

spp., *Malus* spp.,
Platanus spp., *Populus*
spp., *Prunus* spp., *Pyrus*
spp., *Salix* spp., and
Ulmus spp., intended for
planting, originating in
any third country where
Anoplophora chinensis
(Forster) is known to
occur

protection organisation in the country of
origin in accordance with ISPM No. 4 (the
name of the pest-free area to be mentioned on
the phytosanitary certificate or phytosanitary
certificate for re-export under the rubric
“Place of origin”); or

(b) that—

(i) the plants have been grown during a
period of at least two years prior to
export in a place of production, which is
registered and supervised by the national
plant protection organisation in the
country of origin, established as free
from *Anoplophora chinensis* (Forster) in
accordance with ISPM No. 10 and which
has been subjected annually to two
official inspections for any signs of
Anoplophora chinensis (Forster) carried
out at appropriate times and no signs of
the organism have been found;

(ii) the plants have been grown in a site—

(aa) with complete physical protection
against the introduction of
Anoplophora chinensis (Forster);
or

(bb) with the application of appropriate
preventive treatments and
surrounded by a buffer zone with a
radius of at least two km where
official surveys for the presence or
signs of *Anoplophora chinensis*
(Forster) are carried out annually
at appropriate times and, where
signs of *Anoplophora chinensis*
(Forster) are found, eradication
measures are immediately taken to
restore the pest freedom of the
buffer zone; and

(iii) immediately prior to export,
consignments of the plants have been
officially subjected to a meticulous
inspection for the presence of
Anoplophora chinensis (Forster), in
particular in roots and stems of the plants
and where appropriate including
destructive sampling”.

(4) In Part B of Schedule 4, after item 36 insert—

“37. Plants, other than seeds,
of *Acer* spp., *Aesculus*
hippocastanum, *Alnus*
spp., *Betula* spp.,
Carpinus spp., *Citrus*
spp., *Corylus* spp.,
Cotoneaster spp., *Fagus*

The plants shall be accompanied by an official
statement—

(a) that the plants have been grown during a
period of at least two years prior to movement
in a place of production which is registered in
accordance with Commission Directive
92/90/EEC (establishing obligations to which

spp., *Lagerstroemia* spp., *Malus* spp., *Platanus* spp., *Populus* spp., *Prunus* spp., *Pyrus* spp., *Salix* spp., and *Ulmus* spp., intended for planting, originating in an area from time to time demarcated under a legislative or administrative procedure in a member State for the purpose of eradicating and monitoring an infestation of *Anoplophora chinensis* (Forster)

producers and importers of plants, plant products or other objects are subject and establishing details for their registration)(a) and which has been subjected annually to two official meticulous inspections for any signs of *Anoplophora chinensis* (Forster), carried out at appropriate times and where appropriate including destructive sampling, and no signs of the organism have been found; and

- (b) that the plants were placed in a site—
 - (i) with complete physical protection against the introduction of *Anoplophora chinensis* (Forster); or
 - (ii) with the application of appropriate preventive treatments and surrounded by a buffer zone with a radius of at least two km beyond the boundary of the infested zone where official surveys for the presence or signs of *Anoplophora chinensis* (Forster) are carried out annually at appropriate times and where signs of *Anoplophora chinensis* (Forster) are found, eradication measures are immediately taken to restore the pest freedom of the buffer zone”.

(5) In Part A of Schedule 6 and Part A of Schedule 7, after item 7 insert—

“8. Without prejudice to paragraphs 1 and 7, plants, other than seeds, of *Acer* spp., *Aesculus hippocastanum*, *Alnus* spp., *Betula* spp., *Carpinus* spp., *Citrus* spp., *Corylus* spp., *Cotoneaster* spp., *Fagus* spp., *Lagerstroemia* spp., *Malus* spp., *Platanus* spp., *Populus* spp., *Prunus* spp., *Pyrus* spp., *Salix* spp., and *Ulmus* spp., intended for planting, originating in any third country where *Anoplophora chinensis* (Forster) is known to occur or in an area demarcated under a legislative or administrative procedure in a member State for the purpose of eradicating and monitoring an infestation of *Anoplophora chinensis* (Forster)”.

Jane Kennedy
Minister of State

19th October 2008

Department for Environment, Food and Rural Affairs

(a) OJ No L 344, 26.11.1992, p 38.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Plant Health (England) Order 2005 (S.I. 2005/2530) so as—

- to clarify the scientific name for citrus longhorn beetle as *Anoplophora chinensis* (Forster);
- to prohibit imports of certain plant species originating in any third country where *Anoplophora chinensis* (Forster) is known to be present unless certain conditions are met (article 2(3)); and
- to require such plant species originating in such third countries or in the European Community to have a plant passport before being moved within the Community (article 2(4) and (5)).

It is an offence under the Plant Health (England) Order 2005 to contravene these requirements.

A full impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

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