
STATUTORY INSTRUMENTS

1993 No. 1320

The Plant Health (Great Britain) Order 1993

Information to be given

32.—(1) Any person who—

- (a) is the owner or occupier or other person in charge of premises in respect of which a notice has been served under this Order;
- (b) has or has had or is reasonably suspected by an inspector or any other officer of the appropriate Minister to have or have had in his possession or under his charge—
 - (i) any plant pest which is of a description specified in Schedule 1 or 2, or
 - (ii) any plant pest which is not normally present in Great Britain and which is likely to be injurious to plants in Great Britain, or
 - (iii) any plant, plant product or other object carrying or infected with a plant pest mentioned in paragraph (1)(b)(i) or (ii) of this Article, or
 - (iv) any plant, plant product or other object which an inspector or any other officer of the Minister knows to have been landed or suspects has been landed in, or exported to a third country from Great Britain, or
 - (v) any plant, plant product or other object which an inspector or any other officer of the Minister knows or has reasonable cause to believe to have been moved from elsewhere in the European Community into, or within, Great Britain,
- (c) as auctioneer, salesman or otherwise, has sold, offered for sale or otherwise disposed of any of the things mentioned in sub-paragraph (b) of this article,

shall, if so required by an inspector or any other officer of the appropriate Minister by notice in writing, give to the said inspector or officer within such reasonable time as may be specified in that notice, any information he may possess as to plants grown or products stored at any time on the premises mentioned in sub-paragraph (a) of this article, as to any of the things mentioned in sub-paragraph (b) of this article and as to the persons who have or have had or are likely to have or have had any of the last mentioned things in their possession or under their charge, and shall produce for examination by an inspector or other officer, any licences, declarations, certificates, records, invoices or other documents relating to such things.

(2) Any information given under this article shall not be used as evidence against the person giving the information in any prosecution, except in respect of an alleged failure to comply with this Article.