

SCHEDULES

SCHEDULE 5

Certification requirements

PART 4

Certification of certified material

Health requirements: certified material

22.—^[F1](1) A certified mother plant or certified material must be found to be free from any RNQP listed in Annex 1 or 2 to [Directive 2014/98/EU](#) in relation to the genus or species concerned, subject to the requirements of Annex 4 to that Directive specified in relation to the genus or species concerned, and category.

(2) An inspector and, where appropriate the supplier, must sample and test the certified mother plant or certified material—

- (a) in cases of doubt as to the presence of any RNQP listed in Annex 1 to [Directive 2014/98/EU](#), for such pests;
- (b) for the RNQPs listed in Annex 2 to [Directive 2014/98/EU](#), subject to the requirements of Annex 4 to that Directive specified in relation to the genus or species concerned, and category.]

(3) The Department, and, where appropriate, a supplier, establishes compliance with ^[F2]paragraph (1) by visual inspection.]

(4) Visual inspections and sampling and testing must be conducted in accordance with Annex IV to [Directive 2014/98/EU](#), as regards the genus or species concerned and, in the case of sampling and testing, also in accordance with the appropriate protocol.

(5) Sub-paragraphs (1) and (2) do not apply to certified mother plants and certified material during cryopreservation.

Textual Amendments

- F1** Sch. 5 para. 22(1)(2) substituted (31.12.2020) by [The Marketing of Seed Potatoes, Plant and Propagating Material Regulations \(Northern Ireland\) 2020 \(S.R. 2020/359\)](#), regs. 1, **5(7)(j)(i)**
- F2** Words in Sch. 5 para. 22(3) substituted (31.12.2020) by [The Marketing of Seed Potatoes, Plant and Propagating Material Regulations \(Northern Ireland\) 2020 \(S.R. 2020/359\)](#), regs. 1, **5(7)(j)(ii)**

Changes to legislation:

There are currently no known outstanding effects for the The Marketing of Fruit Plant and Propagating Material Regulations (Northern Ireland) 2017, Paragraph 22.