the following:

‘E, EE, F (Corsica), IRL, I (Abruzzo, Apúlia, Basilicata, Calabria, Campania, Emilia-Romagna (the provinces of Parma and Piacenza), Friuli-Venezia Giulia, Lazio, Liguria, Lombardy (except the province of Mantua), Marche, Molise, Piedmont, Sardinia, Sicily, Tuscany, Umbria, Valle d'Aosta, Veneto (except the province of Rovigo, the communes Castelbaldo, Barbona, Piacenza d'Adige, Vescovana, S. Urbano, Boara Pisani, Masi in the province of Padova and the area situated to the south of highway A4 in the province of Verona)), LV, LT, A (Burgenland, Carinthia, Lower Austria, Tirol (administrative district Lienz), Styria and Vienna), P, SI (except the regions Gorenjska, Koroška, Notranjska and Maribor), SK (except the communes of Blahová, Horné Myto and Okoč (Dunajská Streda County), Hronovce and Hronské Kľačany (Levice County), Veľké Ripňany (Topoľčany County), Málíneč (Poltár County), Hrhov (Rožňava County), Kazimír, Luhýňa, Malý Horeš, Svätuš and Zatin (Trebíšov County)), FI, UK (Northern Ireland, Isle of Man and Channel Islands).’;

5. (a) Part A of Schedule IV is amended as follows:

Amends Schedule IV of the principal regulations.

(i) in point 27.1 of Section I, in the second column, special requirements, the words ‘*Heliothis armigera* Hübner’ shall be deleted and replaced by ‘*Helicoverpa armigera* (Hübner)’;

(ii) in point 20 of Section II, in the second column, special requirements, the words ‘*Heliothis armigera* Hübner’ are replaced by ‘*Helicoverpa armigera* (Hübner)’;

(b) Part B of Schedule IV is amended as follows:

(i) Point 17 is deleted;

(ii) Point 21 shall be amended as follows:

— in the second column, special requirements, point (c) is replaced by the following:

‘(c) the plants originate in one of the following Cantons of Switzerland: Fribourg, Vaud, Valais, or’,

(iii) the text in the third column, protected zone(s), shall be deleted and replaced by the following:

‘E, EE, F (Corsica), IRL, I (Abruzzo, Apúlia, Basilicata, Calabria, Campania, Emilia-Romagna (the provinces of Parma and Piacenza), Friuli-Venezia Giulia, Lazio, Liguria, Lombardy (except the province of Mantua), Marche, Molise, Piedmont, Sardinia, Sicily, Tuscany, Umbria, Valle d'Aosta, Veneto (except the province of Rovigo, the communes Castelbaldo, Barbona, Piacenza d'Adige, Vescovana, S. Urbano, Boara Pisani, Masi in the province of Padova and the area situated to the south of highway A4 in the province of Verona)), LV, LT, A (Burgenland, Carinthia, Lower Austria, Tirol (administrative district Lienz), Styria and Vienna), P, SI (except the regions Gorenjska, Koroška, Notranjska and Maribor), SK (except the communes of Blahová, Horné Mýto and Okoč (Dunajská Streda County), Hronovce and Hronské Kľačany (Levice County), Veľké Ripňany (Topoľčany County), Málíneč (Poltár County), Hrhov (Rožňava County), Kazimír, Luhýňa, Malý Horeš, Svätúše and Zátin (Třebišov County)), FI, UK (Northern Ireland, Isle of Man and Channel Islands).’

(iv) Point 21.3 shall be amended as follows:

— in the second column, special requirements, point (b) shall be deleted and replaced by the following:

‘(b) originate in one of the following Cantons of Switzerland: Fribourg, Vaud, Valais, or’.

The text in the third column, protected zone(s), shall be deleted and replaced by the following:

‘E, EE, F (Corsica), IRL, I (Abruzzo, Apúlia, Basilicata, Calabria, Campania, Emilia-Romagna (the provinces of Parma and Piacenza), Friuli-Venezia Giulia, Lazio, Liguria, Lombardy (except the province of Mantua), Marche, Molise, Piedmont, Sardinia, Sicily, Tuscany, Umbria, Valle d'Aosta, Veneto (except the province of Rovigo, the communes Castelbaldo, Barbona, Piacenza d'Adige, Vescovana, S. Urbano, Boara Pisani, Masi in the province of Padova and the area situated to the South of highway A4 in the province of Verona)), LV, LT, A (Burgenland, Carinthia, Lower Austria, Tirol (administrative district Lienz), Styria and Vienna), P, SI (except the regions Gorenjska, Koroška, Notranjska and Maribor), SK (except the communes of Blahová, Horné Mýto and Okoč (Dunajská Streda County), Hronovce and Hronské Kľačany (Levice County), Veľké Ripňany (Topoľčany County), Málíneč (Poltár County), Hrhov (Rožňava County), Kazimír, Luhýňa, Malý Horeš, Svätúše and Zátin (Třebišov County)), FI, UK (Northern Ireland, Isle of Man and Channel Islands).’;

(v) Point 31 shall be amended as follows:

— the text in the third column, protected zone(s), is deleted and replaced by the following:

‘EL, F (Corsica), M, P (except Madeira)’.