

SCHEDULE 15

Article 38(7)

Special measures for the control of Potato Cyst Nematode

1. If, as a result of an official test, Potato Cyst Nematode is recorded, an inspector shall demarcate the contaminated plot.
2. Subject to paragraph 5, a person shall not distribute as seed potatoes any seed potatoes which an inspector is satisfied are contaminated with or likely to be contaminated with Potato Cyst Nematode, unless they have been treated in such a way that, to the satisfaction of an inspector, they are no longer contaminated.
3. Subject to paragraph 5, where contaminated land is demarcated under paragraph 1—
  - (a) no potatoes shall be grown on it; and
  - (b) no plants intended for transplanting shall be grown, stored or moved on it.
4. Where an inspector is satisfied that Potato Cyst Nematode is no longer present on a plot which is demarcated under paragraph 1, he shall revoke that demarcation.
5. A potato variety shall be regarded as being resistant to a particular pathotype of Potato Cyst Nematode for the purposes of paragraph 5(a) if, when that variety is grown, a natural and annual decrease in the population of that pathotype is found to occur.