
STATUTORY INSTRUMENTS

2005 No. 2530

The Plant Health (England) Order 2005

PART 3

INTERNAL COMMUNITY CONTROLS ON MOVEMENT

Prevention of the spread of plant pests

20.—(1) No person shall knowingly keep, store, sell, plant, move or otherwise dispose of or knowingly cause or permit to be kept, stored, sold, planted, moved or otherwise disposed of—

- (a) any plant pest of a description specified in Schedule 1;
- (b) any relevant material of a description specified in column 2 of Schedule 2 carrying or infected with a plant pest of a description specified in column 3 of that Schedule opposite the reference to that relevant material;
- (c) any plant pest which, although not specified in Schedule 1 or in column 3 of Schedule 2, is not normally present in Great Britain and which is likely to be injurious to plants in Great Britain;
- (d) any relevant material landed in contravention of article 5(1)(d), (e) or (f) or article 19(1)(d),(e), (f) or (g);
- (e) subject to article 22, any relevant material of a description specified in column 2 of Part B of Schedule 4 which originates in Great Britain, unless the requirements specified in column 3 of that Part opposite the reference to that relevant material have been complied with;
- (f) subject to article 22 and without prejudice to any requirements specified in column 3 of Part B of Schedule 4 relating to the relevant material, any relevant material of a description specified in column 2 of Part C of Schedule 4 which originates in Great Britain, unless the requirements specified in column 3 of that Part opposite the reference to that relevant material have been complied with; or
- (g) any relevant material introduced into England from Scotland or Wales which, if it had been introduced from a third country or from another part of the European Community, would have contravened article 5(1)(d), (e) or (f) or article 19(1)(d), (e), (f) or (g).

(2) Nothing in paragraph (1) shall prohibit the keeping, storing, moving or otherwise disposing of any plant pest or relevant material referred to in that paragraph in compliance with any requirement imposed by an inspector under Part 6 in respect of that plant pest or relevant material.

Commencement Information

II Art. 20 in force at 3.10.2005, see [art. 1\(1\)](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Plant Health (England) Order 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- [art. 20\(2\)](#) words inserted by [S.I. 2010/1510 art. 3](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

- Order revoked by [S.I. 2015/610 art. 49\(1\)](#)

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Pt. 7A inserted by [S.I. 2008/2411 art. 2\(5\)](#)
- Pt. 7A omitted by [S.I. 2014/979 art. 4\(1\)](#)
- Sch. 1 Pt. C inserted by [S.I. 2014/2385 art. 14\(3\)](#)
- Sch. 5 Pt. A para. 2A inserted by [S.I. 2013/2687 art. 11](#)
- Sch. 5 Pt. A para. 2A substituted by [S.I. 2014/2385 art. 17\(1\)\(c\)](#)
- Sch. 5 Pt. A para. 2(e)-(j) substituted for 2(e)-(f) by [S.I. 2014/2385 art. 17\(1\)\(b\)](#)
- Sch. 6 Pt. A para. 7(ca) inserted by [S.I. 2009/587 art. 2\(10\)](#)
- Sch. 6 Pt. A para. 3B inserted by [S.I. 2013/1477 art. 11\(a\)](#)
- Sch. 6 Pt. A para. 1011 inserted by [S.I. 2013/1477 art. 11\(c\)](#)
- Sch. 6 Pt. B para. A1-A3 inserted by [S.I. 2014/2385 art. 18\(2\)](#)
- Sch. 6 Pt. A para. 8 substituted by [S.I. 2013/1477 art. 11\(b\)](#)
- Sch. 6 Pt. A para. 8 word substituted by [S.I. 2014/2385 art. 18\(1\)\(c\)](#)
- Sch. 7 Pt. A para. 3B inserted by [S.I. 2013/1477 art. 12\(a\)](#)
- Sch. 7 Pt. A para. 1011 inserted by [S.I. 2013/1477 art. 12\(c\)](#)
- Sch. 8 Pt. A para. 5(ea) inserted by [S.I. 2012/697 reg. 4\(2\)\(b\)](#)
- Sch. 16 para. 10(b)(c) substituted by [S.I. 2007/1893 art. 2\(6\)\(g\)](#)
- Sch. 16 para. 12(b)-(d) substituted for Sch. 16 para. (b)(c) by [S.I. 2007/1893 art. 2\(6\)\(i\)\(ii\)](#)
- Sch. 17 Pt. A para. 14(aa) inserted by [S.I. 2007/1893 art. 2\(7\)\(i\)](#)
- Sch. 17 Pt. B para. 6(a)(iv) inserted by [S.I. 2007/1893 art. 2\(8\)\(d\)](#)
- Sch. 17 Pt. A para. 10(b)(c) substituted by [S.I. 2007/1893 art. 2\(7\)\(f\)\(ii\)](#)
- Sch. 17 Pt. A para. 10(a)(ii)(aa) words substituted by [S.I. 2007/1893 art. 2\(7\)\(f\)\(i\)](#)
- [art. 5\(1A\)](#) inserted by [S.I. 2014/2385 art. 4\(b\)](#)
- [art. 12\(2\)\(aa\)](#) inserted by [S.I. 2006/2307 art. 2\(4\)\(a\)](#)
- [art. 12\(2\)\(aa\)](#) substituted by [S.I. 2013/1477 art. 5\(a\)](#)
- [art. 12\(2\)\(cc\)](#) inserted by [S.I. 2006/2307 art. 2\(4\)\(b\)](#)
- [art. 12\(2\)\(cc\)](#) substituted by [S.I. 2013/1477 art. 5\(c\)](#)
- [art. 12\(2\)\(cc\)](#) word substituted by [S.I. 2014/2385 art. 6\(b\)](#)
- [art. 19\(1A\)](#) inserted by [S.I. 2014/2385 art. 7\(b\)](#)
- [art. 19\(3\)](#) inserted by [S.I. 2008/2411 art. 2\(3\)](#)
- [art. 19\(3\)-\(5\)](#) substituted for [art. 19\(3\)](#) by [S.I. 2012/3033 art. 2\(2\)](#)
- [art. 19\(5\)](#) substituted by [S.I. 2013/23 art. 2\(2\)](#)
- [art. 19\(6\)-\(8\)](#) inserted by [S.I. 2013/23 art. 2\(3\)](#)
- [art. 19\(6\)](#) substituted by [S.I. 2014/979 art. 3\(1\)](#)
- [art. 19\(6\)\(a\)](#) words inserted by [S.I. 2013/2687 art. 5\(a\)](#)
- [art. 19\(6\)\(b\)](#) words inserted by [S.I. 2013/2687 art. 5\(b\)](#)
- [art. 19\(8\)](#) substituted by [S.I. 2014/979 art. 3\(2\)](#)
- [art. 20\(1\)\(a\)\(aa\)](#) substituted for [art. 20\(1\)\(a\)](#) by [S.I. 2014/2385 art. 8](#)
- [art. 21\(8\)\(9\)](#) inserted by [S.I. 2013/2687 art. 6](#)
- [art. 21\(8\)](#) substituted for [art. 21\(8\)\(9\)](#) by [S.I. 2014/2385 art. 9](#)
- [art. 22\(1\)\(1A\)](#) substituted for [art. 22\(1\)](#) by [S.I. 2013/2687 art. 7](#)

- art. 22(3)(4) inserted by S.I. 2013/1477 art. 6
- art. 22(4) substituted by S.I. 2014/2385 art. 10(b)
- art. 24(5) added by S.I. 2006/2307 art. 2(6)
- art. 24(5) words inserted by S.I. 2013/2687 art. 8
- art. 42(1A) inserted by S.I. 2006/2307 art. 2(8)(b)
- art. 42(2)(bb) inserted by S.I. 2014/2385 art. 13
- art. 43(1A) inserted by S.I. 2006/2307 art. 2(9)(b)
- art. 44A inserted by S.I. 2012/697 reg. 3(1)
- art. 45(1)(a)(viA) inserted by S.I. 2006/2307 art. 2(10)(a)
- art. 45(1)(a)(xiB) inserted by S.I. 2008/2411 art. 2(7)
- art. 45(1)(a)(xiva) inserted by S.I. 2012/697 reg. 3(2)(a)(ii)
- art. 45(1)(a)(xiA) words inserted by S.I. 2006/2307 art. 2(10)(b)
- art. 45(1)(a)(xiii)-(xv) substituted for art. 45(1)(a)(xiii)(xiv) by S.I. 2010/1510 art. 6
- art. 45(4A) inserted by S.I. 2012/697 reg. 3(2)(b)