

## SCHEDULE 2

Specific measures relating to certain solanaceous species

### PART 3

Measures for the control of Potato Wart Disease

#### Official measures relating to contaminated plots of land

- 8.—(1) A plant health inspector must in accordance with [<sup>F1</sup>this Part] demarcate any—
- (a) contaminated plot, and
  - (b) a safety zone around that plot which is large enough to ensure the protection of the surrounding areas.

(2) A plant health inspector must serve a notice under regulation 15 requiring any potato tubers or haulms which are present on the contaminated plot, or which come from the contaminated plot, to be treated in such a way that the Potato Wart Disease present on them is destroyed.

(3) Where a plant health inspector is satisfied that any potato tubers or haulms are contaminated with Potato Wart Disease and the plant health inspector cannot determine whether those tubers or haulms have been present on a contaminated plot, the plant health inspector may serve a notice under regulation 15 which requires the whole batch containing the affected tubers or haulms to be treated in such a way that there is no risk of Potato Wart Disease spreading.

#### Textual Amendments

- F1** Words in *sch. 2 para. 8(1)* substituted (31.12.2020) by *The Plant Health (EU Exit) (Scotland) (Amendment etc.) Regulations 2020 (S.S.I. 2020/466)*, regs. 1(1)(c), **24** (with reg. 32)

#### Commencement Information

- I1** Sch. 2 para. 8 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 8.