

## SCHEDULE 2

### Specific measures relating to certain solanaceous species

## PART 6

### Measures for the control of Potato Ring Rot

#### **Restrictions in relation to specified plant material or objects contaminated or probably contaminated with Potato Ring Rot**

**29.**—(1) Where specified plant material is designated by a plant health inspector to be contaminated with Potato Ring Rot in accordance with paragraph 28(1)(a) of this schedule—

- [<sup>F1</sup>(a) a plant health inspector must serve a notice under regulation 15 requiring that no person may—
- (i) knowingly plant that material, or
  - (ii) knowingly cause or permit that plant material to be planted, and
- (b) the notice under regulation 15 must require that material to be disposed of in accordance with sub-paragraph (2)].

(2) Material can be required to be disposed of—

- (a) by destruction, or
- (b) by [<sup>F2</sup>an officially approved disposal method that ensures that there is no identifiable risk of Potato Ring Rot spreading].

(3) Where specified plant material is designated by a plant health inspector to be probably contaminated in accordance with paragraph 28(4) of this schedule, a plant health inspector must serve a notice under regulation 15 requiring that—

- (a) no person may—
  - (i) knowingly plant that material, or
  - (ii) knowingly cause or permit that material to be planted, and
- (b) the material must be used or disposed of [<sup>F3</sup>in a manner that ensures that there is no identifiable risk of Potato Ring Rot spreading].

(4) Where any machinery, vehicle, vessel, store or any part of such machinery, vehicle, vessel or store, or any object (including packaging material) has been designated by a plant health inspector as contaminated in accordance with paragraph 28(1)(a) of this schedule or as probably contaminated in accordance with paragraph 28(4) of this schedule, a plant health inspector must serve a notice under regulation 15 requiring that it is—

- (a) disposed of by destruction, or
- (b) cleansed and disinfected, such that there is no identifiable risk of Potato Ring Rot spreading.

(5) Anything cleansed and disinfected in accordance with sub-paragraph (4)(b) is no longer to be treated as contaminated for the purposes of [<sup>F4</sup>this Part].

**Changes to legislation:** There are currently no known outstanding effects for the *The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019, Paragraph 29.* (See end of Document for details)

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### Textual Amendments

- F1** Sch. 2 para. 29(1)(a)(b) substituted (27.6.2020) by [The Plant Health \(Official Controls and Miscellaneous Provisions\) \(Miscellaneous Amendments\) \(Scotland\) Regulations 2020 \(S.S.I. 2020/176\)](#), regs. 1(1), **21(3)**
- F2** Words in sch. 2 para. 29(2)(b) substituted (31.12.2020) by [The Plant Health \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/466\)](#), regs. 1(1)(c), **26(c)(i)** (with reg. 32)
- F3** Words in sch. 2 para. 29(3)(b) substituted (31.12.2020) by [The Plant Health \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/466\)](#), regs. 1(1)(c), **26(c)(ii)** (with reg. 32)
- F4** Words in sch. 2 para. 29(5) substituted (31.12.2020) by [The Plant Health \(EU Exit\) \(Scotland\) \(Amendment etc.\) Regulations 2020 \(S.S.I. 2020/466\)](#), regs. 1(1)(c), **26(c)(iii)** (with reg. 32)

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### Commencement Information

- I1** Sch. 2 para. 29 in force at 14.12.2019, see reg. 1(1)

**Changes to legislation:**

There are currently no known outstanding effects for the The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019, Paragraph 29.