Suppliment tal-Gazzetta tal-Gvern ta' Malta Nru. 20,461, 13 ta' Awwissu, 2020
Taqsima B

L.N. 331 of 2020

PLANT QUARANTINE ACT
(CAP. 433)

Seeds of Agricultural Plants and Vegetables (Amendment No. 2) Regulations, 2020

IN EXERCISE of the powers conferred by article 32 of the Plant Quarantine Act, the Minister for Agriculture, Fisheries and Animal Rights has made the following regulations:-

Citation and scope.

1. (1) The title of these regulations is the Seeds of Agricultural Plants and Vegetables (Amendment No. 2) Regulations, 2020 and these regulations shall be read and construed as one with the Seeds of Agricultural Plants and Vegetables, hereinafter referred to as "the principal regulations". S.L. 433. 30.

(2) The scope of these regulations is to transpose Commission Implementing Directive (EU) 2020/177 amending Council Directives 66/401/EEC, 66/402/EEC, 2002/55/EC and 2002/56/EC and Commission Implementing Directive 2014/21/EU as regards pests of plants on seeds.

Renumbers tables to the principal regulations.

2. The tables to the principal regulations shall be renumbered as follows:

(a) tables 1.8, 1.9, 1.10, 1.11, 1.12, 1.13, 1.14, 1.15, 1.16, 1.17, 1.18, 1.19 and 1.20 shall be renumbered as tables 1.9, 1.14, 1.15, 1.16, 1.17, 1.19, 1.20, 1.21, 1.31, 1.32, 1.33, 1.34 and 1.35 respectively.

(b) the words "Table 1.8" in item 1 Section II Part 5, "Isolation distances" of Schedule II to the principal regulations shall be substituted by the words "Table 1.9";

(c) the words "Table 1.9" in Item 1 Section I Part 1 A of Schedule III to the principal regulations shall be substituted by the words "Table 1.14";

(d) the words "Table 1.10" in Item 1 Section I Part1 B of Schedule III to the principal regulations shall be substituted by the words "Table 1.15";

(e) the words "Table 1.11" in Table 1.32 in Item 1 Section I of Schedule IV to the principal regulations shall be

substituted by the words "Table 1.16";

(f) the words "Table 1.12 in Item 1 Section I Part 3 of Schedule III to the principal regulations shall be substituted by the words "Table 1.17" wherever they occur;

(g) the words "Table 1.12" in Table 1.32 in Item 1 Section I of Schedule IV to the principal regulations shall be substituted by the words "Table 1.17";

(h) The words "Table 1.13" in Item 1 Section II Part 2. A. 2. of Schedule III to the principal regulations shall be substituted by the words "Table 1.19" wherever they occur;

(i) the words "Table 1.13" in table 1.33 in Item 1 Section II of Schedule IV to the principal regulations shall be substituted by the words "Table 1.19";

(j) the words "Table 1.14" in Item 1 Section II Part 2 A 2(e) and (g) of Schedule III to the principal regulations shall be substituted by the words "Table 1.20";

(k) the words "Table 1.14 in Item 1 Section II Part 2 B of Schedule III to the principal regulations shall be substituted by the words "Table 1.20";

(l) the words "Table 1.14" in Item 1 Section II Part 2 C of Schedule III to the principal regulations shall be substituted by the words "Table 1.20" wherever they occur;

(m) the words "Table 1.15" in Item 1 Section II Part 2 A 2 (f) of Schedule III to the principal regulations shall be substituted by the words "Table 1.21";

(n) the words "Table 1.15" in Item 1 Section II Part 2 B of Schedule III to the principal regulations shall be substituted by the words "Table 1.21" wherever they occur;

(o) the words "Table 1.15" in Item 1 Section II Part 2 B (j) of Schedule III to the principal regulations shall be substituted by the words "Table 1.21";

(p) the words "Table 1.15" in Item 1 Section II Part 2 C of Schedule III to the principal regulations shall be substituted by the words "Table 1.21";

(q) the words "Table 1.15" in table 1.33 in Item 1 Section II of Schedule IV to the principal regulations shall be

substituted by the words "Table 1.21";

(r) the words "Table 1.16" in Item 2. Section 3 of Schedule III to the principal regulations shall be substituted by the words "Table 1.31";

(s) the words "Table 1.16" in table 1.17 in Item 1 Section I Part 3 of Schedule III to the principal regulations by the words "Table 1.32";

(t) the words "Table 1.17" in Item 1 Section I Part 2 of Schedule III to the principal regulations shall be substituted by the words "Table 1.32";

(u) the words "Table 1.17" in Item 1 Section I of Schedule IV to the principal regulations shall be substituted by the words "Table 1.32";

(v) the words "Table 1.18" in table 1.19 in Item 1 Section II 2 A 2 of Schedule III to the principal regulations shall be substituted by the words "Table 1.33";

(w) the words "Table 1.18" in table 1.21 in Item 1 Section II Part 2 B 2 of Schedule III to the principal regulations shall be substituted by the words "Table 1.33";

(x) the words "Table 1.18" in Item 1 Section II Part 2 B (f) of Schedule III to the principal regulations shall be substituted by the words "Yable 1.33";

(y) the words "Table 1.18" in Item 1 Section II of Schedule IV to the principal regulations shall be substituted by the words "Table 1.33";

(z) the words "Table 1.19" in Item 2 A. of Schedule IV to the principal regulations shall be substituted by the words "Table 1.34"; and

(aa) the words "Table 1.20" in Item 2 B. of Schedule IV to the principal regulations shall be substituted by the words "Table 1.35".

3. Schedule II to the principal regulations shall be amended as follows:

Amends Schedule II to the principal regulations.

(a) item 1 Section I Part 2 "Crop health" thereof shall be substituted by the following:

"The crop shall be practically free from any pests which reduce the usefulness and quality of the seed.

The crop shall also comply with the requirements concerning Union quarantine pests, protected zone quarantine pests and regulated non-quarantine pests ("RNQPs") provided for in implementing acts adopted pursuant to Regulation (EU) 2016/2031 as well as the measures adopted pursuant to Article 30(1) of that Regulation.";

(b) item1 Section II Part 2 "Crop health" thereof shall be substituted by the following:

"(a) The crop shall be practically free from any pests which reduce the usefulness and quality of the seed.

The crop shall also comply with the requirements concerning Union quarantine pests, protected zone quarantine pests and regulated non-quarantine pests ("RNQPs") provided for in implementing acts adopted pursuant to Regulation (EU) 2016/2031 as well as the measures adopted pursuant to Article 30(1) of that Regulation;

(b) The presence of RNQPs on the crop and the respective categories shall comply with the following requirements as set out in table 1.8 below:

Table 1.8:

RNQPs or symptoms caused by RNQPs	**Plants for planting (genus or species)**	**Thresholds for the production of pre-basic seed**	**Thresholds for the production of basic seed**	**Thresholds for the production of certified seed**
1	2	3	4	5
Clavibactermichiganensis ssp. *insidiosus* (McCulloch 1925) Davis et al. [CORBIN]	*Medicago sativa* L.	0%	0%	0%
Ditylenchus dipsaci (Kuehn) Filipjev [DITYDI]	*Medicago sativa* L.	0%	0%	0%

";

(c) in section III thereof, the words under "Seed potatoes" shall be substituted by the words:

"**Pre-basic seed potatoes**

Minimum conditions for pre-basic seed potatoes

1. It has to be ensured that pre-basic seed potatoes satisfy the following minimum conditions:

(a) they derive from mother plants which are free from the following pests: *Pectobacterium* spp., *Dickeya* spp., *Candidatus* Liberibacter *solanacearum*, *Candidatus* Phytoplasma *solani*, Potato spindle tuber viroid, Potato leaf roll virus, Potato virus A, Potato virus M, Potato virus S, Potato virus X, and Potato virus Y;

(b) the number of growing plants not breeding true to the variety and the number of plants of a different variety together, shall not exceed 0.01%;

(c) the maximum number of field generations shall be four;

(d) RNQPs, or symptoms caused by the respective RNQPs, shall not be present above the thresholds on the pre-basic seed potatoes as set out in tables 1.10 and 1.11 below:

Table 1.10:

RNQPs or symptoms caused by RNQPs	Threshold for the presence of RNQPs on the growing plants for pre-basic seed potatoes
1	2
Blackleg (*Dickeya* Samson et al. spp. [1DICKG]; *Pectobacterium* Waldee emend. Hauben et al. spp. [1PECBG])	0%
Candidatus Liberibacter *solanacearum* Liefting et al. [LIBEPS]	0%
Candidatus Phytoplasma *solani* Quaglino et al. [PHYPSO]	0%
Mosaic symptoms caused by viruses and symptoms caused by Potato leaf roll virus [PLRV00]	0.1%
Potato spindle tuber viroid [PSTVD0]	0%

Table 1.11:

RNQPs or symptoms caused by RNQPs	Threshold for the presence of RNQPs on the direct progeny of pre-basic seed potatoes
1	2
Symptoms of virus infection	0.5%

2. It has to be provided that pre-basic seed potatoes may be marketed as "Union grades PBTC" and "Union grade PB", in accordance with the conditions set out in the Schedule.

3. Compliance with the requirements of points (b) and (d) of paragraph 1 shall be established through official field inspections. In case of doubt, those inspections shall be supplemented by official tests on leaves.

Where methods of micro-propagation are used, compliance with point (a) of paragraph 1 shall be established by official testing, or testing under official supervision, of the mother plant.

Where methods of clonal selection are used, compliance with point (a) of paragraph 1 shall be established by official testing, or testing under official supervision, of the clonal stock.

Minimum conditions to be satisfied by basic and certified seed potatoes

1. In the case of basic seed potatoes, the number of growing plants not breeding true to the variety and the number of plants of a different variety shall, together, not exceed 0.1% and in the direct progeny, shall, together, not exceed 0.25%.

2. In the case of certified seed potatoes, the number of plants not breeding true to the variety and the number of plants of a different variety, shall, together, not exceed 0.5% and in the direct progeny, shall, together, not exceed 0.5%.

3. Seed potatoes shall comply with the following requirements concerning the presence of regulated non-quarantine pests (RNQPs), or diseases caused by RNQPs, and the respective categories, as set out in tables 1.12 and 1.13 below:

Table 1.12:

RNQPs or symptoms caused by RNQPs	Threshold in the growing plants for basic seed potatoes	Threshold in the growing plants for certified seed potatoes
1	2	3
Blackleg (*Dickeya* Samson et al. spp. [1DICKG]; *Pectobacterium* Waldee emend. Hauben et al. spp. [1PECBG])	1.0%	4.0%
Candidatus Liberibacter *solanacearum* Liefting et al. [LIBEPS]	0%	0%
Candidatus Phytoplasma *solani* Quaglino et al. [PHYPSO]	0%	0%
Mosaic symptoms caused by viruses and symptoms caused by Potato leaf roll virus [PLRV00]	0.8%	6.0%
Potato spindle tuber viroid [PSTVD0]	0%	0%

Table 1.13:

RNQPs or symptoms caused by RNQPs	Threshold in the direct progeny of basic seed potatoes	Threshold in the direct progeny of certified seed potatoes
1	2	3
Symptoms of virus infection	4.0%	10.0%

4. The maximum number of generations of basic seed potatoes shall be four, and the combined generations of pre-basic seed potatoes in the field and basic seed potatoes shall be seven.

The maximum number of generations of certified seed potatoes shall be two.

If the generation is not indicated on the official label, the seed potatoes concerned shall be considered as belonging to the maximum generation that is permitted within the respective category.";

(d) item 2 thereof, the words under "Vegetables" shall be substituted by the following:

"**Basic and certified seed**

1. Varietal identity and varietal purity

The crop shall possess adequate varietal identity and varietal purity.

2. Crop health

The crop shall be practically free from any pests which reduce the usefulness and quality of the propagation material.

The crop shall also comply with the requirements concerning Union quarantine pests, protected zone quarantine pests and regulated non-quarantine pests ("RNQPs") provided for in implementing acts adopted pursuant to Regulation (EU) 2016/2031, as well as with the measures adopted pursuant to Article 30(1) of that Regulation.

3. Previous cropping and contamination

The crop may be grown only on land that has not previously been cropped in a manner that might adversely affect the nature or quality of the seed to be produced. The field shall be sufficiently free from such plants that are volunteers from previous cropping.

4. Field and crop inspections

In the case of basic seed, at least one official field inspection shall be carried out. For certified seed, at least one field inspection shall be carried out, officially controlled by means of check inspection of at least 20% of the crop of each species.

The cultural condition of the field and the stage of development of the crop shall be such as to permit suitable checks of varietal identity and purity and health status of the crop.

5. Isolated distances

The minimum distances from neighbouring plants which might result in undesirable foreign pollination shall be the following:

(a) *Beta vulgaris*

(i) From any pollen sources of the genus Beta not included in sub-paragraphs (ii) or (iii)

1000m

(ii) From pollen sources of varieties of the same subspecies belonging to a different group of varieties:

- crops to produce basic seed 1000m

- crops to produce certified seed 600m

(iii) From pollen sources of varieties of the same subspecies belonging to the same group of varieties:

- crops to produce basic seed 600m

- crops to produce certified seed 300m

The groups of varieties referred to in items (ii) and (iii) shall be determined by the Directorate.

(b) *Brassica* species

(i) From sources of foreign pollen liable to cause serious deterioration of varieties of *Brassica* species:

- crops to produce basic seed 1000m

- crops to produce certified seed 600m

(ii) From other sources of foreign pollen liable to cross with varieties of *Brassica* species:

- crops to produce basic seed

500m

- crops to produce certified seed 300m

(c) Industrial chicory

(i) From other species of the same genera or subspecies

1000m

(ii) From another variety of industrial chicory:

- crops to produce basic seed 600m

- crops to produce certified seed 300m

(d) Other species

(i) From sources of foreign pollen liable to cause serious deterioration of varieties of other species as a result of cross-fertilisation:

- crops to produce basic seed 500m

- crops to produce certified seed 300m

(ii) From other sources of foreign pollen liable to cross with varieties of other species as a result of cross-fertilisation:

- crops to produce basic seed 300m

- crops to produce certified seed 100m

With the approval of the Directorate, these distances can be disregarded if there is adequate protection from any undesirable, foreign pollination.".

4. Schedule III to the principal regulations shall be amended as follows:

Amends Schedule III to the principal regulations.

(a) item 1 Section I Part 2 "Seed health" thereof shall be substituted by the following:

"(a) The seed shall be practically free from any pests which reduce the usefulness and quality of the seed.

The seed shall also comply with the requirements concerning Union quarantine pests, protected zone quarantine pests and RNQPs provided for in implementing acts adopted pursuant to Regulation (EU) 2016/2031, as well as the measures adopted pursuant to Article 30(1) of that Regulation.

(b) The presence of fungus bodies on the seeds and the respective categories shall comply with the following requirements as set out in table 1.16 below:

Table 1.16:

Category	**Maximum number of fungus bodies, such as sclerotia, or ergots, in a sample of the weight specified in column 3 of Table 1.17 of Schedule IV**
1	2
Cereals other than hybrids of *Secale cereale*:	
— Basic seed	1
— Certified seed	1
Hybrids of *Secale cereale*:	
— Basic seed	1
— Certified seed	4(*)
(*) The presence of five fungus bodies such as sclerotia or fragments of sclerotia, or ergots in a sample of the prescribed weight shall be deemed to be in conformity with the standards, where a second sample of the same weight contains no more than four fungus bodies.	

";

(b) item 1 Section II Part 2 "Seed health" thereof shall be substituted by the following:

"(a) The seed shall be practically free from any pests which reduce the usefulness and quality of the seed.

The seed shall also comply with the requirements concerning Union quarantine pests, protected zone quarantine pests and RNQPs provided for in implementing acts adopted pursuant to Regulation (EU) 2016/2031, as well as the measures adopted pursuant to Article 30(1) of that Regulation.

(b) The presence of RNQPs on the seeds and the respective categories shall comply with the following requirements as set out in table 1.18 below:

Table 1.18:

RNQPs or symptoms caused by RNQPs	**Plants for planting (genus or species)**	**Thresholds for pre-basic seed**	**Thresholds for basic seed**	**Thresholds for certified seed**
1	*2*	3	4	5
Clavibacter michiganensis ssp. *insidiosus* (McCulloch 1925) Davis et al. [CORBIN]	*Medicago sativa* L.	0%	0%	0%
Ditylenchus dipsaci (Kuehn) Filipjev [DITYDI]	*Medicago sativa* L.	0%	0%	0%

";

(c) items "**Pre-basic seed potatoes**" and **"Basic and certified seed**" of Section III "Seed potatoes" thereof shall be substituted by the following text respectively:

"**Pre-basic seed potatoes**

Minimum conditions for lots of pre-basic seed potatoes

It has to be provided that lots of pre-basic seed potatoes shall satisfy the following minimum conditions:

(a) presence of earth and extraneous matter shall not exceed 1.0% by mass;

(b) the number of potatoes affected by rots, other than ring rot or brown rot, shall not be present in a quantity exceeding 0.2% by mass;

(c) the number of potatoes with external blemishes, including misshapen or damaged tubers, shall not exceed 3.0% by mass;

(d) the number of potatoes affected by common scab over more than one third of their surface shall not exceed 5.0% by mass;

(e) shrivelled tubers due to excessive dehydration or dehydration caused by silver scurf shall not exceed 0.5% by mass;

(f) lots of pre-basic seed potatoes shall comply with the following requirements concerning the presence of RNQPs, or diseases caused by the respective RNQPs as set out in table 1.22 below:

Table 1.22:

RNQPs or symptoms caused by RNQPs	**Threshold for the presence of RNQPs on the lots of pre-basic seed potato**
1	2
Candidatus Liberibacter *solanacearum* Liefting et al. [LIBEPS]	0%
Ditylenchus destructor Thorne [DITYDE]	0%
Black scurf affecting tubers over more than 10% of their surface as caused by *Thanatephorus cucumeris* (A.B. Frank) Donk [RHIZSO]	1.0%
Powdery scab affecting tubers over more than 10% of their surface as caused by *Spongospora subterranea* (Wallr.) Lagerh. [SPONSU]	1.0%

(g) the total number of potatoes, as referred to in points (b) to (f), shall not exceed 6.0% by mass.

Basic and certified seed

Minimum quality conditions for lots of basic and certified seed potatoes

The following tolerances for impurities, blemishes and RNQPs, or symptoms caused by RNQPs, are allowed for seed potatoes:

(1) presence of earth and extraneous matter: 1.0%

by mass for basic seed potatoes and 2.0% by mass for certified seed potatoes;

(2) dry and wet rot combined, except if caused by *Synchytrium endobioticum*, *Clavibactermichiganensis* ssp. *sepedonicus* or *Ralstonia solanacearum*: 0.5% by mass, of which wet rot 0.2% by mass;

(3) external blemishes, e.g. misshapen or damaged tubers: 3.0% by mass;

(4) common scab affecting tubers over more than one third of their surface: 5.0% by mass;

(5) shrivelled tubers due to excessive dehydration or dehydration caused by silver scurf: 1.0% by mass;

(6) RNQPs, or symptoms caused by RNQPs, on lots of seed potatoesas set out in table 1.23 below:

Table 1.23:

RNQPs or symptoms caused by RNQPs	**Threshold of the presence of the RNQPs on basic seed potatoes by mass**	**Threshold of the presence of the RNQPs on certified seed potatoes by mass**
1	2	3
Candidatus Liberibacter *solanacearum* Liefting et al.	0%	0%
Ditylenchus destructor Thorne [DITYDE]	0%	0%
Black scurf affecting tubers over more than 10% of their surface as caused by *Thanatephorus cucumeris* (A.B. Frank) Donk [RHIZSO]	5.0%	5.0%
Powdery scab affecting tubers over more than 10% of their surface as caused by *Spongospora subterranea* (Wallr.) Lagerh. [SPONSU]	3.0%	3.0%

(7) total tolerance for items 2 to 6: 6.0% by mass for basic seed potatoes, and 8.0% by mass for certified seed potatoes.";

(d) **i**tem "**Conditions for placing on the market of pre-basic seed potatoes as "Union grades PBTC and PB"** of Section III thereof shall be substituted by the following new item:

"Conditions for placing on the market of pre-basic seed potatoes as "Union grades PBTC and PB"

(1) The conditions for pre-basic seed potatoes of Union grade PBTC shall be as follows:

(a) conditions concerning seed potatoes:

(i) plants not breeding true to the variety, or plants of a different variety, shall not be present in the crop;

(ii) plants, including tubers, are produced through micro-propagation;

(iii) plants, including tubers, are produced in a protected facility and in a growing medium which is free from pests;

(iv) tubers shall not be multiplied beyond the first generation;

(v) plants shall comply with the following thresholds concerning the presence of RNQPs, or symptoms caused by the respective RNQP, as set out in tables 1.24and 1.25 below:

Table 1.24:

RNQPs or symptoms caused by RNQPs	**Threshold for the presence of RNQPs on the growing plants for pre-basic seed potatoes of Union grade PBTC**
1	2
Blackleg (*Dickeya* Samson et al. spp. [1DICKG]; *Pectobacterium* Waldee emend. Hauben et al. spp. [1PECBG])	0%
Candidatus Liberibacter *solanacearum* Liefting et al. [LIBEPS]	0%
Candidatus Phytoplasma *solani* Quaglino et al. [PHYPSO]	0%
Mosaic symptoms caused by viruses And symptoms caused by Potato leaf roll virus [PLRV00]	0%

Potato spindle tuber viroid [PSTVD0]	0%

Table 1.25:

RNQPs or symptoms caused by RNQPs	Threshold for the presence of RNQPs on the direct progeny of pre-basic seed potatoes of Union grade PBTC
1	2
Symptoms of virus infection	0%

(b) conditions concerning lots:

(i) they shall be free from seed potatoes affected by rots;

(ii) they shall be free from seed potatoes affected by common scab;

(iii) they shall be free from seed potatoes excessively shrivelled due to dehydration;

(iv) they shall be free from seed potatoes with external blemishes, including misshapen or damaged tubers;

(v) lots of pre-basic seed potatoes shall comply with the following thresholds concerning the presence of RNQPs, or symptoms caused by the respective RNQPs as set out in table 1.26 below:

Table 1.26:

RNQPs or symptoms caused by RNQPs	Threshold for the presence of RNQPs on the lots of pre-basic seed potatoes of Union grade PBTC by mass
1	2
Candidatus Liberibacter *solanacearum* Liefting et al. [LIBEPS]	0%
Ditylenchus destructor Thorne [DITYDE]	0%
Black scurf as caused by *Thanatephoruscucumeris* (A.B. Frank) Donk [RHIZSO]	0%
Powdery scab as caused by *Spongosporasubterranea* (Wallr.) Lagerh. [SPONSU]	0%

(2) The conditions for pre-basic seed potatoes of Union grade PB shall be as follows:

(a) conditions concerning seed potatoes:

(i) the number of plants not breeding true to the variety and the number of plants of a different variety together, shall not exceed 0.01%;

(ii) plants shall comply with the following thresholds concerning the presence of RNQPs, or symptoms caused by the respective RNQPs, as set out in tables 1.27 and 1.28 below:

Table 1.27:

RNQPs or symptoms caused by RNQPs	**Threshold for the presence of RNQPs on the growing plants for pre-basic seed potatoes of Union grade PB**
1	2
Blackleg (*Dickeya* Samson et al. spp. [1DICKG]; *Pectobacterium* Waldee emend. Hauben et al. spp. [1PECBG])	0%
Candidatus Liberibacter *solanacearum* Liefting et al. [LIBEPS]	0%
Candidatus phytoplasma *solani* Quaglino et al. [PHYPSO]	0%
Mosaic symptoms caused by viruses and symptoms caused by Potato leaf roll virus [PLRV00]	0.1%
Potato spindle tuber viroid [PSTVD0]	0%

Table 1.28:

RNQPs or symptoms caused by RNQPs	**Threshold for the presence of RNQPs on the direct progeny of pre-basic seed potatoes of Union grade PB**
1	2
Symptoms of virus infection	0.5%

(b) tolerances applicable to lots, as regards the following impurities, blemishes and diseases:

(i) seed potatoes affected by rots, other than ring rot or brown rot, shall not exceed

0.2% by mass;

(ii) seed potatoes affected by common scab over more than one third of their surface, shall not exceed 5.0% by mass;

(iii) shrivelled tubers due to excessive dehydration or dehydration caused by silver scurf, shall not exceed 0.5% by mass;

(iv) seed potatoes with external blemishes, including misshapen or damaged tubers, shall not exceed 3.0% by mass;

(v) the presence of earth and extraneous matter shall not exceed 1.0% by mass;

(vi) lots of pre-basic seed potatoes shall comply with the following thresholds concerning the presence of RNQPs, or symptoms caused by the respective RNQPs as set out in table 1.29 below:

Table 1.29:

RNQPs or symptoms caused by RNQPs	**Threshold for the presence of RNQPs on the lots of pre-basic seed potatoes of Union grade PB by mass**
1	2
Candidatus Liberibacter *solanacearum* Liefting et al. [LIBEPS]	0%
Ditylenchus destructor Thorne [DITYDE]	0%
Black scurf affecting tubers over more than 10% of their surface as caused by *Thanatephorus cucumeris* (A.B. Frank) Donk [RHIZSO]	1.0%
Powdery scab affecting tubers over more than 10% of their surface as caused by *Spongospora subterranea* (Wallr.) Lagerh. [SPONSU]	1.0%

(vii) the total percentage of seed potatoes covered by tolerances, as referred to in points (i) to (iv) and (vi), shall not exceed 6.0% by mass.";

(e) item 2 Part 2 "Seed health" thereof shall be

substituted by the following new items:

"(a) The seed shall be practically free from any pests which reduce the usefulness and quality of the seed.

The seed shall also comply with the requirements concerning Union quarantine pests, protected zone quarantine pests and RNQPs provided for in implementing acts adopted pursuant to Regulation (EU) 2016/2031, as well as with the measures adopted pursuant to Article 30(1) of that Regulation.

(b) The presence of regulated non-quarantine pests (RNQPs) on vegetable seed shall, at least upon visual inspection, not exceed the respective thresholds set out in table 1.30 below:

Table 1.30:

Bacteria		
RNQPs or symptoms caused by RNQPs	**Genus or species of vegetable seed**	**Threshold for the presence of RNQPs on the vegetable seed**
1	2	3
Clavibacter michiganensis ssp. *michiganensis* (Smith) Davis et al. [CORBMI]	*Solanum lycopersicum* L.	0%
Xanthomonas axonopodis pv. *phaseoli* (Smith) Vauterin et al. [XANTPH]	*Phaseolus vulgaris* L.	0%
Xanthomonas euvesicatoria Jones et al. [XANTEU]	*Capsicum annuum* L., *Solanum lycopersicum* L.	0%
Xanthomonasfuscans subsp. *fuscans* Schaad et al. [XANTFF]	*Phaseolus vulgaris* L.	0%
Xanthomonas gardneri (ex Šutič 1957) Jones et al [XANTGA]	*Capsicum annuum* L., *Solanum lycopersicum* L.	0%
Xanthomonas perforans Jones et al. [XANTPF]	*Capsicum annuum* L., *Solanum lycopersicum* L.	0%
Xanthomonas vesicatoria (ex Doidge) Vauterin et al. [XANTVE]	*Capsicum annuum* L., *Solanum lycopersicum* L.	0%

Insects and mites		
RNQPs or symptoms caused by RNQPs	**Genus or species of vegetable seed**	**Threshold for the presence of RNQPs on the vegetable seed**
1	2	3
Acanthoscelides obtectus (Say) [ACANOB]	*Phaseolus coccineus* L., *Phaseolus vulgaris* L.	0%
Bruchus pisorum (Linnaeus) [BRCHPI]	*Pisum sativum* L.	0%
Bruchus rufimanus Boheman [BRCHRU]	*Vicia faba* L.	0%
Nematodes		
RNQPs or symptoms caused by RNQPs	**Genus or species of vegetable seed**	**Threshold for the presence of RNQPs on the vegetable seed**
1	2	3
Ditylenchus dipsaci (Kuehn) Filipjev [DITYDI]	*Allium cepa* L., *Allium porrum* L.	0%
Viruses, viroids, virus-like diseases and phytoplasmas		
RNQPs or symptoms caused by RNQPs	**Genus or species of vegetable seed**	**Threshold for the presence of RNQPs on the vegetable seed**
1	2	2
Pepino mosaic virus [PEPMV0]	*Solanum lycopersicum* L.	0%
Potato spindle tuber viroid [PSTVD0]	*Capsicum annuum* L., *Solanum lycopersicum* L.	0%

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Ippubblikat mid-Dipartiment tal-Informazzjoni (doi.gov.mt) — Valletta — ***Published by the Department of Information (doi.gov.mt) — Valletta***
Mitbugħ fl-Istamperija tal-Gvern fuq karta FSC — ***Printed at the Government Printing Press on FSC certified paper***

Prezz/*Price*
€0.90