

SCHEDULE 2

Specific measures relating to certain solanaceous species

PART 3

Measures for the control of Potato Wart Disease

Prohibition on the planting of potatoes on contaminated plots

9.—(1) Where a contaminated plot is demarcated under paragraph 8(1) of this schedule [^{F1}a plant health inspector must serve a notice under regulation 15 requiring that] —

- (a) no potatoes may be grown on it, and
- (b) no plants intended for transplanting may be grown, stored or moved on it.

(2) No person may grow potatoes in a safety zone demarcated under paragraph 8(1) of this schedule unless a plant health inspector is satisfied that they are of a variety which is resistant to the races of *Synchytrium endobioticum* found on the contaminated plot to which the safety zone relates.

(3) A potato variety is to be considered resistant to a particular race of *Synchytrium endobioticum* for the purposes of sub-paragraph (2) where that variety reacts to contamination by the pathogenic agent of that race in such a way that there is no danger of secondary infection.

Textual Amendments

- F1** Words in sch. 2 para. 9(1) inserted (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(2)

Commencement Information

- I1** Sch. 2 para. 9 in force at 14.12.2019, see reg. 1(1)

Status:

Point in time view as at 31/12/2020.

Changes to legislation:

There are currently no known outstanding effects for the The Plant Health (Official Controls and Miscellaneous Provisions) (Scotland) Regulations 2019, Paragraph 9.