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 STATUTORY INSTRUMENTS
 

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1984 No. 1871

## PLANT HEALTH

**The Chrysanthemum (Temporary Prohibition on Landing)  
(Great Britain) Order 1984**

<i>Made - - - -</i>	<i>29th November 1984</i>
<i>Laid before Parliament</i>	<i>30th November 1984</i>
<i>Coming into Operation</i>	<i>1st December 1984</i>

The Minister of Agriculture, Fisheries and Food in relation to England, the Secretary of State for Scotland in relation to Scotland and the Secretary of State for Wales in relation to Wales, in exercise of the powers conferred by sections 2 and 3(1) and (2) of the Plant Health Act 1967 (a), as read with section 20 of the Agriculture (Miscellaneous Provisions) Act 1972 (b), and now vested in them (c), and every other power enabling them in that behalf, hereby make the following order:—

*Title, extent, commencement and duration*

1. This order may be cited as the Chrysanthemum (Temporary Prohibition on Landing) (Great Britain) Order 1984, shall apply to Great Britain, shall come into operation on 1st December 1984 and shall cease to have effect on 31st March 1985.

*Prohibition on landing*

2. The landing in Great Britain of florists' chrysanthemum (species, hybrids and cultivars of *Dendranthema* (DC) Desmoul.) grown in Italy is hereby prohibited.

*Application of the Import and Export (Plant Health) (Great Britain) Order 1980*

3. The provisions of Articles 12 (examination, sampling and marking), 13 and 15 (procedure when plants are landed), 16 (powers of an officer of Customs and Excise), 17 (licences) and 19 (service of notices) of the Import and Export (Plant Health) (Great Britain) Order 1980 (d) shall apply in relation to the prohibition contained in Article 2 of this order.

In Witness whereof the official seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 29th November 1984.

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(a) 1967 c.8; section 3(2) was amended by the European Communities Act 1972 (c.68), section 4(1) and Schedule 4, paragraph 8.

(b) 1972 c.62.

(c) In the case of the Secretary of State for Wales by virtue of S.I. 1978/272.

(d) S.I. 1980/420, to which there are amendments not relevant to this order.



*Michael Jopling,*  
Minister of Agriculture, Fisheries  
and Food.

*George Younger,*  
Secretary of State for Scotland.

29th November 1984.

*Nicholas Edwards,*  
Secretary of State for Wales.

29th November 1984.

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#### EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order prohibits for 4 months from 1st December 1984 the landing in Great Britain of chrysanthemums grown in Italy.

The following provisions of the Import and Export (Plant Health) (Great Britain) Order 1980 apply to the prohibition on landing contained in Article 2:—

- (a)* an officer of the appropriate Minister authorised for the purposes of that Order has the powers of entry, examination and sampling and powers to enable remedial action to be taken when plants or flowers are landed or are likely to be landed in contravention of this Order (Articles 12 and 13 of that Order);
- (b)* Officers of Customs and Excise may detain plants and flowers for examination (Article 16 of that Order);
- (c)* the landing of a plant or flower which is prohibited by this Order may be authorised by licence (Article 17 of that Order).

Any person who lands a plant or flower in contravention of this Order with intent to evade the prohibition contained in it is guilty of an offence under section 50(2) of the Customs and Excise Management Act 1979 (c.2) and may be detained. A person guilty of such offence is liable, on summary conviction, to a penalty of £2,000 or of three times the value of the goods, whichever is the greater, or to imprisonment for a term not exceeding 6 months, or to both, and, on conviction on indictment, to a penalty of any amount, or to imprisonment for a term not exceeding 2 years, or to both.



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